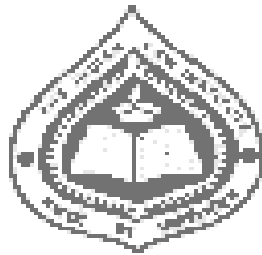


**(REVISED)**  
**REGULATIONS GOVERNING**  
**PROGRAMME LEADING TO**  
**DEGREE OF**

**DOCTOR OF PHILOSOPHY IN LAW (Ph.D.)**



**THE INDIAN LAW INSTITUTE**  
**(Deemed University)**

**Bhagwan Dass Road, New Delhi – 110 001**  
(Revised and adopted by Academic Council in the  
meeting held on 12.10.2011)

The following Regulations are made regarding admission to and award of the degree of Doctor of Philosophy (Ph.D.) in Law of the Indian Law Institute, New Delhi.

## 1. DEFINITIONS

- (a) **Director** shall mean the Director of the Indian Law Institute
- (b) **Full-Time Research Student** shall mean a person registered for Ph.D. degree devoting full time for completing the degree requirements.
- (c) **Institute** shall mean the Indian Law Institute.
- (d) **Institute Doctoral Committee (IDC)** shall mean the committee constituted by the Director of the Institute with the Research Guide as Convenor & the Co-Guide, if any, and another recognized Research Guide from the same or allied field from the Institute/outside as member(s), to monitor the progress of individual research student.
- (e) **Institute Research Committee (IRC)** shall mean the committee consisting of Director, Dean and all the recognized Research Guides of the Institute as members.
- (f) **Minimum Registration Period** shall mean the minimum period for which a student must remain registered, before the submission of the thesis.
- (g) **Part-Time Research Student** shall mean a person who is registered and devoting part of his/her time towards the pursuit of Ph.D. degree while discharging his/her employment obligations. There shall be two category in it, namely, internal-those who are the employees of the Institute and External – all others.
- (h) **Ph.D.** shall mean the degree of Doctor of Philosophy in Law.
- (i) **Recognized Institution** shall mean an institution recognized under clause 2 of this regulation by the Institute where Ph.D. for the purpose of permitting research students to pursue studies for the degree of Doctor of Philosophy in Law of the Institute.
- (j) **Registration Period** shall mean the length of period commencing with the date of registration/admission at the Institute and ending on the date of submission of the thesis, counting out any gaps.

- (k) **Research Guide** shall mean a member of the academic staff of the Institute/other recognized institution outside staff appointed by Institute Research Committee to guide/supervise the research work of the student.
- (l) **Student** shall mean a person registered for the Ph.D. degree.

## 2. **Ph.D. (LAW)**

- (a) The institute shall provide for studies and research leading to award of Degree of Doctor of Philosophy in Law subject to the guidance of the Academic Council, the research studies for Ph.D. shall be organized by the Research Committee and Doctoral Committee of the Institute.
- (b) A candidate who wishes to pursue a programme of study and research leading to the Degree of Doctor of Philosophy (Ph.D.) of the ILI will be required to seek registration to the programme under these regulations as a full time or part time research student in a Recognized Institution (RI), approved for this purpose by the ILI. In the case of Recognized Institutions, only part time registration shall be granted for permanent employees of the respective Institutions.
  - (i) Candidates who are working in research projects, relevant to the research topic, which have been taken up by the ILI and funded internally or by external funding agencies will be deemed to be full time students if they are admitted to the Ph.D. Programme.
  - (ii) Candidates who are applying for registration as part-time students shall be considered for registration only in cases where the Institute Research Committee is convinced that effective supervision can be ensured.
  - (iii) Research can be pursued in any subject of law provided subject offered is one which can be profitably pursued under the supervisor of the Institute and candidate possesses the requisite qualifications.

- (iv) A full time candidate may be allowed by the Institute Research Committee to convert his registration into part-time registration and vice-versa.

### **3. ADMISSION ELIGIBILITY**

- (a) An applicant possessing any one of the following qualifications shall be eligible to apply for admission to a Ph.D. programme of the Institute.
  - (i) An applicant holding a Masters Degree in Law from a recognized University with 55% marks in the qualifying examination or a degree approved by Association of Indian Universities, or any other equivalent qualification to the satisfaction of Academic Council of the Institute, in the relevant filed, with not less than 55% marks in the aggregate.
  - (ii) For applicant belonging to SC/ST category and/or physically handicapped applicants, a relaxation of 5% in marks shall be admissible under eligibility conditions prescribed under sub-clauses 3(a)(i).
  - (iii) Teachers working in any University or its affiliated colleges and having a teaching/research/other relevant experience of not less than 5 years, may be allowed a relaxation of 5% marks under clause 3(a)(i)

Provided that out of the two relaxations stipulated under clauses 3(a)(ii) and (iii), only one relaxation is permissible for an applicant.

- (b) Applicants who are in employment in any organization either in India or abroad will be eligible for registration as Research Student/Candidate provided:
  - (i) they fulfill qualifications and/or experience, laid down in Clause 3 above;

- (ii) the applicant proves to the satisfaction of the Research Committee that his employment duties will permit him to devote sufficient time for research and prescribed course if any;
  - (iii) the application for admission is endorsed by the Head of applicant's employing organization; and
  - (iv) if the applicant is serving in any organization located in a country other than India then such Research Student/Candidate shall further satisfy the Institute Research Committee that his stay outside the country shall not debar him/her in having warranted guidance for his/her research work from the Research Guide(s).
- (c) A member of the academic/non academic staff of the ILI who satisfies eligibility qualifications, may be considered for admission as a part-time student/candidate provided he/she has administrative approval of the Director of the Institute.

#### **4. REGISTRATION AS A CANDIDATE**

- (a) Applications for joining the Ph.D. programme shall be submitted on a prescribed Form. The application shall be accompanied with a research plan/ research proposal.
- (b) On receipt of the application the candidate will be invited for an Entrance Test. The candidates who qualified JRF/NET Examinations shall be exempted from the Entrance Test.
- (c) The application along with the research plan/research proposal of the qualified candidates in the Entrance Test shall be placed before the Institute Research Committee for its perusal.
- (d) The IRC will short list these candidates on the basis of their research proposal and they will be invited for Personal Interview and presentation of the research plan.
- (e) The application along with the research plan/research proposal shall be placed before the Institute Research Committee for its perusal.

- (f) After preliminary perusal, the candidate shall be called upon to make a presentation of his Research Plan/Research Proposal before the Institute Research Committee to test the comprehension of his broad field of research, academic preparation and potential to carry out the proposed research.
- (g) On the basis of the content of the Research Plan and the presentation, the Institute Research Committee shall either recommend for the approval and registration of the candidate as Research Student or, may ask the student to make a fresh presentation of the Research Plan/Research Proposal.
- (h) While approving of the Research Plan/Research Proposal, the Institute Research Committee will also approve the Research Guide(s) or, in case it deems fit not to approve the proposed Research Guide, or any of the Co-Guide, it may ask the student to propose alternate names for consideration of the Research Committee or in exceptional circumstances, Research Guide may be assigned by the Director with the concurrence of Institute Research Committee and the candidate.
- (i) After the approval of the Research Plan and the names of Research Guide(s) of a research student/candidate and after the payment of fee by the student, a student shall be formally registered as a candidate with effect from the date on which the Research Committee accorded its approval, or, from any other date specified by the Research Committee.
- (j) A candidate shall be required to renew his Registration in the manner prescribed, every year, and pay the fees as prescribed by the Institute.

## **5. COURSE WORK**

Duration of the course work shall be 6 months from the date the student is assigned to the Guide and shall be counted within the overall normal duration of three years for the Ph.D programme. The course work for Ph.D programme will have two parts:

### **Part A**

1. This constitutes class works at the institute for duration of 30 to 45 Hrs each on one elective paper (based on the subject of research) and Research methodology.

2. The classes may be spread over 6 to 8 week or on one stretch of 7 to 10 days or in combination.
3. The papers shall have a specified syllabus divided in to three to four modules.
4. Attendance for these classes is mandatory and students with less than 85% attendance will be required to repeat Part A Course Work.
5. Students lacking in attendance will not be allowed to make presentation or to appear for test at the end of six months.
6. On completion of this part of the Course Work the student will be required to submit the required assignments and make a presentation based on their comprehension and perspectives of the class work which my include sustainable independent points of view of the presenter.
7. The presentation will be assessed for its clarity of thought, logical sequence of its content and skill of expression.
8. The presentation should be for a minimum duration of 30 minutes.
9. The students will also be required to appear for a test on each paper at the end of the course work.
10. The student will be required to repeat Part A if the marks scored is less than 50% in aggregate.

#### Part B

This part of the Course Work will be completed with the involvement of the Research Guide:

1. Literature Review – Review of related literature with reasonable amount of literature review covering different aspects of the field of research must be done within the duration of the course work.
2. The candidate will be required to participate in at least two national/ international seminars of relevance and will present a paper in at least one seminar of relevance (*must be published in conference proceedings*) within the duration of the course work.

3. The research methodology to be employed for the research must be critically reviewed as to its strengths and weaknesses and has to be justified with reference to the scope of research.
4. The Student has to work in consultation with the Guide duly keeping record of the sessions with the Guide as per the prescribed format.
5. The record along with a written report of the Part B of the Course Work in about 20—31 pages must be submitted within 15 days of completion of the course work
6. The Doctoral Committee if satisfied with the report, within 30 days of its receipt, shall seek a presentation to the committee in the presence of the allotted Guide.
7. The Student must score at least 55% of marks in aggregate in Part B of the course work to be eligible to continue the PhD programme.
8. Failure to score the required marks for course work evaluation will need the student to submit additional assignments as may be directed by the Doctoral Committee.
9. The Guide and the student have to jointly structure the course work component with a set study plan including tentative schedule of personal meeting and other interacting mode between the guide and the student.
10. The finalized study plan, in the given format, signed by the Student and approved by the Guide must be sent to the Institute within 15 days from the start date (Assignment of the Guide).

## **6. THESIS SUPERVISORS**

- (a) Each candidate shall have the regular Research Guide of the Institute. The candidate may also have one Co-guide from outside as a co-supervisor from the approved panel of Research Guides of the Institute.
- (b) Person shall be eligible to be a regular research guide of the Institute or a co-guide, subject to the decision of the Academic Council.
- (c) In cases where for valid academic reasons it is felt that the services of an additional Research Guide will be desirable, the co-guide may be approached

for joint supervision provided the research student makes such a request, which is also supported by the main Research Guide.

- (d) The number of candidates a guide may have under his/her supervision is limited to 8 in case of a Research Professor. 6 in case of Associate Professor and 4 in case of an Assistant Professor. Joint supervision shall be counted as half.

## **7. PERFORMANCE MONITORING**

- (a) The academic/research progress of each student/candidate will be monitored by the Doctoral Committee. For this purpose, each candidate will be asked to submit a progress report at the end of each semester to his Research Guide(s). On receipt of the progress report, the Guide(s) shall arrange a review meeting with Institute Research Committee wherein the student shall present the progress. Failure to submit progress report may lead to cancellation of registration.
- (b) The Doctoral Committee along with Research Committee after having considered the progress report of each candidate shall recommend one of the following:
  - (i) Continuation of registration
  - (ii) Continuation of registration and issuance of a warning to the candidate and making recommendation in consultation with the supervisor(s), of steps necessary to improve his performance.
  - (iii) Termination of registration.
- (c) If the candidate is issued a warning, the minimum registration period for allowing a candidate to submit the thesis shall be increased by one semester, for every time warning has been issued.

## 8. REGISTRATION PERIOD

- (i) The minimum period of Registration after which a candidate can submit his thesis shall be and the minimum duration of the programme are given below:

No.	Category	Minimum and Maximum time for submission of thesis	Minimum Duration of the Programme
(i)	Full-time	Minimum of 2 years and maximum of 5 years	2 Years
(ii)	Part-time (Internal)	Minimum of 3 years and maximum of 6 years	3 Years
(iii)	Part time (External)	Minimum of 3 Years and maximum of 6 years	3 Years

- (ii) Part-time (External) : Candidates shall pursue Part-time study doing research both at the University and their place of employment for a minimum period specified during which they shall fulfill two semesters of residential requirement at the University campus.
- (iii) A research student/candidate shall normally be allowed to submit his thesis within a maximum period provided in 8(i). However, in exceptional cases. this limit may be extended by the Director, by a maximum period of one more year.

## 9. CHANGE OF RESEARCH GUIDE

- (a) The Research Committee shall have power to consider the request of a candidate to change his/her Guide or to have an additional guide or a Co-guide, provided that the request of the candidate is supported by the prospective guide and is recommended by the Doctoral Committee.
- (b) However, such requests for change of Guide or for Co-Guide shall be made at least six months prior to the candidate giving notice for submission of the thesis for adjudication by examiners, provided further that this limitation shall not be applicable in the case of the death of the Research Guide or in case where the present Guide is unable to continue supervision due to reasons of health or shifting of residence to a distant place etc.

## **10. CHANGE OF CENTRE OF RESEARCH**

The Doctoral Committee shall have power to consider and to give assent to the request of the candidate for change of Centre of research, provided the request is recommended by the Research Guide and is accompanied by a 'No Objection Certificate' from the Director of the existing and newly proposed Centre of Research. The proposed Centre should have been recognized by the IIL for the purpose of doctoral research. Such instances shall be reported to the Institute.

## **11. CHANGE OF AREA OF RESEARCH OR TITLE OF THESIS**

- (i) A candidate who is registered for research shall be eligible to apply for change of the topic or area of research on payment of the prescribed fees and the Research Committee shall be competent to give assent to the request, if it has been duly supported by the Research Guide and the Doctoral Committee and the Institute has been accordingly informed, provided that such an application for change of topic or area of research is made only once during the period of registration and further that the application by the candidate for submission of thesis for adjudication by examiners is made at least one year and six months after the change of topic or area of research has been affected.
- (ii) A candidate who is registered as a research student shall be eligible to the request for approval or a change in the title of his/her thesis and the Doctoral Committee shall be competent to give assent to the request, provided that in the case of change in the title of thesis, the request shall be made at least one month prior to the submission of thesis after making payment of the fees prescribed for the purpose.

## **12. SUBMISSION OF THE THESIS FOR Ph.D. DEGREE**

- (a) The candidates shall submit the thesis after fulfilling following requirements:
  - (i) Upon satisfactory completion of coursework.
  - (ii) Completion of minimum required time.

- (iii) Candidate shall publish one research paper in the area of research in a referred journal before the submission of thesis and produce re print or acceptance letter.
  - (iv) The candidate shall make a pre Ph.D. presentation in the Institute which shall be open to all faculty members and research students, for getting
- (b) (i) The thesis shall be a piece of research work characterized either by discovery of new facts or enunciation of a new theory or theories or by fresh interpretation of known facts. It should bear evidence of the candidate's capacity for analysis and judgment as well as his ability to carry out independent investigation, design or development. A thesis may be supplemented by publish work, shall have been submitted for the award of any other degree.
- (ii) Every candidate for the award of the degree of Doctor of Philosophy shall be required to submit thesis embodying the results of his/her research findings to the Indian Law Institute for adjudication by the examiners.
  - (iii) The thesis shall be written in English.
  - (iv) A candidate proposing to submit the thesis shall inform the ILI of it, at least one month in advance and such intimation shall be accompanied by five copies of abstract of the thesis in the same language. The abstract shall not exceed ten typewritten pages, and shall be accompanied by evidence of having paid the required fees prescribed by the ILI from time to time.
  - (v) Candidate shall submit the thesis not later than two months from the date of intimation, provided that on the recommendation of the Doctoral Committee and after paying the prescribed fees the Institute Research Committee shall be competent condone a delay up to six months and the Director up to such further period as considers necessary in exceptional cases, provided further that the candidate shall submit his/her thesis only during the currency of his/her registration.
  - (vi) In cases where a candidate is unable to submit his thesis within the maximum period of registration, including extensions provided for under these regulations, the candidate shall be required to take fresh admission on payment of all fee on fulfillment of other requirements and he/she shall be payment of all fee on

- fulfillment of other requirements and he/she shall be allowed to submit the thesis only after the expiry of six months after such readmission is granted.
- (vii) The candidate shall submit to the Institute five copies of thesis, printed or typed clearly in usual format along with one copy on Electronic Media for record must be submitted to the Director.
  - (c) A thesis shall be accompanied by the following:
    - (i) A declaration signed by the candidate that the thesis has not previously formed the complete thesis for the award of any degree, diploma, associate ship, fellowship or other similar title or recognition.
    - (ii) A certificate by the Research Guide (s) to the effect that, to the best of his/her/their knowledge the thesis is a record of *bonafide* research carried out by the student under his/her/their supervision.
    - (iii) Certificates of completion of all requirements stated in 12(a).
    - (iv) Any work published by him/her alone or jointly with others in the same area of study as additional evidence of the research work done by the candidate.
    - (v) A symbolic bio-data of the candidate.

### **13. PROCEDURE FOR ADJUDICATION OF THESIS**

- (a)
  - (i) The written thesis shall be adjudicated by three external examiners nominated by the Director from a panel of at least ten experts, proposed by the Research Guide and approved by the Doctoral Committee out of which at least one examiner shall be from outside the state or outside the country.
  - (ii) Each examiner shall be requested to send a separate, individual report of adjudication of the thesis, wherein it shall be specifically stated, along with the reasons, that the thesis should be:
    - Accepted for the award of Ph.D. degree based on the written thesis, or
    - rejected.

(iii) The examiners shall be free to get clarification about structure of the thesis, sources of data and some general issues directly from the Research Guide or the Co-Guide, as the case may be.

(b) On receipt of reports from all the examiners, these will be placed before the Institute Research Committee. The Committee shall peruse the reports and advise one of the following:

- i. If the examiners are unanimous that the thesis be accepted for award of the degree, the candidate be required to appear for viva voce.
- ii. If the examiners are unanimous that the thesis be rejected or that the thesis be submitted in a revised form the result be declared accordingly, or the candidate be informed to submit the thesis in a revised form.
- iii. If there is no unanimity between examiners, an additional external expert shall be appointed as examiner to examine the thesis. The report of the additional examiner, along with all the earlier reports shall be considered by the Research Committee, and a recommendation made either to accept the thesis for award of degree or reject the same.
- iv. In the event of the candidate being required to submit a revised thesis, he/she shall, submit the same within a period of one year from date of communication in this regard from the Institute. However, in exceptional circumstances this period may be extended by Research Committee by one more year but the total revision time will not exceed two years. The revised thesis shall be sent for assessment to the original panel of examiners. In the event of one or more or original external examiners not being available, an additional external examiner may be appointed.

- v. On resubmission, the thesis shall again be sent for adjudication as far as possible to the same examiners who had adjudicated it earlier and, if not, by substituting one or both of them with new examiners who have been selected from the same panel but otherwise following the same procedure as was followed earlier.
  - vi. The candidate shall get no further chance for the resubmission of the thesis and the decision to accept or reject the thesis at this stage shall be final.
- (c) Viva voce examination shall be held in the ILI after making prior announcement of the same by putting notice on the notice board of the ILI and by sending letters by under certificate posting to a minimum of 25 experts/ research scholars out side the Institute. The thesis will be openly defended by the candidate in the public viva voce:
- i. The minimum quorum will be twenty five.
  - ii. There shall be an open defense of the thesis by the candidate at which he/she may respond to questions put forward by the audience.
  - iii. One of the examiners shall be called upon to adjudge the viva voce.
  - iv. If for some reasons, the viva voce examination cannot be held on the scheduled date, the candidate shall be required to be present for the examination on a subsequent date, as intimated to him/her.
- (d) The examiner shall be required to state categorically whether in his opinions, the thesis should be:
- i. accepted for the award of Ph.D. degree, or
  - ii. referred to the candidate for presentation in the revised form, or
  - iii. rejected.

The examiner shall state the reasons for recommending resubmission/rejection of the thesis. If resubmission is recommended,

the examiner shall specifically indicate the modifications that need to be made in the thesis by the candidate.

- (e) If in the opinion of the examiner, the candidate was not successful in the viva voce examination, the candidate shall be given one additional opportunity for the same following the procedure laid down above and payment of prescribed fees and the decision of viva board at this examination shall be final.

**14. AWARD OF DEGREE**

Degree is awarded on the basis of:

- i. Recommendation of the examiners appointed by the Institute and
- ii. Viva voce Examination

**15. PUBLICATION OF THESIS**

- (a) After the successful completion of the evaluations process and announcement of the award of Ph.D., the institute shall submit a soft copy of the Ph.D. thesis to the University Grants Commission within a period of thirty days, for hosting the same in INFLIBNET, accessible to all Institutions/Universities.
- (b) A candidate who has been awarded the degree of Ph.D. shall be free to publish his/her thesis with permission of the Institute after incorporating the modifications suggested by the Board of Examiners and a proper acknowledgement to the IIL shall be made in the publication.

**16. CANCELLATION OF REGISTRATION**

Registration of a student/candidate shall be cancelled in any one of the following eventualities, after due approval of the Director.

- i. He/she fails to complete course work.
- ii. he/she fails to renew his registration in any year subject to the provisions contained in these Ordinances,
- iii. If his academic progress is found unsatisfactory in terms of Regulations.
- iv. If he is found to be involved in an act of misconduct and/or indiscipline

and termination is recommended by the Research Committee or any other authority authorized by the Director.

- 17.** Notwithstanding anything contained in these Regulations, all categories of students/candidates shall be governed by the rules and procedures framed by the institute on this behalf, and in force from time to time.
  
- 18.** Notwithstanding anything stated in these Regulations, for any unforeseen issues arising. and not covered by these Regulations, or in the event of differences of interpretation, the Director may take a decision, after obtaining, if necessary, the opinion/advice of Research Committee.

## **FEE STUCTURE FOR PH.D. PROGRAMME**

### **(A) Fee payable at the time of Registration**

	<b>(Rupees)</b>
<b>(i) Registration fee</b>	<b>10,000/-</b>
<b>(ii) University enrolment fee #</b>	<b>500/-</b>
<b>(iii) Security Deposit *</b>	<b>3,000/-</b>
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	<b>13,500/-</b>
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**# One time payment at the time of admission (*Non-refundable*)**

**\* One time payment at the time of admission (*Refundable*)**

**(B) Renewal of registration after one year  
p.a. 10,000/-**

**(C) Fee payable at the time of submission  
of thesis for conduct of viva-voce etc. 6,000/-**