



**RAMA
UNIVERSITY**

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**FACULTY OF JURIDICAL
SCIENCES**

**MOOT COURT EXERCISE AND
INTERNSHIP
(CLINICAL)**

Course : BBALLB , 3rd Semester

Subject code : BBL903

Faculty Name : Ms Taruna Reni Singh

Moot Court Exercise and Internship

Objective: The objective of having moot courts is to give the students practical training on how the proceedings of the court take place.

The Paper will have following components

- Moot Court: Every student may be required to do at least one moot court in a year. The moot court work will be on assigned problem.
- Observance of Trial in one case, either Civil or Criminal.
 - Students may be required to attend one trial in the course of the last year of LL.B. studies. They will maintain a record and enter the various steps observed during their attendance on different days in the court assignment.
- Interviewing techniques and Pre-trial preparations and Internship diary.
 - Each student will observe one interviewing session of clients at the Lawyer's Office/Legal Aid Office and record the proceedings in a diary. Each student will further observe the preparation of documents and court papers by the Advocate and the procedure for the filing of the suit/petition.
- The fourth component of this paper will be Viva Voce examination on all the above three aspects.
- Student will be required to undertake legal awareness programme in association with N.S.S. and other authorities as directed by the Faculty.

LECTURE 11

NARCOTIC DRUGS & PSYCHOTROPIC SUBSTANCES (AMENDMENT) ACT, 2001

w.e.f. 9th May 2001

An Act to further amend the Narcotic Drugs and Psychotropic Substances Act, 1985

Section 2. Definitions,

In this Act, unless the context otherwise requires –

...

(viib) “controlled delivery” means the technique of allowing illicit or suspect consignments of narcotic drugs, psychotropic substances, controlled substances or substances substituted for them to pass out of, or through or into the territory of India with the knowledge and under the supervision of an officer empowered in this behalf or duly authorised under section 50A with a view to identifying the persons involved in the commission of an offence under this Act

Section 8. Prohibition of certain operations No person shall-

...

(c) produce, manufacture, possess, sell, purchase, transport, ware house, use, consume, import inter-State, export inter-State, import into India, export from India, or transship any narcotic drug or psychotropic substance.

except for medical or scientific purposes and in the manner and to the extent provided by the provisions of this Act or the rules or orders made there under and in a case where any such provision, imposes any requirement by way of licence, permit or authorisation also in accordance with the terms and conditions of such licence, permit or authorisation;

Provided

Section 8A. Prohibition of certain activities relating to property derived from offence No person shall

(a) ...

(b) ...

(c) knowingly acquire, possess or use any property which was derived from an offence committed under this Act or under any other corresponding law of any other country.

Section 21. Punishment for contravention in relation to manufactured drugs and preparations. I

Whoever, in contravention of any provision of this Act or any rule or order made or condition of licence granted thereunder, manufactures, sells, purchases, transports, imports inter-State or uses any manufactured drug or any preparation containing any

manufactured drugs shall be punishable, -

(c) where the contravention involves commercial quantity, with rigorous imprisonment for a term which shall not be less than ten years but which may extend to twenty years, and shall also be liable to fine which shall not be less than one lakh rupees but which may extend to two lakh

rupees:

Provided that court may, for reasons to be recorded in the judgment, impose a fine exceeding two lakh rupees.

Section 23. Punishment for illegal import into India, export from India or transshipment of narcotic drugs and psychotropic substances.

Whoever, in contravention of any provision of this Act or any rule or order made or condition of licence or permit granted or certificate or authorisation issued thereunder, imports into India or exports from India or transships any narcotic drug or psychotropic substance shall be punishable.

—

...

(c) where the contravention involves commercial quantity, with rigorous, imprisonment for a term which shall not be less than ten years but which may extend to twenty years. and shall also be liable to fine which shall not be less than one lakh rupees but which may extend to two lakh rupees:

Provided that the court may, for reasons to be recorded in the judgment, impose a fine exceeding two lakh rupees.

Section 50A. Power to undertake controlled delivery

The Director General of Narcotics Control Bureau constituted under sub-section (3) of section 4 or any other officer authorised by him in this behalf, may, notwithstanding anything contained in this Act, undertake controlled delivery of any consignment to-

(a) any destination in India; I

(b) foreign country, in consultation with the competent authority of such foreign country to which such consignment is destined, in such manner as may be prescribed.

Section 54. Presumption from possession of illicit articles

In trials under this Act, it may be presumed, unless and until the contrary is proved, that the accused has committed an offence under this Act in respect of,

(a) any narcotic drug or psychotropic substance or controlled substance;

...

for the possession of which he fails to account satisfactorily.

Section 76. Power of Central Government to make rules

(1) Subject to the other provisions of this Act, the Central Government may, by notification in the Official Gazette, make rules for carrying out the purposes of this Act.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely: -

...

(ca) the manner in which “controlled delivery” under Section 50A is to be undertaken