

## CORE COMPETENCE CONFERENCE ON KNOWLEDGE, SKILL AND PERSPECTIVE DEVELOPMENT

(JSCC-cum-ASCJ-cum-GJ/Civil Judges)

(19<sup>th</sup> July, 2019)

### A. Relevant Statutes

S. No.	Title
1.	Code of Civil Procedure, 1908
2.	Constitution of India, 1950
3.	Court Fees Act, 1870
4.	Indian Evidence Act, 1872
5.	Specific Relief Act, 1963
6.	Limitation Act, 1963
7.	Suit Valuation Act, 1887
8.	Transfer of Property Act, 1882
9.	The Indian Stamp Act, 1899

### B. Rules

S. No.	Title	Source
1.	Practice in the Trial of Civil Suits, Chapter 1, Volume I, Delhi High Court Rules	RULES\CHAPTER 1 - Practice in Trial of Civil Court.PDF
2.	Witnesses – Civil Courts , Chapter 5, Volume I, Delhi High Court Rules	RULES\CHAPTER 5 Witnesses—Civil Courts.PDF
3.	Judgment and Decrees , Chapter 11, Volume I, Delhi High Court Rules	RULES\CHAPTER 11 - Judgment and Decrees.PDF

4.	Execution of Decrees, Chapter 12, Volume I, Delhi High Court Rules	RULES\CHAPTER 12 -Execution of Decrees.PDF
5.	Court-fees and Stamps , Chapter 4 , Volume IV, Delhi High Court Rules	RULES\CHAPTER 4 - Court-fees and Stamps.PDF
6.	Admissions, Denials, Framing of Issues and Examination of Parties , Chapter 8, Part B, Delhi High Court Rules	RULES\CHAPTER 8 - Admissions, Denials, Framing of Issues and Examination of Parties.PDF

### C. Law Commission Reports

S. No.	Title	Source
1.	257 <sup>th</sup> Law Commission Report on Reforms in Guardianship and Custody Laws in India (May, 2015)	<a href="http://lawcommissionofindia.nic.in/reports/Report%20No.257%20Custody%20Laws.pdf">http://lawcommissionofindia.nic.in/reports/Report%20No.257%20Custody%20Laws.pdf</a>
2.	240 <sup>th</sup> Law Commission Report on Costs in Civil Litigation (May, 2012)	<a href="http://lawcommissionofindia.nic.in/reports/report240.pdf">http://lawcommissionofindia.nic.in/reports/report240.pdf</a>
3.	178 <sup>th</sup> Law Commission Report on Recommendations For Amending Various Enactments, Both Civil And Criminal (December, 2001)	<a href="http://lawcommissionofindia.nic.in/reports/178rpt1.pdf">http://lawcommissionofindia.nic.in/reports/178rpt1.pdf</a>
4.	163 <sup>rd</sup> Law Commission Report on The Code of Civil Procedure Bill, 1997 (November, 1996)	<a href="http://lawcommissionofindia.nic.in/101-169/Report163.pdf">http://lawcommissionofindia.nic.in/101-169/Report163.pdf</a>
5.	144 <sup>th</sup> Law Commission Report on Conflicting Judicial Decisions Pertaining to The Code of Civil Procedure, 1908 (April, 1992)	<a href="http://lawcommissionofindia.nic.in/101-169/Report144.pdf">http://lawcommissionofindia.nic.in/101-169/Report144.pdf</a>
6.	54 <sup>th</sup> Law Commission Report on the Code of Civil Procedure, 1908 (February, 1973)	<a href="http://lawcommissionofindia.nic.in/51-100/Report54.pdf">http://lawcommissionofindia.nic.in/51-100/Report54.pdf</a>
7.	27 <sup>th</sup> Law Commission Report on the Code of Civil Procedure, 1908 (December, 1964)	<a href="http://lawcommissionofindia.nic.in/1-50/Report27.pdf">http://lawcommissionofindia.nic.in/1-50/Report27.pdf</a>

## D. Pre-Trial Issues

S.No.	Title	Citation
	<b>Pleadings</b>	
	<u>Rejection of plaint</u>	
	<b>Supreme Court</b>	
1.	<i>Madhav Prasad Aggarwal and Ors. vs. Axis Bank Ltd. and Ors.</i> (¶11)	MANU/SC/0878/2019
2.	<i>Sejal Glass Ltd. vs. Navilan Merchants Pvt. Ltd.</i> (¶5)	AIR2017SC4477
3.	<i>Sopan Sukhdeo Sable and Ors. v. Assistant Charity Commissioner and Ors.</i> (¶20)	AIR 2004 SC 1801
4.	<i>Saleem Bhai and Ors. vs. State of Maharashtra and Ors.</i> (¶9)	AIR 2003 SC 759
	<u>Written-statement</u>	
	<b>Supreme Court</b>	
1.	<i>Kailash vs. Nankhu and Ors</i> (¶¶22,32,33,46)	AIR2005SC2441
	<u>Amendment of pleadings</u>	
	<b>Supreme Court</b>	
1.	<i>M. Revanna v. Anjanamma (Dead) By Lrs. &amp; Ors.</i> (¶5)	AIR2019SC940
2.	<i>Ganesh Trading Co vs. Moji Ram</i> (¶¶4-5)	1978 AIR 484
3.	<i>Sampath Kumar vs. Ayyakannu and Ors.</i> (¶¶9-10)	AIR 2002 SC 3369
	<b>Impleadment of parties</b>	

	<b>Supreme Court</b>	
1.	<i>Vidur Impex and Traders Pvt. Ltd. and Ors. vs. Tosh Apartments Pvt. Ltd. and Ors.</i> (¶36)	AIR2012SC2925
2.	<i>Mumbai International Airport Pvt. Ltd. vs. Regency Convention Centre and Hotels Pvt. Ltd. and Ors.</i> (¶8)	AIR 2010 SC 3109
3.	<i>Kasturi Vs. Uyyamperumal &amp; Ors</i> (¶¶6,10)	AIR 2005 SC 2813
4.	<i>Anil Kumar Singh v. Shivnath Mishra</i> (¶7)	(1995) 3 SCC 147
5.	<i>Ramesh Hirachand Kundanmal v. Municipal Corporation of Greater Bombay</i> (¶6)	(1992) 2 SCC 524
	<b>Examination of Parties</b>	
	<b>Supreme Court</b>	
	<i>Kapil Corepacks Private Limited &amp; Others v. Shri Harbans Lal (since deceased) through LRs</i> (¶¶ 9-14, 17)	(2015) 10 SCC 241
	<i>Vikas Agarwal v. Anubha</i> (¶ 12)	(2002) 4 SCC 468
	<b>Framing of Issues</b>	
	<b>Supreme Court</b>	
1.	<i>Kuldeep Singh Pathania vs. Bikram Singh Jaryal</i> (¶¶6-9)	AIR2017SC593
2.	<i>Makhan Lal Bangal vs. Manas Bhunia and Ors.</i> (¶19)	AIR2001SC490
3.	<i>S.S. Khanna vs. F.J. Dillon</i> (¶21)	AIR1964SC497
	<b>Delhi High Court</b>	
4.	<i>Tata Communications Limited v. Union of India</i> (¶9)	2018 SCC OnLine Del 7434

	<b>Preliminary Issue</b>	
	<b>Supreme Court</b>	
1.	<i>Satti Paradesi Samadhi vs. M. Sankuntala</i> (¶19)	(2015)5SCC674
2.	<i>Rameshwari Devi and Ors. vs. Nirmala Devi and Ors.</i> (¶¶52-54)	(2011) 8 SCC 249
3.	<i>Ramesh B. Desai and Ors. vs. Bipin Vadilal Mehta and Ors.</i> (¶12)	AIR2006SC3672
4.	<i>S.S. Khanna vs. F.J. Dillon</i> (¶21)	AIR1964SC497
	<b>Admission and Denial of Documents</b>	
	<b>Delhi High Court</b>	
1.	<i>Unilin Beheer B.V. vs Balaji Action Buildwell</i> (¶¶27,31)	MANU/DE/1650/2019
2.	<i>Sudir Engineering Company v. Nitco Roadways</i> (¶¶12-16)	1995IIAD(Delhi)189
	<b>Interim Injunction</b>	
	<b>Supreme Court</b>	
1.	<i>Gujarat Bottling Company Ltd. v. Coca Cola Company</i> (¶¶ 46, 47)	AIR 1995 SC 2372
2.	<i>Dalpat Kumar v. Prahlad Singh</i> (¶¶ 13, 14)	(1992) 1 SCC 719
3.	<i>Wander Ltd. v. Antox India Private Ltd.</i> (¶¶10, 11)	1990 (Supp) SCC 727

## E. Issues of Trial

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	<b>Admissibility vs. Relevancy</b>	
	<b>Supreme Court</b>	
1.	<i>Anvar P.V vs P.K.Basheer &amp; Ors</i> (¶22)	AIR2015SC180
2.	<i>State (NCT of Delhi) v. Navjot Sandhu</i> (¶150)	AIR 2005 SC 3820
3.	<i>Pooran Mal v Director of Inspection</i> (¶25)	AIR 1974 SC 348
4.	<i>State (NCT of Delhi) v. Navjot Sandhu alias Afsan Guru</i> (¶150)	AIR 2005 SC 3820
5.	<i>Ram Bihari Yadav vs State Of Bihar &amp; Ors</i> (¶6)	AIR1998SC1850
	<b>Adjournments</b>	
	<b>Supreme Court</b>	
1.	<i>Salem Advocate Bar Association vs. Union of India</i> (¶¶29-31)	AIR 2005 SC 3353
	<b>Recording of evidence</b>	
	<b>Supreme Court</b>	
1.	<i>Salem Advocate Bar Association vs. Union of India (UOI)</i> (¶¶17-19)	AIR 2003 SC 189
2.	<i>Ameer Trading Corp. vs. SDP Ltd</i> (¶¶17-21,35)	2004(1) SCC 702
	<b>Other High Courts</b>	
3.	<i>Sanj Dainik Lokopchar v. Gokulchand Govindlal Sananda</i> (¶¶10-13)	2018 SCC OnLine Bom 3336
4.	<i>Rita Pandit Vs. Atul Pandit</i> (¶17)	AIR2005AP253
	<b>Recalling of witness</b>	
	<b>Supreme Court</b>	

1.	<i>Gayathri vs. M. Girish</i> (¶5)	AIR2016SC3559
2.	<i>K.K. Velusamy vs. N. Palanisamy</i> (¶¶8-12 ,18)	(2011)11SCC275
3.	<i>Vadiraj Naggapa Vernekar (D) Through Lrs. vs. Sharad Chand Prabhakar Gogate</i> (¶¶16-17)	AIR2009SC1604
	<b>Appreciation of Evidence</b>	
	<b>Supreme Court</b>	
1.	<i>Delhi Development of Authority Vs. Durga Chand</i>	1973 AIR 2609
2.	<i>Avadh Kishore vs. Ram Gopal</i>	AIR 1979 SC 861
3.	<i>Collector, Raigarh vs. Harisingh Thakur</i>	AIR 1979 SC 472
	<b>Commission to examine witnesses</b>	
	<b>Supreme Court</b>	
1.	<i>Salem Advocate Bar Association vs. Union of India</i> (¶19)	AIR2003SC189
2.	<i>Salem Advocate Bar Association vs. Union of India</i> (¶¶5-9)	AIR 2005 SC 3353
	<b>Admissibility of document</b>	
	<b>Supreme Court</b>	
1.	<i>Nandkishore Lalbhai Mehta v. New Era Fabrics Private Limited &amp; Others</i> (¶¶ 10, 12)	AIR 2015 SC 3796
2.	<i>Shalimar Chemical Works vs Surendra Oil</i> (¶7)	(2010)8SCC423
3.	<i>RVE Venkatachala Gounder v. Arulmigu Viswesaraswami</i> (¶¶ 20-22)	AIR 2003 SC 4548
4.	<i>Bipin Shantilal vs State of Gujarat</i> (¶¶13-15)	AIR2001SC1158
5.	<i>Ram Rattan v. Bajrang Lal</i> (¶ 6)	AIR 1978 SC 1973
6.	<i>Javer Chand and ors. vs. Pukhraj Surana</i> (¶7)	AIR 1961 SC 1655
	<b>High Court of Delhi</b>	

7.	<i>Doctor Morepen v. Poysha Power Generation</i> (¶¶ 4-6)	2013 (137) DRJ 261
8.	<i>Sudir Engineering Company v. Nitco Roadways</i> (¶¶12-16)	1995IIAD(Delhi)189
<b>C.</b>	<b>Execution</b>	
	<b>Supreme Court</b>	
1.	<i>Sir Sobha Singh &amp; Sons Pvt. Ltd. v. Shashi Mohan Kapur</i> (¶¶30-32)	CIVIL APPEAL No.5534 OF 2019 DoD: 15.07. 2019
2.	<i>West Bengal Essential Commodities Supply Corporation vs. Swadesh Agro Farming and Storage Pvt. Ltd. and Ors.</i> (¶ 19)	AIR 1999 SC 3421
	<b>Preliminary Decree versus Final Decree</b>	
	<b>Supreme Court</b>	
1.	<i>Shub Karan Bubna v Saran Bubna</i> (¶¶12-14)	(2009) 9 SCC 689
2.	<i>Phoolchand and Ors. vs. Gopal Lal</i> (¶7)	AIR 1967 SC 1470
	<b>Preliminary Decree and Final Decree in Partition Suits</b>	
	<b>Supreme Court</b>	
1.	<i>Ganduri Koteshwaramma v Chakiri Yanadi</i> (¶¶20)	AIR 2012 SC 169
2.	<i>Bimal Kumar v Shakuntala Debi</i> (¶27)	(2012) 3 SCC 548
3.	<i>Prema v NasZanje Gowda</i> (¶¶ 11-20)	(2011) 6 SCC 462
4.	<i>Bikoba Deora Gaikwad v Hirabai Marutirao Ghorgare</i> (¶¶ 9-14)	(2008) 8 SCC 198
5.	<i>Hasham Abbas Sayyad v Usman Abbas Sayyad</i> (¶8)	(2007) 2 SCC 355
6.	<i>Shankar Balwant Lokhande v Shankar Lokhande</i> (¶¶ 4,8)	(1995) 3 SCC 413
	<b>Resistance to Execution of Decree</b>	
1.	<i>Brahmdeo Choudhary vs Rishikesh Prasad Jaiswal &amp; Anr</i> (¶5)	AIR1997SC856
	<b>Execution of Foreign Court Decree</b> (Section 44A, Sections 13 &14)	
	<b>Supreme Court</b>	
1.	<i>Alcon Electronics Pvt. Ltd. v. Celem S.A. of FOS 34320 Roujan, France and Ors.</i> (¶¶13-15, 21)	AIR2017SC1
2.	<i>M/s. International Woolen Mills v. M/s. Standard Wool (U.K.) Ltd.</i> (¶30)	AIR 2001 SC 2134



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## F. Collateral Proceedings

	<b>Appeals against Original Decrees and Orders</b>	
	<b>Supreme Court</b>	
1.	<i>C. Venkata Swamy v. H.N. Shivamma (Dead) by LR and Others</i> (¶¶ 11-20)	(2018) 1 SCC 604
2.	<i>Neerja Realtors v. Janglu</i> (¶ 16)	(2018) III AD SC 29
3.	<i>Alcon Electronics Private Limited v. Celem S.A. of FOS 34320 Roujan, France &amp; Others</i> (¶¶ 12, 15-17, 21)	AIR 2017 SC 1
4.	<i>Union of India v. K.V. Lakshman &amp; Others</i> (¶¶ 22-31)	(2016) 13 SCC 124
5.	<i>Mangluram Dewangan v. Surendra Singh &amp; Others</i> (¶¶ 7-8)	(2011) 12 SC 773
6.	<i>Bachahan Devi and Ors. vs. Nagar Nigam, Gorakhpur and Ors.</i> (¶10)	AIR 2008 SC 1282
7.	<i>M/S International Woolen Mills v. M/S Standard Wool(U.K.) Limited</i> (¶¶ 13-14, 16-33)	AIR 2001 SC 2134
	<b>High Court of Delhi</b>	
8.	<i>A.R. Nim v. Vishwamitra</i> (¶¶ 9-10)	178 (2011) DLT 450
	<b>Production of Additional Evidence [Section 107 (1)(d) r/w Order XLI Rule 27]</b>	
	<b>Supreme Court</b>	
1.	<i>A. Andiasamy Chettiar v. A. Subburaj Chettiar</i> (¶¶ 11-19)	AIR 2016 SC 79
2.	<i>Surjit Singh &amp; Others v. Gurwant Kaur &amp; Others</i> (¶¶ 12, 17-20)	(2015) 1 SCC 665
3.	<i>Lekhraj Bansal v. State of Rajasthan &amp; Another</i> (¶¶ 6-7)	2014 (3) SCALE 80
4.	<i>Shalimar Chemical Works v. Surendra Oil</i> (¶¶ 7-9, 11)	(2010) 8 SCC 423
5.	<i>Mahavir Singh &amp; Others v. Naresh Chandra &amp; Another</i> (¶ 5)	(2001) 1 SCC 309
6.	<i>K. Venkataramiah vs. A. Seetharama Reddy and Ors.</i> ((¶¶ 13,16,18)	AIR1963SC1526

	<b>Dismissal in <i>Limine</i> of appeal (Order XL1 Rule 11)</b>	
	<b>Supreme Court</b>	
1.	<i>UP Avas Evam Vikas Parishad v. Sheo Narain Kushwaha &amp; Others</i> (¶¶5-7)	<a href="#">(2011) 6 SCC 456</a>
	<b>High Court of Delhi</b>	
2.	<i>Hari Singh v. S. Seth</i> (¶¶ 7, 8, 11)	AIR 1996 Del 21
	<b>Review (Section 114 r/w Order XLVII Rule 1)</b>	
	<b>Supreme Court</b>	
1.	<i>Pradeep Kumar Maskara v. State of West Bengal</i> (¶ 28)	(2015) 2 SCC 653
2.	<i>Haryana State Industrial Development Corporation Limited &amp; Others Etc v. Mawasi &amp; Others Etc</i> (¶¶ 9-19)	AIR 2013 SC 3874
3.	<i>The State of West Bengal &amp; Others v. Kamal Sengupta &amp; Another</i> (¶¶ 9-27)	(2008) 8 SCC 612
4.	<i>A.V. Papayya Sastry &amp; Others v. Government of A.P. &amp; Others</i> (¶¶ 25, 28-29, 31)	(2007) 4 SCC 221
5.	<i>Board of Control for Cricket, India and Ors. vs. Netaji Cricket Club and Ors.</i> (¶90)	AIR2005SC592
6.	<i>Lily Thomas v. Union of India</i> (¶¶ 53-56, 58)	(2000) 6 SCC 224
	<b>Maintainability of Review &amp; Appeal dismissed in <i>limine</i></b>	
1.	<i>Kunhayammed and Ors. vs. State of Kerala and Ors.</i> (¶¶35-38)	AIR2000SC2587
2.	<i>Thungabhadra Industries Ltd. vs. The Government of Andhra Pradesh</i> (¶¶14-15)	AIR1964SC1372
	<b>High Court of Delhi</b>	
3.	<i>A.V. DTC v. Delhi Administration Others</i> (¶ 15)	2016 III AD (Del) 258
4.	<i>M/s Kalakankar Investment(Private) Limited &amp; Others v. Menlo Consultant India Private Limited &amp; Others</i> (¶¶ 18, 24)	2013 SCC Online Del 4186
5.	<i>Sarla Devi Jain v. Union of India</i> (¶¶ 3-5)	121 (2005) DLT 426
	<b>Revision</b>	
	<b>Supreme Court</b>	
1.	<i>Nawab Shaqafath Ali Khan &amp; Others v. Nawab Imdad Jah Bahadur &amp; Others</i> (¶¶ 52-53)	(2009) 5 SCC 162
2.	<i>Shiv Shakti Coop. Housing Society, Nagpur vs. Swaraj</i>	AIR2003SC2434

	<i>Developers and Ors.</i> (¶32)	
3.	<i>ITI Limited v. Siemens Public Communications Network Limited</i> (¶¶ 8, 13, 18-22)	(2002) 5 SCC 510
4.	<i>Dhurandhar Prasad Singh v. Jai Prakash University &amp; Others</i> (¶ 23)	(2001) 6 SCC 534
5.	<i>S.S. Khanna vs. F.J. Dillon</i> ((¶13)	AIR 1964 SC 497
6.	<i>Kiran Singh and Ors. vs. Chaman Paswan and Ors.</i> (¶ 6)	AIR 1954 SC 340

### G. Suggested Readings

Judgment Writing			
S.No	Name	Author	Source
1.	Writing a Judgment	Justice M. M. Corbett, Former Chief Justice of Supreme Court of South Africa	(1998) 115 SALJ 116
2.	Decision-Making in a Vacuum?	Justice Raymond Finkelstein, Former Judge Federal Court of Australia	<a href="http://www.austlii.edu.au/au/journals/MonashULawRw/2003/2.pdf">http://www.austlii.edu.au/au/journals/MonashULawRw/2003/2.pdf</a>
3.	Seven Step to Clear Judgment Writing	Justice Linda Dessau, Family Court of Australia	<a href="http://www.lawweb.in/2012/11/seven-steps-to-clearer-judgment-writing.html">http://www.lawweb.in/2012/11/seven-steps-to-clearer-judgment-writing.html</a>
4.	Rendering Judgments - Some Basis	Justice R.V. Raveendran, Former Judge Supreme Court of India	(2009) 10 SCC J – 1

