

Paper - 705B
Dispute Resolution and Legal Aid
(Optional Paper–III)

Full Marks: (Written 80+Internal 20) =100. Credit-5

1. Introduction to Alternative Dispute Resolution:

Overview and Historical Development of ADR Processes and Legal Aid

Constitutional Provision of Legal Aid

Arbitration Law before 1996 and Arbitration Law after 1996

2. Law of Arbitration under Arbitration and Conciliation Act, 1996:

Arbitration Agreement and Appointment of Arbitrator

Conduct of Arbitral Proceeding

Power of Courts to interfere in Arbitral Proceeding

Places of Arbitration, International Commercial Arbitration

3. Law of Mediation:

Meaning and Scope and Importance of Mediation

Adjudication vs. Mediation

Technique of Mediation

4. Law of Conciliation:

Appointment of Conciliator and Role of Conciliator

Commencement and Termination of Conciliation proceeding

Principle of Confidentiality

5. Negotiation:

Meaning, Nature, Merits and Demerits, Principles, Difference between Negotiation and Conciliation

6. Dispute Resolution at grass root Level:

Lok Adalat

Nyaya Panchayat

Preventive and Strategic of Legal Aid

Legal Aid Clinic, Legal Aid Camp, Role of Law Institute

7. Legal Aid and relevant Provision of the Legal Services Authority Act, 1987

Suggested Readings:

1. Singh, Avatar: Law of Arbitration
2. Ray, Sukumar : Alternative Dispute Resolution

NOTE- 1. Questions are to be set taking from each unit of the syllabus of a paper

2. Number of Questions to be set- 12 questions x 2 marks (for answering 10 questions) and 8 Questions x12 marks (for answering 5 questions).
3. Amendment of Law, if any, shall be deemed to revise the relevant syllabus automatically.