

**LL.M. COMMON PAPER – II**  
**SUBJECT: LEGAL EDUCATION, RESEARCH METHODS AND LEGAL**  
**WRITING**

**Paper Code: LLM 102**

**Credit: 04**

**OBJECTIVES OF THE COURSE**

*Globalization has called upon the law to execute numerous responsibilities in society and lawyers are expected to act as change agents and social engineers in governance and development. If the law is a tool for social engineering and social control, it should be studied in the social context. This means integrating law subjects with social and behavioural sciences. This would enable the lawyer to solve problems in socially acceptable ways and assist in developing public welfare. A post-graduate student of law should get an insight into the objectives of legal education. The LL.M. course is intended to produce lawyers with better competence and expertise, the student must familiarize himself with the different systems of legal education. The pedagogy and andragogy method both at the LL.B. level and LL.M level has to be exposed to develop his skills in research and legal writing. The growth of legal science in India depends on the nature and career of legal research. The syllabus is designed to develop skills in research and writing in a systematic manner that brings an obligation to imbue future generations with an understanding of and appreciation for the rule of law, judicial system, and the role of the profession.*

**COURSE OUTCOMES**

*After undergoing the study, the student will be able*

**CO1:** To Understand the aim, objectives and teaching methods.

**CO2:** To elucidate the legal research

**CO3:** To elaborate the formulation of research problem & research design

**CO4:** To demonstrate the research method and ethics

**COURSE OUTLINE**

**MODULE I - LEGAL EDUCATION AND PEDAGOGY**

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- a. Aims and objectives of legal education and social change.
- b. Agencies of legal education - Legal education and the special role of BCI - Challenges in Legal Education System
- c. Methods of Teaching, Evaluation and Supervision
- d. Ideas of Social Justice and Justice Education- Shift from Legal Education to Justice Education-Clinical Legal Education
- e. Application of ICTs in Legal Education- Electronic Books- E-Journals- Electronic Legal Data Bases

### MODULE- II OVERVIEW OF LEGAL RESEARCH

- a. Research: Meaning and Nature; Purpose and objective(s) of Research; Scientific Research.
- b. Nature and Importance of Legal Research; Sources; Scope and Limitations. Object and Purposes of Research; Distinction between the research object and research purpose. Kinds of research are based on their nature and characteristics.
- c. Research Methods and Research Methodology.
- d. Legal research; Socio-legal Research and Inter-Disciplinary Research.

### UNIT- III FORMULATION OF RESEARCH PROBLEM & RESEARCH DESIGN

- a. Defining Research Problem; elements and characteristics. Steps of Formulation of Research Problem: Realization of Problem, Identification of Problem, Analysis and determination of the problem, Statement of problem.
- b. Analysis of Problem: Constituents and variable: determination of independent and dependent variable, relevant variable, internal and external variables; Major and Minor variables.
- c. Kinds of Research Problems: Uni-variable Problem, Bi-Variable, Multi- variable, Research Variables: Dependent, Independent, Control, Selection of Problem for academic Research: Generalization and Impact of the Problem.
- d. Meaning, Nature and Importance of Research Design. Kinds of Research Design- Substantive and Procedural Design, Qualitative and quantitative, doctrinal and non-doctrinal.
- e. Research Steps: Research Objects, Review of Literature, Hypothesis and Research Questions. Formulation and testing of Hypothesis,
- f. Determination of Universe of Study; Sampling: Types of sampling, Methods of Sampling, Sample size.

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- g. Data: Data selection (Inductive, Deductive and Abductive Reasoning) Tools and Techniques of Data Collection (Reliability, Validity and Standardization); Data Analysis and Interpretation of Data.

#### UNIT- IV RESEARCH METHODS, ETHICS AND REFERENCE

- a. Classification of Research data: Qualitative and Quantitative Data, Observable and Measurable data. Primary and Secondary Data, Doctrinal and Empirical Research. Legal Reasoning, Inductive, Deductive and Abductive Reasoning.
- b. Effectiveness and analysis of Empirical and non-empirical research
- c. Research attributes and ethics; fundamental ethical principles; types of ethical violations; confidentiality and privacy; intellectual property and ethics; researcher's independence and accountability; research misconduct; plagiarism; Academic Integrity; ethical codes and institutional policies.
- d. Importance of References and Citation, Mode of Citation; Standard Citation Modes; Footnote and Endnote. Reference, Bibliography and Webliography.

#### BIBLIOGRAPHY

##### RECOMMENDED READING:

##### BOOKS

1. Berelson B.: Content Analysis in Communication Research.
2. Beveridge WIR-Art of Scientific investigation.
3. Black & Champion-Research Methodology.
4. C. M. Coroll and Frederic Coroll: Methods of Sociological Research.
5. Campbell, Fox Kentey-Students guide to Legal writing.

##### INDIAN JOURNAL OF SOCIAL WORK:

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3. Doing legal research: A guide for social scientists and mental health professionals, Morris Roberta, Sales Bruce D, Shuman Daniel W. Sage Publication, London.
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2. A.Lakshminath, "Legal Education, Research and Pedagogy – Ideological perceptions", Journal of Indian Law Institute, Volume 50:4, 2008
3. Wexler D.B and Winick B.J., "Essays in Therapeutic Jurisprudence", by American Psychological Association available at <https://psycnet.apa.org/record/1991-98773-000>.
4. Norman J. Finkel, "Commonsense Justice, Psychology and the Law: Prototypes that are common, sensible, and not" Journal of Psychology, Public Policy and Law, Volume 3, No.2-3, pp.461-489 available at <https://doi.org/10.1037/1076-8971.3.2-3.461>.
5. D.C. Mukherjee, "Practical Side of Law Teaching", 2 *Journal of Bar Council of India*, 1973.

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9. Erwin C. Surrency, B. Fielf and J. Crea, A Guide to Legal Research (1959).
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12. C. Hart, DOING A LITERATURE REVIEW: RELEASING THE RESEARCH IMAGINATION, SAGE Publications, (2<sup>nd</sup>ed. 2018).
13. C.R. Kothari and G. Garg, RESEARCH METHODOLOGY, METHODS AND TECHNIQUES, New Age International Publishers, (3<sup>rd</sup> ed. 2014).
14. D. Watkins and M. Burton, RESEARCH METHODS IN LAW, Routledge (2<sup>nd</sup> ed. 2017)





15. D.C. Montgomery, DESIGN AND ANALYSIS OF EXPERIMENTS, John Wiley (2001)
16. John W. Creswell, RESEARCH DESIGN: QUALITATIVE, QUANTITATIVE, AND MIXED METHODS APPROACHES, Sage Publications, (2002).
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