



SGT UNIVERSITY, GURGAON

FACULTY OF LAW

PROGRAMME	SEMESTER	COURSE NAME	COURSE CODE
LL.B. (Hons)	III	Code of Civil Procedure & Limitation Act	08040302

Code of Civil Procedure & Limitation Act

Course Objective:

The course will help in understanding the procedures to be followed by the civil courts from the institution of suits till the final disposal. The course tries to understand the computation of limitation period for the institution of suit, appeal and applications along with exclusion.

Module – I Introduction

- 1.1 Definitions
- 1.2 Jurisdiction of Civil Courts, Res Sub Judice, Res Judicata
- 1.3 Foreign Judgment
- 1.4 Place of Suing & Transfer of Suits

Module – II Suit

- 2.1 Parties to Suit, Frame of Suit
- 2.2 Pleadings & Amendment of Pleadings
- 2.3 Complaint, Summons, Written Statement, Set-off & Counter Claim
- 2.4 Appearance & Non-Appearance of Parties
- 2.5 First Hearing & Trial
- 2.6 Discovery, Inspection, Production & Admission of Documents

Module – III Interim Powers & Inherent Powers of Courts

- 3.1 Interim Orders & Temporary Injunctions
- 3.2 Withdrawal & Compromise of Suits
- 3.3 Death, Marriage & Insolvency of Parties
- 3.4 Judgement & Decree
- 3.5 Suits by Pauper and minor
- 3.6 Restitution, Caveat, Inherent Powers of the Court

Module – IV Appeals, Reference, Review, Revision

- 4.1 First Appeals, Second Appeals, Appeals from Orders, Appeals to Supreme Court
- 4.2 Reference
- 4.3 Review
- 4.4 Revision

Module – V Execution

- 5.1 Courts by which Decree may be executed
- 5.2 Application, Mode & Stay of Execution
- 5.3 Arrest, Detention & Attachment of Property

Module – VI Limitation Act 1963

- 6.1 Salient feature and object of limitation Act 1963
- 6.2 Condonation of delay
- 6.3 Legal disability
- 6.4 Acknowledgement

Course Outcomes: At the end of this course you will be able to:

1. Interpret the fundamental principle of Civil Procedure Code.
2. Understand how civil procedure relates to the substantive civil laws.
3. Identify the competence and jurisdiction of Civil Courts.
4. Interpret the Fundamental Principles of Civil Procedure Law.

Suggested Reading:

1. Dinshaw Fardauzi Mulla, *Mulla's Code of Civil Procedure*, Lexis Nexis (18th Edn)
2. Sudipto Sarkar & V.R. Manohar, *Sarkar's Code of Civil Procedure* (2 Vols), LexisNexis India (11th Edn)
3. C.K. Takwani, *Code of Civil Procedure*, Eastern Book Company, Reprinted 2015
4. M.R. Malik, *Ganguly's Civil Court, Practice and Procedure*, Eastern Law House, 2012
5. *Universal's Code of Civil Procedure, 1908* (Bare Act)
6. M.P. Tandon, *Code of Civil Procedure*, Allahabad Law Agency, 2005