



GOVERNMENT OF KERALA  
Abstract

Higher Education - Admission to five year LL.B and three year LL.B Courses 2016-17- Age restriction for admission reinstated as per judgment dated 11-12-2015 of Hon'ble Supreme Court of India in S.L.A (Civil) No. 33742/2015 - Clause 6 (iii) of the prospectus - amended - Orders issued.

HIGHER EDUCATION (C) DEPARTMENT

G.O. (Ms).No. 213 /2016/H.Edn

Dated, Thiruvananthapuram, 21.10.2016

- Read:
- 1.GO(Rt)No 1982/2016/H.Edn dated 27.07.2016
  - 2.GO(Rt)No 2106/2016/H.Edn dated 10.08.2016.
  - 3.Judgment of Hon: Supreme Court dated 11.12.2015 in SLA (Civil) No: 33742/2015.
  4. Letter No: 1519/(LE: Cir )-6 dated 17.9.2016 from the Joint Secretary, Bar Council of India
  5. Letter No: CEE/1128/2016/5LL.B/TA2 dated 20.9.2016 from the Commissioner for Entrance Examinations, Thiruvananthapuram.

**ORDER**

As per Government orders read above the prospectus for the admission to five year LL.B and three year LL.B Courses 2016-17 has been approved. Clause- 6(iii) of the prospectus states that there is no upper age limit for the admission to Integrated 5 year LL.B and 3 Year LL.B courses. The Commissioner for Entrance Examinations, as per letter read as 5<sup>th</sup> paper above, has informed that the Bar Council of India has requested to restore the Clause- 28 of the Legal Education Rules in view of the recent Supreme Court judgment read in 3<sup>rd</sup> paper above and requested to clarify whether the restrictions as stipulated in Clause 28 of Legal Education Rules 2008 are to be imposed in the admissions for the current year ie, 2016-17.

2) Clause 28 of the Legal Education Rules, 2008 stipulates age limit for admissions to the LLB courses. Though the Bar Council of India has withdrawn Clause 28 vide its resolution No.200/2013, the Hon'ble Madras High Court in its judgment W.P (c) No. 9533/2015 held that withdrawal of Clause 28 by the Bar Council of India was illegal. The Hon'ble Supreme Court of India vide its judgment dated 11.12.2015, in SLA (Civil) No. 33742 of 2015 dismissed the appeal filed by the Bar Council of India against the verdict of the Hon'ble High Court of Madras.

3) Government have examined that matter in detail in view of the above and found that Rule 28 of Legal Education Rules, 2008, is now in force and the admission process cannot be conducted against the rule unless there is an exemption in judgment of the Hon'ble Supreme Court. Since Clause 28 is restored, no admission is permissible in violation of the Hon'ble Supreme Court's judgment.

4) In the above circumstances , the Commissioner for Entrance Examinations will take immediate steps for complying the provision of Clause 28 of the Legal Education Rules -2008 for conducting the admission procedure in 2016-17 itself.

5) Clause -6 (iii) of the prospectus is also amended to the above effect.

(By order of the Governor )  
**B. SRINIVAS**  
Principal Secretary

To

The Commissioner for Entrance Examinations, Thiruvananthapuram  
The Principal, Government Law College ,  
(Thiruvananthapuram/Ernakulam/ Thrissur/Kozhikode)  
The Registrar , Universities (Kerala, Mahatma Gandhi/ Calicut/CUSAT)  
The Secretary, Bar Council of India, Rouse Avenue Institutional Area, New Delhi – 2.  
The Public Relations Department (for official publication in the website)  
Stock File/Office copy.

Forwarded/By Order

  
Section Officer