



KLE SOCIETY'S KLE COLLEGE OF LAW, NAVI MUMBAI

COURSE PLAN

AY 2022-2023

SECTION-I

CLASS: 3rd year LL.B/ 5th Year BLS LL.B

SEMESTER: 5TH /9TH

COURSE NAME: Civil Procedure Code

HOURS PER WEEK: 6

FACULTY NAME: Prof Anant Pawar

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CREDITS: 4

COURSE OBJECTIVES:

Study of procedural law is enormously pertinent for law students. This course is designed to acquaint the students with the various stages through which a civil case passes through in the courts of law. The course also includes law of limitation. The course aims to assist the students to understand the practice and procedure in the conduct of suits in and out of the court. It will also analyse this consolidated code with the substantive laws with regard to the procedure to be followed by the civil courts and thereby help in facilitating justice. The course thus explains in detail the role of civil court and the procedures to be followed in the administration of civil justice. Overall, this course makes an endeavour to familiarize the

students with the plaints, written statements, Interlocutory applications, and issuance of commissions, trial and other aspects of civil court proceedings which prepares the students adequately for practice in courts.

COURSE OUTCOMES:

1. Adapt the procedure of examination of witnesses and different categories of Witnesses involved in a suit or proceeding
2. Identify the procedure of execution of decrees, attachment and sale of property in Execution and the importance of limitation of time in filing of suit, debt recovery, Filing of appeals, review, revision and impact of delay on suit or appeal.
3. Apply the rules relating to the procedure of issuance of summons, substituted service of summons, admission and impounding of documents and conducting civil trial in courts.
4. Apply the standard and uniform procedure to deal with the civil matters in issue.
5. Analyse the Civil Court procedures to be followed in India

SECTION II

Unit number And details	Unit details	Weeks	Hours per week	Teaching learning methods used)/ activities and or class trips/ dates for assessment	Resource/ Reference details
MODULE 1: Introduction (Section 2- Section 25)	1. Definitions	3	2	Lecture, Presentation, group Discussion, simulation	C.K. Takwani: Code of Civil Procedure
	2. Concepts: Res-sub judice, Res judicata, set off, counterclaim		2	Lecture, Presentation, group Discussion, simulation	C.K. Takwani: Code of Civil Procedure
	3. Essentials of a suit		2	Lecture, Presentation, group Discussion, simulation	C.K. Takwani: Code of Civil Procedure

	4. Cause of action and jurisdiction and its kind		2	Lecture, Presentation, group Discussion, simulation	C.K. Takwani: Code of Civil Procedure
	5. Place of suing		2	Lecture, Presentation, group Discussion, simulation	C.K. Takwani: Code of Civil Procedure
MODULE 2: Of suits (Section 26-Section35, Order I-Order XX)	2.1 Parties to a suit (Order I – Order III)	4	2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.2 Institution of a suit (Order IV and V)		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.3 Pleadings, plaint and written statement (Order VI-Order VIII)		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.4 Appearance of parties and consequence of non-appearance (Order IX)		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.5 Examination of Parties, Interrogatories, Discovery and inspection, Admissions, documents (Orders X, XI, XII and XIII)		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.5 Framing of issues, Disposal (Order XIV, XV)		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.6 Trial, Summons, Hearing of suit, evidence,		2	Lecture, Presentation, group Discussion,	M.P. Tandon: Code of Civil

	judgment and decree and costs (Order V, Order XVI-Order XXA)			simulation	Procedure
	2.7 Withdrawal and adjustment of suits (Order XXIII)		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
	2.8 Special suits – Orders XXVII to XXXIV		2	Lecture, Presentation, group Discussion, simulation	M.P. Tandon: Code of Civil Procedure
Module 3: Execution and other procedures (Orders XXI)	3.1 Meaning of execution	2	1	Lecture, Presentation, group Discussion, interactive method	Avatar Singh: Code of Civil Procedure, Central Law Publications
	3.2 Mode of execution and stay of execution (Order XXI)		2	Lecture, Presentation, group Discussion,	Avatar Singh: Code of Civil Procedure, Central Law Publications
	3.3 Arrest, detention and attachment (Order XXI and XXXVIII)		2	Lecture, Presentation, group Discussion, simulation	Avatar Singh: Code of Civil Procedure, Central Law Publications
	3.4 Incidental proceeding, Payment into court, security costs and commissions (Orders XXIV. XXV and XXVI)		2	Lecture, Presentation, group Discussion, interactive method	Avatar Singh: Code of Civil Procedure, Central Law Publications
	3.5 Interim orders, Temporary injunction (Order. XXXIX)		2	Lecture, Presentation, group Discussion, interactive method	Avatar Singh: Code of Civil Procedure, Central Law Publications
	3.6 Interpleader, Special case and		1	Lecture, Presentation,	Avatar Singh: Code

	Summary procedure (Order XXXV, XXXVI and XXXVII)			group Discussion, interactive method	of Civil Procedure, Central Law Publications
MODULE 4: Receivers, Appeals and other procedures and Law of Limitation	4.1 Appointment of Receivers (Order XV)	2	1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.2 Appeals, reference, review, revision (Order XLI – XLVII)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.3 Miscellaneous, Chartered HCs, Provincial and Presidency Small Causes Courts (Orders XLVIII-LI)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.4 Object and features of Limitation Act, 1963		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.5 Bar of limitation (S.3-5)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.6 Legal disability (S.6-10)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.7 Computation of period of limitation (S.12-24)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act

	4.8 Effect of acknowledgment in writing and part-payment (S. 18-20)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act
	4.9 Acquisition of ownership by possession (S. 25-27)		1	Lecture, Presentation, group Discussion, interactive method	J.D. Jain: Limitation Act

SECTION-III

Course Outcome (CO) and Programme Outcome (PO) & Programme Specific Outcome (PSO1) Mapping

Course Outcome	Programme Outcome					
	PO1	PO2	PO3	PO4	PO5	PO6
CO1	✓	✓				
CO2			✓			
CO3	✓	✓		✓		
CO4					✓	
CO5						✓

SECTION-IV

Course Outcome and Internal Assessment Mapping

Learning outcomes of the course	Components of Assessment		
	Internal Assessment 1 (Class Test)	Internal Assessment 2 (Research Project)	End Semester Exam
CO1: Remember and Understand	✓		✓
CO2: Apply			✓

CO3: Analyze	✓	✓	
CO4: Evaluate	✓	✓	
CO5: Create		✓	