

S. No.	Course Code	Course Name	Course Type	Cd	L	T	P	Marks		
								Sessional	Final Exam	Total
4	LLB-404	Alternative Dispute Resolution	Clinical	4	4	0	0	50	50	100

Course Outcomes

At the end of the course the student will be able to: -	
CO1	Discuss the concept of Arbitration and the importance of the Legal Service Authority Act 1987.
CO2	Compare the difference between ADR methods like Negotiation and Mediation and the procedure to be followed.
CO3	Explain the procedure to be followed in the process of Arbitration and Conciliation.
CO4	Analyse the role of the Arbitral Tribunal and to know the provisions regarding the finality of the Awards.
CO5	Demonstrate the concept and importance of International Arbitration and the enforcement of the award.

Detailed Syllabus**Unit-I: Introduction**

- 1.1 Introduction to ADR – History and Development
- 1.2 Understanding Conflict and Disputes
- 1.3 Modes of Dispute Resolution
- 1.4 Importance of ADR
- 1.5 Importance of Negotiation and Communication in ADR system

(8 Hrs)**Unit-II: Negotiation and Mediation**

- 2.1 Negotiation – Concept and Meaning
- 2.2 Theories, Development and Its Types
- 2.3 Qualities of Negotiator and Process for Negotiation
- 2.4 Mediation – Concept and Meaning, Elements of Mediation, Process/stages of Mediation
- 2.5 Conducting effective mediation (decision making and problem-solving techniques); Role, Qualities and Skills of Mediators, Code of Ethics for Mediators; Difference between Mediation and Conciliation

(10 Hrs)**Unit-III: Arbitration and Conciliation**

- 3.1 Arbitration Agreement, Essentials, Rule of Severability
- 3.2 Composition of Arbitral Tribunal, Extent of Judicial Intervention, Interim Measures, Power of Court to refer Parties to Arbitration
- 3.3 Jurisdiction of Arbitral Tribunal, Competence, Competence of Arbitral Tribunal, Conduct of Arbitral Proceedings, Place of Arbitration
- 3.4 Arbitral Award, Termination, Enforcement
- 3.5 Conciliation and its Mechanism

(10 Hrs)**Unit-IV: Arbitral Tribunals**

- 4.1 Arbitral Tribunal - Composition
- 4.2 Jurisdiction, Conduct of Arbitral Proceedings, Termination of Arbitral Proceedings
- 4.3 International and Commercial Arbitration Power of Judicial authority to refer parties to arbitration. Foreign Awards; conditions and enforcement of foreign awards
- 4.4 Making of Arbitral Award
- 4.5 Fast Track Arbitration

(10 Hrs)**Unit-V: International Perspective**

- 5.1 International Commercial Arbitration
- 5.2 New-York Convention
- 5.3 Geneva Convention

5.4 UNCITRAL Model Law, Treaties etc.

5.5 Enforcement of Foreign Award and Jurisdictional Issues

(10 Hrs)**Textbooks**

S. No.	Name of the Books	Name of the Author	Publisher Name	Edition (Pub. Yr.)
1	Avtar Singh's Law of Arbitration and Conciliation and Alternative Dispute Resolution (ADR) Systems	Saurabh Bindal	Eastern Book Company	12 th (2024)
2	Arbitration & Conciliation	S. C. Tripathi	Central Law Publication	9 th (2021)

Reference Books

S. No.	Name of the Books	Name of the Author	Publisher Name	Edition (Pub. Yr.)
1	Law Relating to Arbitration & Conciliation in India	N.V. Paranjape	Central Law Agency	9 th (2020)
2	The Art of Negotiation and Mediation - Wishbone, Funny Bone and Backbone	Anuroop Omkar, Kritika Krishnamurthy	LexisNexis	2 nd (2021)

Statutory References

S. No.	Name of the Books	Publisher Name	Edition (Pub. Yr.)
1	Arbitration and Conciliation Act, 1996 - Bare Act	Eastern Book Company	30 th (2024)