

## Online Certificate Course on “ANCIENT INDIAN JURISPRUDENCE AND MODERN RULE OF LAW”



COURSE CHIEF FACULTY:

**MS. GARIMA PRASHAD**

Sr. Advocate & Additional Advocate General  
for Uttar Pradesh in Supreme Court of India

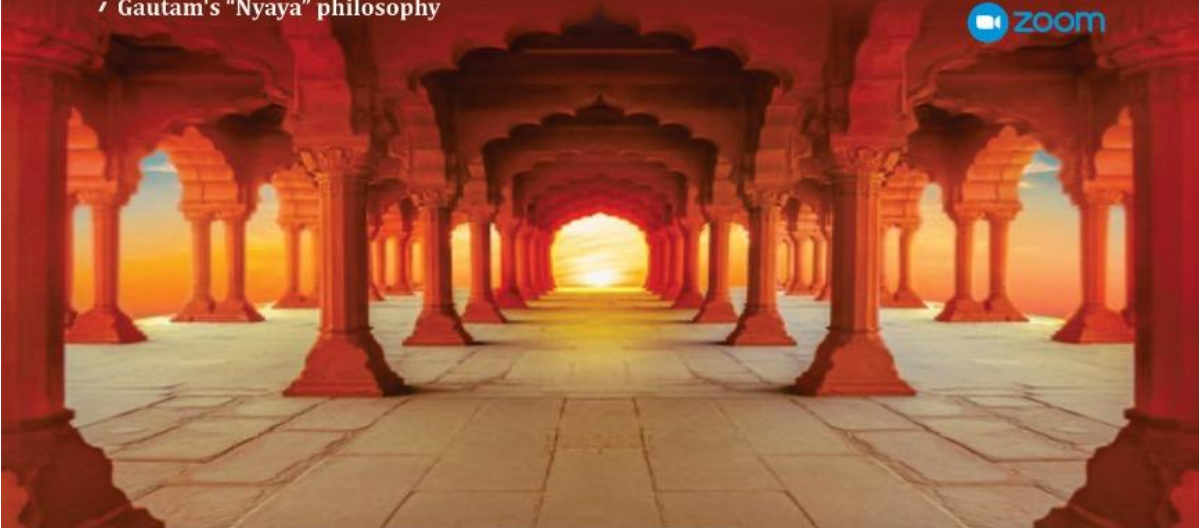
Commencement Date :: Sat. 05 Feb. 2022 | 03 PM

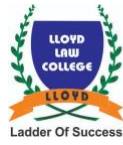
ATTENDEES: Open to all the students of Lloyd,  
Mandatory for BA,LL.B. (2021-26), (2020-25), (2019-24),  
LL.B. (2021-24)

--: Online Certifications on completion ::-

### TOPICS::

- / Juristic in ancient Indian Polity
- / State - Danda (Force), Dharma (Divine Law) and Rajan (King)
- / Kingship, Sovereignty and State
- / Trial by Ordeal & Punishment
- / Law of Causation and Karma
- / Gautam's "Nyaya" philosophy
- / The Indian Woman
- / Mimamsa Rules of Interpretation
- / "Mrichchakatika"
- / Arthashastra - The Chanakya Legend
- / Juristic Principles in Medieval India
- / Indian Jurisprudence and International Law





Sat.-12-Feb.-2022

Dear Parent / Student,

Greetings from Lloyd academic community!

**LEGAL PRACTICE ONLINE CERTIFICATE COURSE**

**“ANCIENT INDIAN JURISPRUDENCE AND MODERN RULE OF LAW”**

**Ms. Garima Prashad**

**Senior Advocate & Additional Advocate General for Uttar Pradesh in Supreme Court of India**

\*\*\*\*\*

**ATTENDEES :: Open to all the students of Lloyd,**

**Mandatory for BA.LL.B. (2021-26), (2020-25), (2019-24), LL.B. (2021-24)**

**Google Registration Form :: <https://forms.gle/uxzqkLKzBfKco7XP9>**

**Zoom Session Link :: <https://lloydcollege-in.zoom.us/j/85459063699>**

**DATE & TIME :: Every Saturday, IST 03 PM**

\*\*\*\*\*

**Course Preface :: Ancient Indian Jurisprudence and Modern Rule of Law**

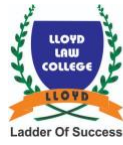
The cardinal principles of our contemporary Indian legal system or the rule of law *inter alia* can be traced back to the ancient Indian jurisprudence - in the form of Vedas, Sastras and commentaries. While the present day academia, particularly the legal academia, focuses on comparative/multidisciplinary model of legal education, the ancient origins of our present day system and its significance is gradually fading. Recently, the Supreme Court of India vehemently reiterated the need to “go back to the roots” and “revitalize the Indian legal system and align it with the cultural, social and heritage aspects of our great nation to ensure robust delivery of justice”.

In tune with the same, the certificate course, as the title suggests, draws parallel between the ancient Indian jurisprudence and its significance in the modern rule of law. The course has been designed for students looking to partake in judicial services, corporate practice or litigation inasmuch these principles are fundamentally embedded in our current rule of law. The course would equip students with a better understanding of the legal doctrines as they existed then and today and would enable them to interpret and comprehend law in a unique context.

This is a customised course for introducing law students with an interest in Constitutional Laws to an entirely novel world of Supreme Court Practice. The course also caters to those Indian law students who wish to upgrade their qualification for the purpose of career specialization in civil and criminal (constitutional law) litigation/dispute resolution.

**Certificate of Participation ::**

Certificate of participation will be issued jointly by the Lloyd Law College & Chambers of Ms. Garima Prashad, Senior Advocate & Additional Advocate General for Uttar Pradesh in Supreme Court of India.



**Course Chief Faculty ::** Ms. Garima Prashad, Senior Advocate & Additional Advocate General for Uttar Pradesh in Supreme Court of India

### **COURSE STRUCTURE ::**

**Class (1) :: Juristic concepts of ancient Indian Polity ::** "Good conscience" as a Source of Vedic Law, Kinds of law as they evolved - Vedic times to the Magadhan Imperialism and onward to the Ashoka Empire and the present Reign of elected Self governance.

**Class (2) :: The Phenomenon of State - Danda (Force), Dharma (Divine Law) and Rajan (King) ::** A comparative study of the Ancient to the contemporary Constitutional Theory and Administrative concepts - of Citizenship, Nationality and Aliens. International Laws of war from the days of Manu to modern efforts of International Conventions.

**Class (3) :: Institutions like Kingship, Sovereignty & Limbs of the Organic concept of State ::** including checks to royal absolutism, Democratic organs of state like the assembly, political theories like *Gana Raj* leading to the modern Institution of the Republic of India

**Class (4) :: Trial by Ordeal & Punishment for the welfare of Offender ::** Sustainable Adjudicatory concepts, accessible & speedy Judicial Mechanisms which need to be suitably embraced to deal with the current age of overloaded Judicial institutions.

**Class (5) :: Law of Causation (Cause & Effect) and the Law of Karma ::** A deep rooted doctrine in the minds of people through the ages persuading them to reform, improve character and make progress. An effective tool for smooth and efficient administration, maintaining order and dispensing justice in the ancient times and can be relevant even in the modern rule of law.

**Class (6) :: Gautam's "Nyaya" philosophy ::** Critical Science of logic or reasoning - admitting four separate sources of correct Knowledge viz. perception, inference, comparison and testimony. Liberation from suffering and material bondage which results from ignorance of reality - Father of Modern Indian logic

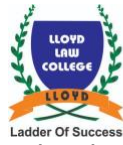
**Class (7) :: The Indian Woman ::** Fiercely protective and delicately nurturing at the same time: A divine form where Masculine & Feminine are respected as two halves of the same being complimenting each other in a perfect balance; reverence for the mother, sister and daughter. - Some Lessons from the Golden Age and taking all that it offers to fight today's atrocities, violence, biases against women- striving to create an equal world.

**Class (8) :: Interpreting conflicting Statutes With Mimamsa Rules of Interpretation ::** So rational and logical, having universal application- A Challenge to the contemporary Maxwell's Principles of Interpretation

**Class (9) :: The famous social play "Mrichchakatika" ::** Court scenes, court procedures, arguments, a helpless judge, complaints, opponents, interesting judicial concepts- Could the present day Judge have delivered better?

**Class (10) :: Arthashastra - The Chanakya Legend ::** A complex thinker, economist, jurist, royal advisor and philosopher; the book is a treatise on Statecraft and Governance, with such fundamental human concerns as piety, pleasure and human salvation. Lessons are empirical, yet motivational.

**Class (11) :: Evolution of the Juristic Principles in Medieval India ::** Administration of Justice during the Sultanate & the Mughal period was regarded as a religious duty. This



High tradition reached its zenith under the first four Caliphs. The Qazi was a muslim scholar of blameless stature. The Emperor was the highest Court of Appeal. The Mughal judicial system has left its lasting imprint on our present system - Munsifs, Muddai, Muddaliya, Faujdari...

**Class (12) :: An appraisal of the positive paradigm of Indian Jurisprudence and the influence of International Law ::** The great weakness of our modern judicial process is that it lacks theoretical nourishment. It is built on theories of western jurists and ignores the evolution of the law and jurisprudence of our own civilization and political philosophy. Indian and Western jurisprudence differ in their respective attitudes to rights and duties. In Indian traditional jurisprudence the emphasis is on obligations not on *adhikar*. It is the ability, wisdom and patriotism of our future judges which will depend to some extent on the future of the rule of the law and parliamentary democracy in India. Great judges are not born but made by proper education and great legal traditions, as were Manu, Kautilya, Katyayana, Brihasparti, Narada, Parashara, Yajnavalkya, and other legal giants of ancient India. We need to ensure their theoretical nourishment...

### **Course Material ::**

1. Dr Patrik Glenn, "Legal traditions of the World", Oxford University Press.
2. Dr. Nagendra Singh, "Juristic Concepts of Ancient Indian Polity", The Institute of Constitutional and Parliamentary Studies, Vision Books.
3. R. C. Majumdar, "The Vedic Age - The History and Culture of the Indian People", Bhartiya Vidya Bhawan
4. Justice M Rama Jois, "Ancient Indian Law: Eternal values in Manusmriti" Universal Law Publication Co. Ltd.
5. Henk W Bodewitz, "Vedic Cosmology and Ethics", Gonda Indological Studies
6. Murlidhar Chaturvedi, "Pracheen Bhartiya Vidhi Vyavastha", Eastern Book Company
7. Ludwik Sternbach, "Vyasa Subhasita Samgraha", Motilal Banarsidass
8. Prof. Dayanand Bhargava, "Holistic approach of the Vedas", Maharishi Sandipani Rashtriya Veda Vidya Pratishthan Ujjain India
9. Bhaskar Anand Saletore, "Ancient Indian political thought and Institutions", Asia Publishing House
10. Sri Aurobindo, "Ved Rahasya", Sri Aurobindo Ashram Pondicherry
11. Vedmurti Taponishtha & Pandit Shriram Sharma Acharya, "Divine Message of the Veds", Pandit Lilapat Sharma

\*\*\*\*\*

Hope to see you all in online regular classes, additional courses, practical academics, skilling opportunities and professional guidance of excellence and standard.

**Dr. Md. Salim**

**DIRECTOR**

**LLOYD LAW COLLEGE**

[director@lloydlawcollege.edu.in](mailto:director@lloydlawcollege.edu.in)