

## Semester 5

S. No.	Course Code	Course Name	Course Type	Cd	L	T	P	Marks		
								Sessional	Final Exam	Total
1	BBALLB-501	Civil Procedure Code and Limitation Act	Generic Core	4	4	0	0	30	70	100

## Course Outcomes

At the end of the course the student will be able to: -	
CO1	Discuss the foundational concepts and objectives of the Civil Procedure Code.
CO2	Explain the process of issue and service of summons, and determine jurisdictional aspects in filing suits.
CO3	Analyse the concept of Decree, Order, Judgement & Mesne Profit.
CO4	Interpret and apply the law relating to the Appeals, References, Review and Revision.
CO5	Examine the historical context, scope, and objectives of the Limitation Act, 1963.

## Detailed Syllabus

**Unit-I: Introduction**

- 1.1 Introduction, Scope and Objective of Civil Procedure Code, 1908.
- 1.2 Definitions Under the Code (Section 2)
- 1.3 Res Sub-Judice (Section 10)
- 1.4 Res Judicata (Section 11)
- 1.5 Institution of Suits (Section 26)

(08 Hrs)

**Unit-II: Institution of Suit**

- 2.1 Complaint (Order VII)
- 2.2 Written Statement, Set-off and Counter Claim (Order VIII)
- 2.3 Issue and Service of Summons (Order V)
- 2.4 Settlement of Issues and Determination of Suit on Issues of Law or on Issues Agreed Upon (Order XIV)
- 2.5 Jurisdiction and Place of Suing (Sections 15-25)

(12 Hrs)

**Unit-III: Execution of Decrees and Interim Orders**

- 3.1 Arrest and Attachment before Judgement (Order XXXVIII)
- 3.2 Temporary Injunctions (Order-XXXIX, Rule 1-5)
- 3.3 Costs (Sections 35, 35-A and 35-B)
- 3.4 Power to Issue Commissions (Sections 75-78)
- 3.5 Notice (Sections 79-80)

(10 Hrs)

**Unit-IV: Appeals, Reference, Review and Revision**

- 4.1 Appeal from Original and Appellate Decrees and Orders (Sections 96-106)
- 4.2 Appeals to the Supreme Court (Section 109)
- 4.3 Reference Review and Revision (Sections 113-115)
- 4.4 Right to Lodge a Caveat (Section 148-A)
- 4.5 Saving of Inherent Powers of the Court (Section 151)

(10 Hrs)

**Unit-V: Limitation Act, 1963**

- 5.1 Historical Perspective of Limitation Act, 1963
- 5.2 Scope and Objective of Limitation Act, 1963
- 5.3 Important Definitions (Section 2)
- 5.4 Limitation of Suit, Appeal and Applications (Sections 3-11)
- 5.5 Computation of Period of Limitation (Sections 12- 24)

(08 Hrs)

**Textbooks**

S. No.	Name of the Books	Name of the Author	Publisher Name	Edition (Pub. Yr.)
1	Civil Procedure	C.K. Takwani	Eastern Book Company	10 <sup>th</sup> (2024)
2	Code of Civil Procedure	Avtar Singh	Eastern Book Company	5 <sup>th</sup> (2022)

**Reference Books**

S. No.	Name of the Books	Name of the Author	Publisher Name	Edition (Pub. Yr.)
1	Code of Civil Procedure	Dinshah Fardunji Mulla	LexisNexis	18 <sup>th</sup> (2022)
2	Code of Civil Procedure (CPC) (in 2 Vols.)	S.C. Sarkar & P.C. Sarkar	LexisNexis	13 <sup>th</sup> (2022)

**Statutory References**

S. No.	Name of the Books	Publisher Name	Edition (Pub. Yr.)
1	Civil Procedure Code, 1908 - Bare Act	Eastern Book Company	40 <sup>th</sup> (2024)
2	Limitation Act, 1963 - Bare Act	Eastern Book Company	37 <sup>th</sup> (2024)