

LAW COLLEGE DEHRADUN NEWS LETTER



June- December | VOLUME 3 | ISSUE 3 of 2019

FOREWORD

Enthusiasm and pride are mine as I present the third Edition of the news bulletin of Law College Dehradun “Legal Wrap” the unique documented chronicle highlighting the achievements of Law college Dehradun over the summer semester.

I cordially present the magazine to all members of the Law College Dehradun fraternity – professors, alumni, student, distinguished readers and everyone associated with us.

The digest presents the events organized under the aegis of LCD, achievements of our faculty and students.

As always, I hope you find this edition handy and useful. I would like to thank our editors and would be pleased to have your comments and suggestions on this issue at - lcdnews@uttaranchaluniversity.ac.in

-Prof. Rajesh Bahuguna, Principal & Dean, LCD

IN THIS ISSUE



- **Activities at LCD...**
- **Special Lectures...**
- **Faculty Accolades**
- **Visitors at LCD...**
- **Forthcoming Events...**
- **Legal Jottings...**

Activities at LCD

Faculty Development Program 2019-20 on Development of teaching skills with Advanced Research Techniques

An in-house program with an objective to provide the teaching faculty exposure and understanding of effective teaching pedagogies and apprise them of innovative teaching techniques was conducted between the 20th and 26th of July.

The 7 day event was convened by a galaxy of eminent contributors to the field of teaching in general and that of law in specific.



Prof. S.D Sharma, winner of **President Awarding Research for the year 2017** and currently Dean of Law Department, Baba Saheb Bhimrao Ambedkar Central University presided over the inaugural session and emphasized on the role of the teachers in the development of any country and focused on **“Pedagogy of Legal Teaching and Learning Centric”** including the conceptual features of Traditional, Scientific and Technical methods and expressed that the teaching fraternity should be ready to accept the challenges by incorporating the contemporary ideas with a prudent application of judicious critical analysis

for a better learning outcome emphasizing on the substantial shift in the pedagogy of teaching from teacher centric to learner centric.



The second day on “Effective class Teaching: Role of Innovation and Incorporation of Ideas”

Was delivered by Prof. (Dr.) Rajesh Bahuguna, Principal and Dean of Law College Dehradun, who stated that every phenomenon is a teacher and there is no a precise definition or methodology, teaching being a dynamic process focused on the context and audience.



“Contemporary Issues on Environmental Laws in Learning and Teaching by environmental activist Mr. Avdesh Kaushal, Padmashree Awardee, Chairman Rural Litigation & Entitlement Kendra (RLEK) focused and emphasized that it is the duty of every citizen of the nation to understand and implement sustainable development and protect the biodiversity

depleting at a rapid rate with drafting and implementation of the policies to provide the Forest department powers keep a check on the forest resources.



The session ended with a questionnaire round where he stressed that planting trees could be the best step towards most of the environmental issues.



The fourth day session had Dr. Raman Nautiyal, Scientist and a statistician ICFRE (Indian Council of Forestry Research and Education pontificating on the theme “Innovative Research Methodology in Teaching and Learning” by mainly focusing on Law & Statistics as the basis of statistical findings is data and that data in turn helps us to come to an inference followed by a lucid explanation on the differences between inference & conclusion. The discussion on the various Statistical methods in Research, Measurement scales and Testing Hypothesis, the need of pilot survey for sample estimation was enthralling and enlightening.



Mr. Amrendra Singh, Assistant manager, Manupatra, the key note speaker for the day briefed on the technicalities of accessing the online database which was an informative session towards an effort to bridge the gap between research and teaching followed by a session on the consecutive day from Lexis Nexis on IT-enabling in legal studies by sensitizing the participants on the essence of a platform that provides computer assisted legal research services.





Dr. Suchsmitta Sengupta Pandey, Additional Commissioner, Civil supplies and Consumer Protection (Govt. of Uttarakhand), Dehradun and Member Secretary, Food Security Commission of Uttarakhand was the invited speaker for the last day and her eloquent speech on the essence of art of teaching that awakens the youth was an eye-opener.



The entire series of Faculty Development Programme on ***“Development of teaching skills with Advanced Research Techniques”*** was organized by Law College Dehradun, a Faculty of Uttaranchal University steered by Prof. (Dr.) Rajesh Bahuguna as the Director of the programme, Dr. Poonam Rawat, HOD Law, Convener Dr. Sukhwinder Singh, and Dr. Lakshmi Priya.

Law College Dehradun organized Moot Court Competition– 2019 for Assistant Prosecution Officers (Batch – 2016)



Law College Dehradun, Uttaranchal University in collaboration with the Police Training College, Narendra Nagar, Tehri Garhwal, Uttarakhand organized for the time the Moot Court competition for Assistant Prosecution Officers (Batch – 2016) on 30th July, 2019 presided by Hon’ble Mr. Justice B.S. Verma, Chairman, Police Complaint Authority, Uttarakhand and graced by distinguished Guests of Honor, Mr. Hari Vinod Joshi, Additional Director, Prosecution Directorate, Uttarakhand, Mr. G.C. Pancholi, Joint Director law/ Course Director, Police Training College, Uttarakhand, Chancellor of the University, Shri Jitendra Joshi and Vice Chancellor Prof. (Dr.) N.K.Joshi .



Participant twenty five trainee APO's were given the opportunity to plead on the given petition which was adjudged by a panel consisting of Additional Director (Prosecution) Shri Hari Vinod Joshi, S.P.O., M.L. Sadana, S.P.O., T.S. Bisht and academician from LCD,UU Mr. Anzum Parvez.

After grueling rounds of arguments and rebuttals **Monica Adhikari, Vikrant Rathore and Ashish Gupta** were declared as the **winners** and **Vasudev, Seema Rani and Govind** the runners up. **Ashish Gupta** was declared as the **best speaker**.

Orientation 2019

Law College Dehradun inducted the fresher batch of students for a week into the academic session 2019-20 with representation from 23 states of the country who opted for the Law College Dehradun to join in the BBA.LL.B, B.A.LL.B and LL.B.



The induction commenced with a formal registration on the 1st of August through a process of familiarizing the new students with a bird's eye view of the academic culture, regulations and norms of the institution followed by orientation day through a formal procedure of welcoming by the management of the university, where-in the Dean and Principal formally introduced the faculty members, who work tirelessly executing the vision of the University in his 90 minutes inspirational speech. The students were instructed to upload their documents in NAD (National Academic depository) an initiative by MHRD channelize their energy in a productive way by participating in various societies like Debating Society, Legal Aid Centre, Moot Court Society, Youth Parliament Society, Cultural society and Sports Society that are functioning efficiently in the college. His Guru Mantra for the students was 'BHOG' where B-stands for be honest to yourself, parents, teachers and profession, H- stands for have faith in the system in which you are involved, O-be organized in every aspect, G- for give your 100 % in whatever you do.'



Prof. (Dr.) N.K.Joshi addressed and motivated the students to be updated with the technologies and frame a short term and long term goal and Hon'ble Chancellor in his inspiring speech appreciated the chronological development of the college which has produced a series of gold medalists and 33 judges in continuance. He welcomed the students through his pearls of wisdom and urged them to inculcate professionalism and values and make the utmost of the golden opportunity availed to them.



During the orientation, an interesting event was conducted as a mark of new season and beginning for the students of 2019-20 batches 'Vasundhara – The Green Society' planted Rudraksh sapling in the University premises. This was to imbibe a sense of commitment and responsibility amidst the students to save the environment.

Each of the societies held their orientation from the day 3 commencing with the

Moot Court Society and Legal Aid Centre followed by the Debating Society, Youth Parliamentary Society, Vasundhara- the Green Society, the Drama Society and Sports Society of the Law College Dehradun.



4th edition of 'Srijan' – A Legal Forum



The Legal Aid Centre in collaboration with Aarambh – The Debating Society,

Youth Parliament Society and Moot Court Society of the Law College Dehradun organized its 4th edition of ‘Srijan’ – A Legal Forum on the 30th August, 2019 and threw open its floor for discussion of its member panelists on the ‘#MeToo Movement’ patronized by, Dean and Principal Prof. (Dr.) Rajesh Bahugana, Prof. (Dr.) Poonam Bhagat H.O.D. (Law) and Mr. Kumar Ashutosh H.O.D. (Humanities). Active participative discussion with much impetus on the legal nuances by Mr. Vanshaj, Ms. Pooja Singh, Ms. Vanshika Sharma and Mr. Ayush Garg had left the audience introspecting on the line to draw between gender neutrality and bias.



Law College Dehradun organised Paperless Trial Advocacy Competition



Smt. Neha Kushawaha, Civil Judge (Junior Division), Secretary of District Legal Services Authority, the Chief Guest and distinguished judge of the occasion of the final round of the Paperless Trial Advocacy competition organized by the Law College Dehradun organized under the aegis of its Moot Court Society on 6th September, 2019, the first ever of its kind that was conducted over a span of 12 days witnessing vibrant participation by 16 teams in an IT-enabled format fulfilling its unique objective of enriching the students with the latest technological innovations.



Well received and appreciated, the program was praised by the Hon’ble Chancellor of the university, Shri Jitender Joshi who observed “Entire judicial proceedings in the current scenario and particularly in Delhi are online”. Principal

and Dean Prof. (Dr.) Rajesh Bahuguna expressed his appreciation to the team and lauded the participants for their eminent advocacy skill and research acumen. Smt. Neha Kushawaha addressed the gathering with comprehensive information about the “Hamdard Yojana” and their drive towards the eradication of drug addiction. The winners were presented a shield and cash prize of Rs. 15000/- by the Hon’ble Chancellor.



Winner – Deepsi Rawat and Team
Runnerup – Merylene and Team
Best Male Advocate – Yogi Choudhary
Best Female Advocate – Mansi Bisht
Best Witness – Shamrendra Vikram
Best Memorial – Rajat Gaur



Law College Dehradun Organizes Fresher’s Party – 2019



The Retro thematic fresher’s party of the Law College Dehradun on the 21st of September 2019 was a fun filled celebration of music, fun, laughter graced by Chief Guest of the occasion Hon’ble Vice Chairperson Smt. Anuradha Joshi and dignitaries of the university.



Prithviraj and group’s dance, the ramp walk for Mr. & Ms. Fresher 2019 title won by *Ananya Gusain as ‘Ms. Fresher’* and *Akshat Goyal as ‘Mr. Fresher’*, Gharwali performance by Negi and troupe, the dance by Yadav sisters, mellifluous songs by Akshat Goyal and Prachi, rocking Bollywood performance by Azmeen, Avantika, Sneha and Aayushi and the signature Bhangra Dance enthralled and mesmerized the audiences synchronized with the master of ceremony by Nikhil Choudhary, Vanshaj Shukla, Manvi and Riya. The event was patronized by Dean and Principal Prof. Dr. Rajesh Bahuguna and convened by Ms. Kanchan Anand, the

Chairperson of the Cultural Committee and shall remain a memorable occasion for a long time to come.



Law College Dehradun, 4th National Moot Court Competition



Moot Court Society, Law College Dehradun organized its thematic **4th National Moot Court Competition- 'Constitutional Law', including Personal Law and International Law** on the 4th October 2019 inaugurated by Chief Guest and presiding speaker Hon'ble Ms. Justice Gyan Sudha Misra, Former Judge, the Supreme Court of India and guests of honor Mr. Manoj Thapliyal, Zonal Sales Head, P&B Pvt. Ltd., Uttarakhand, Mr. Akshay Rastogi, Deputy Branch Manager, Bank of Baroda, Dehradun and dignitaries from the top management Hon'ble Chancellor Shri Jitender Joshi, Vice Chancellor Prof.(Dr.) N.K. Joshi and Dr. Abhishek Joshi, Director S.A & IT Services.



59 adjudicators including two former judges from Supreme Court of India and Delhi High Court adjudicated the event that had 32 Universities from pan-India

participating in the competition that was formally declared open by the President of the Moot Court Society, Ms. Anna Anu Priya.



Prize money of Rs.60, 000 and trophies for the winning and runner-up team, best speaker, best researcher and best memorial were sponsored by the University for the flag-ship event that witnessed excitement and nervousness amidst the participants who progressed to the semi-final round consisting of top four teams from Chanakya National Law University, Amity Law School, GGSIPU, G.H. Rasoni Law School and Aligarh Muslim University.



Chanakya National Law University and G.H. Rasoni Law School marched into the finals with several rounds of intriguing mooting sessions finally ending with the CNLU raising the trophy.



The valedictory session was a judiciously star-studded occasion marked by the gracious presence of Hon'ble Justice Mr. B. P. Singh, Former Justice of Supreme Court of India, Hon'ble Mr. Justice V. K. Shali, Former Judge, High Court of Delhi, and Mr. Vivek Narayan Sharma, Advocate-on-Record and Joint Secretary, Supreme Court Association.



Hon'ble Justice Mr. B. P. Singh in his valedictory address, appreciated the Moot Court Society of Law College Dehradun for organizing the competition in a successful manner observing “Brevity is an essential pre-requisite for a successful lawyer and faith, confidence and courageousness would be the key to your success”

The able guidance, persistent support and incessant encouragement of the Chairperson of Moot Court Society, Dr. Poonam Rawat, HoD, LCD, UU to her able organizing team alone is responsible for the stupendous success of this trademark event of Law College

Dehradun. Mr. Anjum Parvez Dr. Vijay Srivastay, Mr. Laxman Singh Rawat, Mr. Ujwal Kumar Singh, Mr. Ramakant Tripathi, the Faculty Advisory Board of the society constantly motivated and stood as a moral support for the entire team are the pillars behind the success.

- **Winners– CNLU, PATNA**
- **Runners-Up– G.H. RAISONI UNIVERSITY, NAGPUR**
- **Best Speaker Male– MR. PRANAV KUMAR KAUSHAL OF BAHRA UNIVERSITY, SHIMLA**
- **Best Speaker Female–MS. SWAROOPINI SRINATH OF GOVT. LAW COLLEGE MUMBAI**
- **Best Researcher- CAMPUS LAW CENTER, UNIVERSITY OF DELHI**
- **Best Memorial– SYMBIOSIS LAW SCHOOL, HYDERABAD**



Law College Uttarakhand, UU entered into a Memorandum of Understanding with the Uttarakhand Biodiversity Board, the first of its kind to integrate and bring the science, law and management of biodiversity on the same platform.

ABS (Access Benefit Sharing) besides advising the State Government on matters related to conservation of biodiversity, sustainable use of its components and equitable sharing of the benefits arising out of the utilization of biological resources under the Act are the functions of the Board which shall be enhanced and ameliorated with the academic collaboration with the LCD, UU on a mutual benefit proposition. The Collaboration aims to offer a comprehensive course curriculum on Biological Diversity Act, 2002 and associated legal matters for law students, inclusion of Biological Diversity Act in the course curriculum of law college of Uttaranchal University and formulate awareness building strategies and develop awareness material for the use of other stakeholders such as the industry representatives, traders, collectors & cultivators, research institutions, BMCs, Traditional Knowledge (TK) holders etc.



The MoU was signed by Dr. Raisly IFS, Member Secretary, from the Uttarakhand Biodiversity Board and Prof. N.K.Joshi, Vice-Chancellor, Uttaranchal University witnessed by Prof. Dr. Poonam Rawat, HOD, LCD, UU, Dr. Lakshmi Priya,

Faculty of law, LCD, UU, Dr. Pradeep Mehta, GIZ, Dr. Mr. Anil Joshi, GIZ.



The occasion was graced by Dr. Dhananjay Mohan, Chairman, Uttarakhand Bio-diversity Board chief guest of the event and Prof. Ajay Kumar Katuri, Hazard Risk Vulnerability Analysis Expert, National Disaster Management Authority as the guest of honor.



The event his brainchild is a harbinger of the various other collaborative efforts in the vision of Prof. Dr. Rajesh Bahuguna, Principal and Dean, LCD,UU.



Intra-Mural Debate Competition by Aarambh- The Debating Society



Aarambh-The Debating Society, headed by student conversers Aman Singh, Anannya Bhatt and Twinkle Purohit under the guidance of the student coordinator Mr. Amit Kumar, organized the annual bilingual Intramural Debate Competition on 18th of October on **“Strict Law Against Mob Lynching is the need of the hour”** inaugurated by the Chief Guest for the day Dr. Abhishek Joshi, Director of Student Affairs and I.T. services and adjudged by Mr. Kumar Ashutosh, Dr. Lakshmi Priya, and Dr. Smriti Unnial.



Eight speakers presented their speeches with eloquence and exhibited the oratorical and argumentative skills logically and the motion of the house for a stringent law being quintessential to prevent mob lynching was overpowered by the opponents who advocated and emphasized that social awareness is needed to tackle the problem argued effectively by **Parth Narayan Singh in Hindi and Ishu Bhardwaj in English**, the declared

winner of the event.



Chief Guest Dr. Abhishek Joshi congratulated the winners and organizers for the platform of debating that serves as a solid platform for the students to exhibit their oratory skills and stated that the patriarchal belief, caste atrocities, child lifting and cow-trade imbibed in the society is the root cause that incites mob lynching. Principal and Dean Prof. (Dr.) Rajesh Bahuguna quantified ***“Strict enforcement of existing laws and increased social awareness might prove instrumental in curbing mob violence”***.



Law College Dehradun organized a legal awareness campaign

Legal awareness campaign on 18th October 2019 was organized at the Government Higher Secondary School, Baniyawala, Sahaspur, Dehradun by the members of the NSS wing of Law College Dehradun Akshay Gautam, Shivam Rana, Rithik Agarwal, Yogesh Kumar, Sarthak Singh Bisht, Rishab Manwal, Manish Baluni, headed by Dr. Vivek Kumar as a part of the series of school visits on legal awareness and other schemes.



The maiden event of the program was attended by students of class 6th to 10th and the faculty of Government Higher Secondary School, Baniyawala, Sahaspur, Dehradun and NSS volunteers had an interactive session on the laws concerning prohibition of Child trafficking, sexual harassment, child labor, Article 370 and also informed them about the fundamental rights and duties as guaranteed by the Indian Constitution.





The Principal of the school addressed the gathering and applauded the NSS volunteers for their community service. Set of law books were also provided to the students in order to create legal awareness in the young minds.



Workshop on “Sensitization Program on Child Protection”



Law College Dehradun organized a participatory and creative Workshop on ‘**Sensitization Program on Child Protection**’ in association with National People’s Cooperation and Child Development Institute, Govt. of India on 23rd of October 2019 with an to orient the teachers and students of Uttarakhand University towards child rights, developmental policies and programmes for children and to create awareness among them on legal provisions relating to child protection. Major Yogendra Yadav, Additional Secretary of Women Empowerment & Child Development, presided as the chief guest of the occasion while Dr.Sanghmitra Barik Deputy Director, NICCD, Dr Suresh Balodi, State Manager, Plan India, Uttarakhand, Mr. Mohit Chaudhary, Chief Probation Officer, Department of Social Welfare, Dehradun, Uttarakhand, were the distinguished guests of the day along with the Hon’ble Chancellor Shri. Jitender Joshi and Vice Chancellor Prof. (Dr.) N.K.Joshi.



The amiable approach to handle the issues faced by the younger generation made Chief guest Maj. Yogendra Yadav an instant favorite among the students who were advised to keep a watch on their thoughts, words and actions and suggested to abandon negative thoughts. He explained the core thought of Indian culture, education, duty and abstinence in the context of child development and observed **“Your sensibility and sensitivity towards your fellow beings make you truly conscientious human which transcends all human abilities”**.



The three pronged technical sessions of the one day workshop had Dr Suresh Balodi, focusing on the basic questions of ‘who is a child?’ and ‘what is meant by children’s rights?’, followed by information on Child Protection Mechanism, and various rights-based approaches and strategies. Dr. (Ms.)

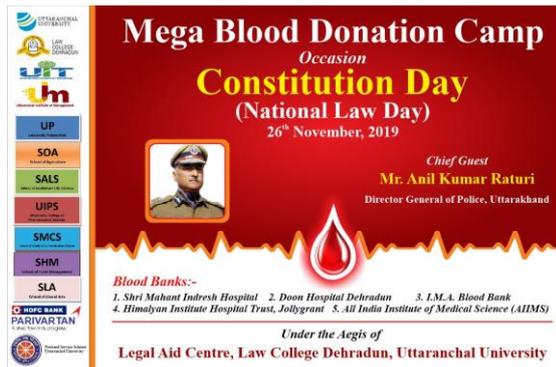
Sanghamitra Barik spear headed the session on and protection of children the Protection of Children from Sexual Offences (POSCO), Act, 2012 followed by the third technical Session elaborating on the salient features of the Juvenile justice Act, 2015 and Rules 2016.



Workshop on **“Sensitization Program on Child Protection”** threw light on the laws and schemes relating to child protection through an elaborate discussion. It was witnessed by students and faculty members of Law, Sociology and Mass Communication. The participants voiced their appreciation for the informative session.



**Law College Dehradun,
Uttaranchal University Celebrates
Constitution Day: Pledge of
Preamble in the benign presence of
Director General of Police,
Uttarakhand, Release of Dehradun
Law Review: A Law Journal**



The Constitution Day of India, popularly known as the National Law Day was celebrated with much aplomb focusing on secularism and societal responsibility at the Law College Dehradun along with the other departments of the Uttaranchal Universities in collaboration with Mahant Indresh Hospital, I.M.A. Blood Bank, Doon Hospital, AIIMS Rishikesh & Himalayan Institute Hospital Trust, Jolly Grant participating in one of the events.



The Mega Blood Donation Camp inaugurated by Mr. Anil Kumar Raturi Director General of Police of Uttarakhand, who invoked the National Pledge for the

fraternity of the University after paying floral tribute at the Shourya Wall followed by the release of the Dehradun Law Review: A Law Journal on the 26th of November.



The milestone of the service oriented event was the collection of 1248 units of Blood donated for the various blood banks in the city of Dehradun.



Special Lectures at LCD...

14th September National Symposium on IPR in the context of IT Laws



National Symposium on “Intellectual Property Rights in the context of Information Technology Laws” by Chief guest of the event Mr. Rodney D Ryder, Advisor to Minister of Communication and Technology and is also a Partner with Scriboard and alumnus of LCD, Mr. Piyush Joshi, Principal Associate, ANM Global Inc on the 14th of September, 2019 was one of a kind organized by the TRD cell of LCD and convened by Dr. Lakshmi Priya witnessed a participation of over 200 students.



The key note speaker emphasized on the understanding of the functionality and applicability of Information Technology Act, 2000 in the context of Cloud computing and server security and

explained the legal issues related to e-contracts and data privacy.



An interactive session on the implementation of the Trademark laws and their applicability by Mr. Piyush Joshi led the audience to discuss on the strategizing of trade mark registration and infringement, was an apt speaker to share with us the challenges & strategies of addressing implementable solutions in the field of Trademark in specific and IPR in general followed by open discussion forum highlighting the importance of IPR in the contemporary world.



Law College Dehradun organized a National Workshop on Issues of Disaster Management

Law College Dehradun organized a National Workshop on Issues of Disaster Management by Prof. Ajay Kumar Katuri, Hazard Risk Vulnerability Analysis Expert, National Disaster Management Authority on 11th of October 2019 under the aegis of its Training and Recruitment Division, convened by Dr. Lakshmi Priya, to familiarize students of law with the concept of ‘Disaster Management’ and the necessity to understand the emerging concern for the environment, the frequent changes and consequences.



The keynote speaker, Prof. Ajay Katuri delivered his lecture on various aspects of Disaster Management, significance, issues and strategies and familiarized on the basic understanding of disaster and its management with focus on the Disaster Management Act of 2005, elaborating on the role of National Disaster Rescue Force. Further, Prof. Katuri put forth an analysis of Urban Floods in India, along with a discussion on Man-Made disasters such as the Bhopal Gas Tragedy, accompanied with details on Vulnerability Assessment.

The Workshop deepened the practical understanding of issues involved in the management of crises and mass disasters.

Faculty Accolades...

Doctoral Degrees were awarded to three of our erudite and efficient faculty from various universities on completion of their doctoral thesis.

Indeed a proud moment for LCD, UU



Dr. Sukhwinder Singh receiving the Doctoral Award for his work on “**Sources, Health Hazards and Legal control of Water Pollution in India with Special Reference to Dehradun City**” from **Guru Nanak Dev University, Amristar, Punjab**



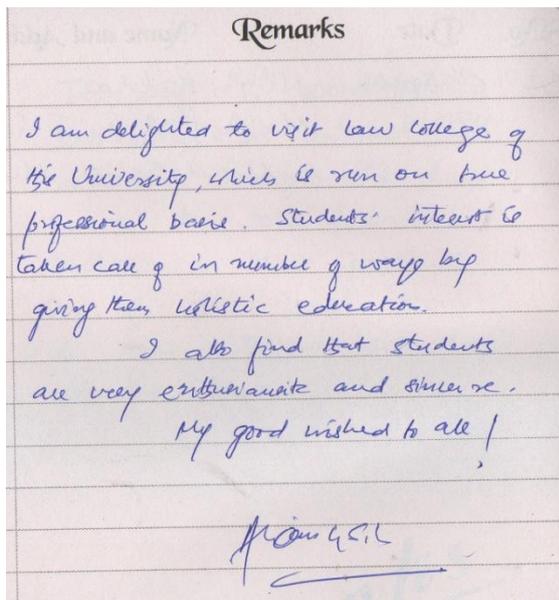
Dr. Vivek Kumar receiving his Doctoral Award at the Convocation of **Babasaheb Bhimrao Ambedkar University (A Central University, A Graded)**

Lucknow, Uttar Pradesh on the 11 November 2019 for his work on "**Honour Killing and Role of Khap Panchayats in India : A study with special reference to Emerging Legislative and Judicial Trends**"

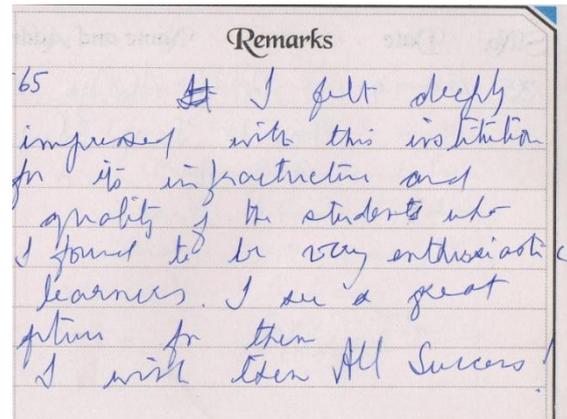
VISITORS AT LCD

What our visitors have to say about us...

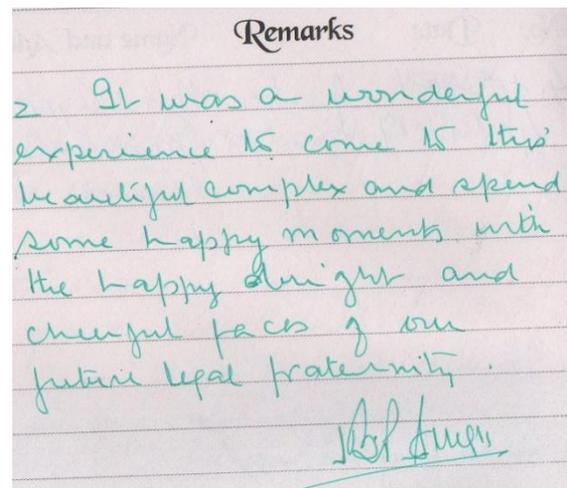
Justice—Hon'ble Justice Justice Arjan Kumar Sikri—Sikri, former Judge, Supreme Court of India visited us on the 15th of April



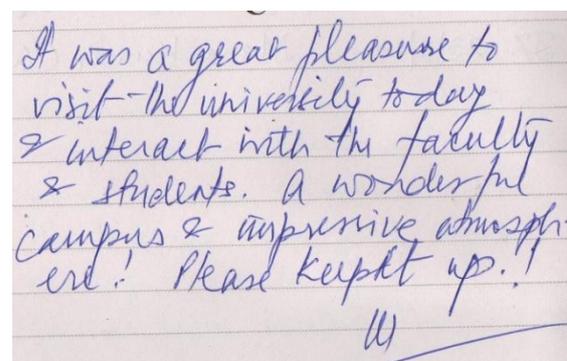
Hon'ble Justice (Mrs.) Gyan Sudha Mishra was our esteemed Chief Guest for the 4th National Moot Court Competition on the 4th of October



Hon'ble Justice B.P. Singh, Former Judge, Supreme Court of India our Chief Guest on the 6th of October 2019 for the Valedictory Function of the National Moot Court Competition



Mr. Anil. K. Ratori, DGP Uttarakhand our chief Guest on the Constitution Day 26th of November 2019



Forthcoming Events

- 1. *Smt. Sushila Devi Memorial Moot court Competition under the aegis of the Moot Court Society in Feb 2020***
- 2. *National Legal Essay Writing Competition on Constitutional law in Feb 2020***
- 3. *LCD Law Fest in Feb-March 2020***
- 4. *National Debate competition under the aegis of the DEBSOC in March 2020***
- 5. *Contemporary Constitutional issues-lecture series by Legal Luminaries in March 2020***
- 6. *National workshop on mediation in April 2020***
- 7. *National Seminar in the subject area of IPR in April 2020***
- 8. *Model United Nations Conference (LCDMUN 2020) under the aegis of the Youth Parliamentary Society in April 2020***
- 9. *Legal Awareness Camp under the aegis of the Legal Aid Center in May 2020***
- 10. *Farewell for the outgoing batch in May 2020***

LEGAL OPINIONS

On “The Uniform Civil Code”

THE PARADOX OF THE UNIFORM CIVIL CODE IN INDIA

In a country as diverse as India with inherent values of secularism and tolerance towards every known element imbibed and flows in the blood of this nation, which contemplates from times immemorial the Uniform Civil Code seems a distant dream. The beauty of this nation lies in the fact that we are diverse and yet we do not oppose but rather welcome different thoughts and opinions. The paradoxical “Uniform Civil Code”, hence is an irony of the situation that we comprehend different religions and practices as the principle of secularism and respect them and at the same instance we talk of a uniform code for everyone.

- Mr. Vaibhav Uniyal, Assistant Professor, LCD, UU

UNIFORM CIVIL CODE

During the British Rule, Indian Divorce Act was enacted; it applied to Christians only. Shariat Act was enacted and that applied only to Muslims. But when Constitution of India came into force, Art.13 and 15(1) were superimposed on them and the restrictions and prohibitions as found therein applied to them.

Civil Law is "A body of rules that delineate private rights and remedies, and govern dispute between individuals, in such areas as contracts, family law distinct from criminal law."

"The word classification" may have two meanings, one primarily signifying a division required by statutes, fundamental and substantial, and the other secondary, signifying an arrangement or enumeration adopted for convenience only."

Prof. (Dr.) Anil Kumar Dixit

Professor, Law College Dehradun

REFLECTIONS ON THE UNIFORM CIVIL CODE

Religious fundamentalism must go, social and economic justice must be made available to the so-called minority and oppressed groups and their dignity should be ensured to achieve this dream of one India, one society and one Law.

Article 25 of the Indian Constitution says that the term 'Hindu' includes the Jain, Sikh and Buddhist communities despite the fact that Constitutional mandate reflects Hinduism in all the sects but we have framed the 'Anand Marriage Act' (Special provision for the Marriage for Sikhs). The basic question now lies how far this Act is constitutionally valid if under Art 44 we have incorporated a positive obligation upon the state to secure the Uniform Civil

Code throughout the Country and at the same time we have enacted a legislation like this in contradiction with Art 25 of the Constitution of India.

In the light of above discussion we would like to suggest

- a. *For the purpose of Article 25 of the Constitution the concept of religion should be defined confining it to the individual faith and belief and his personal relationship with his creator.*
- b. *A provision to Art. 29 (1) of the Constitution should be inserted to the effect that nothing contained in Sub Article 1 shall effect the operation of any existing law are prevent the state from making any law providing for social welfare or reform.*
- c. *The uniform civil code if it is to be drafted should not be voluntary but uniformly applicable to member of all the communities*

If Muslim countries can reform Muslim laws and Western countries have a functional secular system, then what is the rationale behind the Indian Muslims being governed under the laws passed in the 1930s?

The debates in India have gone the way of the secularists and recent rulings of the Supreme Court calling for Uniform Civil Code has not witnessed the protests and alarms that took place following the Shah Bano case in 1985.

Dr. Vijay Shrivastava

Assistant Professor, Law College Dehradun

India being a secular nation, where the Preamble of the Constitution says, “Liberty of thought, expression, belief faith and worship” as reflected in Article 25 (right to freedom of religion) and Article 29 and 30 (minority right), the Uniform Civil Code should only apply to that extent which does not tamper the golden fabric woven by our Constitution makers. Instead, it should apply in such a manner so as not to affect the core of our Constitution, our Preamble. But it should apply in those areas where the personal law takes away the personal rights of persons whether it is a male or female.

Miss Mayurakhi Sonowal

**Assistant Professor, Law College
Dehradun**

In our endeavor to promote the LCD Newsletter as an inclusive initiative we sincerely welcome our esteemed faculty, our students and erudite readers to contribute their views and opinions to be published in our upcoming issues through case reviews, opinions and short articles.

The torchbearers of any academic institution are the faculty and we recognize the potential of our own fraternity through the “legal jottings” column of our newsletter.

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