

Course Plan

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|---|---|
| Course Title: Legal Methods | Course Code: 21LBLC101 |
| Programme: B.B.A.LL.B. | Semester: I |
| Credits: 4 | L-T-P: 3-1-0 |
| ISA Marks: 50 | ESA Marks: 50 |
| Course Teacher: Ashwary Sharma | Date of Preparation: 8 th Sep 2021 |
| Course Plan Reviewer: Dr. Manojkumar V Hiremath | Date of Review: 6 th Sep 2021 |

Course Objective

Law is an autonomous discipline and has its own materials and methods. However, law is related to other processes in society, mainly social, political and cultural. This course is designed to familiarise the students with basic research skills, sources of legal materials, to find the law and case law and to make the students appreciate law in the context of other social processes. The course will lay groundwork for a student to think and act like a lawyer.

Course Outcomes (COs)

- Describe the main ideas of law and its relationships with various disciplines
- Classify the different laws, wrongs, and legal systems
- Write a research essay
- Find law from various legal materials
- Apply case law techniques and rules of interpretation in legal studies

Course Teacher: Ashwary Sharma

Reviewer: Dr. Manojkumar V Hiremath

Mapping of Course Outcomes (COs) with Program Outcomes

| Course Outcomes (COs) | Relevant Program Outcomes (POs) |
|---|---------------------------------|
| Describe the main ideas of law and its relationships with various disciplines | 1,3 |
| Classify the different laws, wrongs, and legal systems | 1 |
| Write a research essay | 1,2,3 |
| Find law from various legal materials | 1 |
| Apply case law techniques and rules of interpretation in legal studies | 6 |

Course Content

| Unit Contents | Number of Sessions |
|---------------|--------------------|
| Unit I | 15 |
| Unit II | 15 |
| Unit III | 15 |
| Unit IV | 15 |
| Unit V | 15 |
| Total | 75 |

Course Teacher: Ashwary Sharma

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Prescribed Text Books

- Lloyd Dennis, Idea of Law, London; Penguin Books Chapters 1 and 9, 2000.
- Glanville Williams, Learning the Law, London, Stevens & Sons 1982.

References

- The Law of Judicial Precedent, Bryan A. Garner, Carlos Bea et. al., Thomson Reuters, 2016.
- Precedent in English Law, Rupert Cross, J. W. Harris, Clarendon Press, 1991.
- Salmond on Jurisprudence, P. J. Fitzgerald, London: Sweet and Maxwell, 1966.
- Murray, Rowena. "How to Write a Thesis." (2017).
- <https://researchguides.ben.edu/>
- <https://researchguides.ben.edu/research-basics>

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Unit Wise Plan

| | |
|----------------|----------------------|
| Unit Number: I | Planned Sessions: 15 |
|----------------|----------------------|

Unit Learning Outcomes

| Unit Learning Outcomes | COs | BL |
|---|-----|----|
| State the necessity of law in light of various debates on the topic. | 1 | 2 |
| Organise information about various disciplines and their connection with law. | 2 | 2 |

Topic Wise Plan

| S.No. | Topic | Number of Sessions | Pedagogy |
|-------|--|--------------------|------------------------|
| 1 | What is Law? Meaning and Definition | 5 | Lecture and Discussion |
| 2 | Is Law necessary? | 2 | Lecture and Discussion |
| 3 | Purpose and Functions of Law | 2 | Lecture and Discussion |
| 4 | Law and Society | 2 | Lecture and Discussion |
| 5 | Connection of Law with Other Disciplines | 2 | Lecture and Discussion |
| 6 | Sources of Law - Statutes, Precedents, Customs, Values | 2 | Lecture and Discussion |

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Prescribed Reading(s) / Learning Resource(s)

- Salmond on Jurisprudence
- Lloyd Dennis, Idea of Law, London; Penguin Books Chapter 1
- Lloyd Dennis, Idea of Law, London; Penguin Books Chapter 9

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Industry/Professional Skills, Human Values, Service Learning

| | |
|------------------------------|----------------|
| Industry/Professional Skills | Legal Research |
| Human Values | Integrity |

Unit Wise Plan

| | |
|-----------------|----------------------|
| Unit Number: II | Planned Sessions: 15 |
|-----------------|----------------------|

Unit Learning Outcomes

| Unit Learning Outcomes | COs | BL |
|--|-----|----|
| Describe the origin of the common law system. | 1 | 2 |
| Describe the English common law system and its connection with the Indian system | 1,2 | 2 |
| Describe the origin of the civil law system | 1,2 | 2 |
| Describe the origin of the civil law system | 1,2 | 2 |
| Identify the characteristics of a given system and connect it with the concepts learnt about common law and civil law systems. | 3 | 2 |
| Explain concepts learnt to identify key elements of ADR mechanisms | 6 | 3 |

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Topic Wise Plan

| S.No. | Topic | Number of Sessions | Pedagogy |
|-------|--|--------------------|--|
| 1 | Classification of Laws/Legal Systems - Public-Private, Procedural-Substantive, Municipal-International, Civil-Criminal | 4 | Group Activity |
| 2 | Kinds of Wrongs | 3 | Lecture and Discussion |
| 3 | Legal Systems - Common Law System, Legal System in England and India, Civil Law System | 4 | Group Activity |
| 4 | Systems of Dispute Resolution - Adversarial, Inquisitorial | 2 | Movie Screening followed by Lecture and Discussion |
| 5 | Brief Overview of Alternate Dispute Resolution Systems | 1 | Guest Lecture by ADR Professional |
| | | | |

Prescribed Reading(s) / Learning Resource(s)

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Industry/Professional Skills, Human Values, Service Learning

| | |
|------------------------------|--|
| Industry/Professional Skills | |
| Human Values | |

Unit Wise Plan

| | |
|------------------|----------------------|
| Unit Number: III | Planned Sessions: 15 |
|------------------|----------------------|

Unit Learning Outcomes

| Unit Learning Outcomes | COs | BL |
|---|-----|----|
| Explain what is research and how logic and reasoning is the backbone of good research | 1 | 2 |
| Differentiate between primary and secondary resources | 2 | 3 |
| Outline the steps and skills involved in legal research | 1 | 2 |
| Explain the importance of referencing and identify the style of referencing. | 2 | 3 |
| Describe the meaning of plagiarism and significance of academic integrity | 3 | 2 |
| Write an academic research paper/essay | 6 | 5 |

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Topic Wise Plan

| S.No. | Topic | Number of Sessions | Pedagogy |
|-------|---|--------------------|----------------------------------|
| 1 | Research - Meaning and Significance of Research | 1 | Lecture and Discussion |
| 2 | Conducting Research - Steps - Developing a Topic, | 2 | Individual Mind Mapping Exercise |
| 3 | Locating and Collecting Information | 3 | Group Activity |
| 4 | - Primary and Secondary Sources, | 2 | Lecture and Discussion |
| 5 | Evaluating and Analysing Information and Sources, | 2 | Lecture and Discussion |
| 6 | Using, Organising and Communicating Information, | 3 | Writing Exercise |
| 7 | Complying with Legal, Ethical and Moral Standards | 2 | Citeathon |

Prescribed Reading(s) / Learning Resource(s)

- <https://researchguides.ben.edu/research-basics>

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Industry/Professional Skills, Human Values, Service Learning

| | |
|------------------------------|-------------------------------------|
| Industry/Professional Skills | Academic Research, Academic Writing |
| Human Values | Integrity |

Unit Wise Plan

| | |
|-----------------|----------------------|
| Unit Number: IV | Planned Sessions: 10 |
|-----------------|----------------------|

Unit Learning Outcomes

| Unit Learning Outcomes | COs | BL |
|---|-----|----|
| Find the law from texts and law reports | 1,2 | 2 |
| Find the law from online databases | 1 | 2 |

Topic Wise Plan

| S.No. | Topic | Number of Sessions | Pedagogy |
|-------|--|--------------------|----------------|
| 1 | Legal Materials - Statutes - Kinds, Parts of Statute, Judgments, Law Reports, Reports of Law Commissions, Constituent Assembly Debates | 10 | Class exercise |

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Unit Wise Plan

| | |
|----------------|----------------------|
| Unit Number: V | Planned Sessions: 15 |
|----------------|----------------------|

Unit Learning Outcomes

| Unit Learning Outcomes | COs | BL |
|--|-----|----|
| Explain what legislation means and how a legislation is made | | |
| Describe what is case law and the difference between a case and a case law | | |
| Read the bare act and understand its different parts | | |
| Identify ratio decidendi and obiter dicta in simple cases | | |

Topic Wise Plan

| S.No. | Topic | Number of Sessions | Pedagogy |
|-------|--------------------------------------|--------------------|------------------------|
| 1 | Precedent, Doctrine of Stare Decisis | 2 | Lecture and Discussion |
| 2 | Ratio Decidendi | 2 | Lecture and Discussion |
| 3 | Obiter Dicta | 2 | Lecture and Discussion |
| 4 | Factors affecting value of precedent | 2 | Lecture and Discussion |
| 5 | Rules of interpretation of statutes | 4 | Lecture and Discussion |
| 6 | Question of Law and Question of Fact | 2 | Group Activity |
| 7 | Application of law to facts | 2 | Group Activity |

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Prescribed Reading(s) / Learning Resource(s)

- Learning the Law - Glanville Williams
- Question of Law and Question of Fact - Salmond on Jurisprudence

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Industry/Professional Skills, Human Values, Service Learning

| | |
|------------------------------|---------------------|
| Industry/Professional Skills | Analytical Thinking |
| | |

Evaluation Scheme for ISA

| Assessment | Weightage in Marks |
|---------------------------|--------------------|
| Mid-Term Exam | 40 |
| Teacher Chosen Assessment | 10 |
| Total | 50 |

Teacher Chosen Assessment Method

| Component | Details | Weightage |
|--------------------|---|-----------|
| Reflection Writing | A student is required to submit reflections of at least 10 weeks of classes conducted during the whole semester. In this activity one must reflect upon the learning takeaways of the whole week and write down in not less than 500 words. | 5 |
| Research Essay | A student is required to submit an essay of at least 1000 words on a topic of his/her choice. | 5 |

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Weightage of Course Outcomes

| Course Outcomes (COs) | Weightage in Assessment |
|---|-------------------------|
| Describe the main ideas of law and its relationships with various disciplines | 25 |
| Classify the different laws, wrongs, and legal systems | 25 |
| Write a research essay | 5 |
| Find law from various legal materials | 20 |
| Apply case law techniques and rules of interpretation in legal studies | 25 |
| Total | 100 |

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