

LEGAL STUDIES (2022- 23)

(Code No. 074)

Class XII (2022–23)

Time: 3 hrs.

Marks: 80

| S.no. | | Periods | Marks |
|--------------|---|----------------|--------------|
| 1 | Judiciary | 30 | 10 |
| 2 | Topics of Law | 40 | 20 |
| 3 | Arbitration, Tribunal Adjudication and Alternative Dispute Resolution | 30 | 10 |
| 4 | Human Rights in India | 30 | 10 |
| 5 | Legal Profession in India | 30 | 10 |
| 6 | Legal Services | 30 | 10 |
| 7 | International Context | 30 | 10 |
| 8 | Project (Based on Syllabus) | 20 | 20 |
| | Total | 220 | 100 |

Theory- 80 marks (One Paper)

Internal Assessment- Project Based Assessment- 20 marks

Course Contents:

| S No | Unit | Topics |
|------|--|--|
| 1 | Judiciary | <ol style="list-style-type: none">i. Structure and Hierarchy of Courts and Legal Offices in Indiaii. Constitution, Roles and Impartialityiii. Appointments, Trainings, Retirement and Removal of Judgesiv. Courts and Judicial Review |
| 2 | Topics of Law | <ol style="list-style-type: none">i. Law of Propertyii. Law of Contractsiii. Law of Tortsiv. Introduction to Criminal Laws in India |
| 3 | Arbitration, Tribunal Adjudication and Alternative Dispute Resolution | <ol style="list-style-type: none">i. Adversarial and Inquisitorial Systemsii. Introduction to Alternative Dispute Resolutioniii. Types of ADR- Arbitration, Administrative Tribunalsiv. Mediation and Conciliationv. Lok Adalatsvi. Ombudsmanvii. Lokpal and Lokayukta |
| 4 | Human Rights in India | <ol style="list-style-type: none">i. Constitutional framework and Related laws in India- Human Rights in India; Preamble, Fundamental Rights, Fundamental Duties, Directive Principles of State Policyii. Complaint mechanism of quasi judicial bodies- NHRC, NCM, NCW, NCSC and NCST |
| 5 | Legal Profession in India | <ol style="list-style-type: none">i. The Advocates Act, 1961ii. The Bar Council of Indiaiii. Lawyers and Professional Ethics Professional duties of an advocate; Advertising by Lawyersiv. Opportunities for Law graduatesv. Legal Education in Indiavi. Liberalization of the Legal Professionvii. Women and Legal Profession in India. |

| | | |
|---|--|---|
| 6 | Legal Services | <ul style="list-style-type: none"> i. Free Legal Aid under Criminal law, Legal Aid by the State, Legal Aid under the Indian Constitution ii. NALSA Regulations, 2010 iii. Criteria for giving free Legal Services iv. Lok Adalats v. Legal Aid in Context of Social Justice and Human Rights |
| 7 | International Context | <ul style="list-style-type: none"> i. Introduction to International Law ii. Sources of International Law – Treaties, Customs and ICJ Decisions iii. International Institutions iv. International Human Rights v. Customary International Law vi. International law & Municipal Law vii. International Law & India viii. Dispute Resolution – ICJ, ICC and Other Dispute Resolution Mechanisms |
| 8 | Project (Based on Syllabus) Refer below | |

PROJECT GUIDELINES

INTRODUCTION-

The student is required to do a project on 'Understanding Case Laws'

OBJECTIVES-

The project work aims to enable students to:

- identify a legal problem and provide its remedy
- select relevant legal sources and conduct research
- analyse and distinguish between types of cases
- apply case laws and relevant statutory laws

METHODOLOGY-

1. The student is required to select any **3 decided cases** related to the curriculum where one must be civil in nature, one criminal and one constitutional in character.
2. The research on the cases must include the following points:
 - a) Name of the case
 - b) Parties to the case
 - c) Citation
 - d) Bench
 - e) Nature of the case (Civil, Criminal or Constitutional)
 - f) Facts of the case and issues involved
 - g) Arguments of the parties
 - h) Decision of the case

Rubrics

| Topic | Exceeding (76-100 percent) | Accomplished (61-75 percent) | Developing (34-60 percent) | Beginning (15-33 percent) |
|--|---|--|--|---|
| Presentation of all facts of the case | - All of the relevant facts are presented clearly in a chronological, organized, logical and interesting sequence -The facts are supported with relevant evidence related to the case | - Most of the crucial facts have been stated sequentially as per the happening of the case | - Some facts are stated but not in a sequential manner | -Only a few unrelated and irrelevant facts have been stated |
| Statement of Legal problem and prediction about outcome | -Legal problem has been precisely defined and unambiguously stated -Analysis of the legal problem has been done thoroughly and predicts clear outcome with logical reasoning | -Legal problem has been nearly correctly stated - Analysis of the legal problem predicts a near clear outcome | - Legal problem has been vaguely conceived -Analysis of the Legal problem does not predict a clear outcome | -Legal problem has not been identified clearly, -No analysis of the legal problem has been done to predict the outcome |
| Information gathering | - The information gathered in relation to the case is relevant and sufficient to encompass all crucial facts and all applicable laws | - The information gathered in relation to the case is relevant and sufficient to encompass only crucial facts without applicable laws | The information gathered in relation to the case is relevant but insufficient to encompass all relevant facts and applicable laws | -The information gathered in relation to the case is insufficient |
| Establishing correlation in facts | - All of the crucial facts are well correlated to each other and presented in a logically persuasive manner | - Most of the crucial facts have been stated and are correlated to each other and presented in a logically persuasive manner | - Some of the stated facts are correlated to each other and presented in a logical manner | -The stated facts lack correlation and are not presented in a logically persuasive manner |

| | | | | |
|--|--|--|---|--|
| <p>legal analysis and reasoning</p> | <p>- Legal analysis is done by organizing evidence to accentuate differences, or similarities related to case. Use superior inductive and deductive reasoning abilities and present analogy.</p> | <p>- Legal analysis is done by organizing some evidences but organization is less than effective. Shows less Logical reasoning (inductive –deductive) than required.</p> | <p>- Legal analysis is done by organizing some evidences but organization is not effective. Logical reasoning (inductive-deductive) is missing.</p> | <p>- List some evidences but not able to organize it. Legal analysis is incoherent</p> |
| <p>Reflections on the Case</p> | <p>Corroborate alternative arguments with research and innovation. Question existing beliefs. Show inconsistencies in existing body of evidence to arrive at result. Analyse pros and cons of existing decision viz a viz alternative solutions.</p> | <p>Identify connection between existing laws and their application in this case. Consider alternative arguments to affect the present outcome.</p> | <p>Analyse from a personal perspective why a particular action/decision has happened.</p> | <p>repeats only what has happened in the case</p> |

Legal Studies
DESIGN OF THE QUESTION PAPER -CLASS XI and XII (2022-23)

Time : 3 Hours

Max. Marks: 80

| Sr. No. | Competencies | Total Marks | % Weightage |
|---------|--|-------------|-------------|
| 1 | Remembering and Understanding Exhibit memory of previously learned material by recalling facts, terms, basic concepts, and answers. Demonstrate understanding of facts and ideas by organizing, comparing, translating, interpreting, giving descriptions, and stating main ideas | 24 | 30 |
| 2 | Applying Solve problems to new situations by applying acquired knowledge, facts, techniques and rules in a different way. | 24 | 30 |
| 3 | Analysing, Evaluating and Creating: Examine and break information into parts by identifying motives or causes. Make inferences and find evidence to support, generalizations, Present and defend opinions by making judgments about information, validity of ideas, or quality of work based on a set of criteria. Compile information together in a different way by combining elements in a new pattern or proposing alternative solutions | 32 | 40 |
| | Total | 80 | 100 |

1. *No chapter wise weightage. Care to be taken to cover all the chapters.*
2. *Suitable internal variations may be made for generating various templates.*

Choice(s):

There will be no overall choice in the question paper. However, 33% internal choices will be given in all the sections.

Internal Assessment

A Project based internal assessment of twenty marks will be done as indicated above.