



# **K.R. MANGALAM UNIVERSITY**

**THE COMPLETE WORLD OF EDUCATION**

## **INTERSHIP REPORT**

**FOR THE PARTIAL FULFILLMENT OF BALLB (H)/BBALLB (H)/BCOMLLB (H)/LLB H) III**

**NAME:** Nischay Nath Tiwari  
**COURSE:** BBALLB (H)  
**ROLL NO:** 2105140004  
**SCHOOL:** School of Legal Studies  
**UNIVERSITY:** K.R. Mangalam University

**SUBMITTED TO:**  
Dr. Megha Garg

**Month, Year**

1st July 2022 - 30th August 2022

**Registrar**  
K.R. Mangalam University  
Sohna Road, Gurugram (Haryana)



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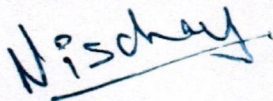
## DECLARATION

I Nischay Nath Tiwari, Enrollment No. 2105140004 OF BBALLB III, SOLS hereby declare that this report is compiled by me under internship program and is based on my own experiences and observations to the best of my knowledge and understanding in its duration and the same which is being submitted to K.R Mangalam University, Sohna, Gurugram, Haryana -122103, is a reliable document and is of *bonafide* nature.

I further undertake to have completed internship and had put my best efforts towards it.

Sincerely,

Name and Signature:



Nischay Nath Tiwari

Date: 1 February, 2023



## ACKNOWLEDGEMENT

I would like to express my sincere gratitude to everyone who has helped me during my summer internship and the completion of this report. First and foremost, I take profound sense of pride to convey my gratefulness towards my university **K.R. Mangalam University**, Gurugram and my school, **School of Legal Studies, KRMU** for providing me with the opportunity to pursue my legal education and helping me to secure this internship.

I would also like to extend my heartfelt thanks to my professors, who have imparted their knowledge and expertise to me throughout my law school journey. Their guidance and support have been invaluable in shaping my legal education and preparing me for the internship.

I am also grateful to my peers, who have supported and motivated me throughout my academic journey. Their enthusiasm and drive have inspired me to work harder and excel in my legal education.

I would like to express my special thanks to **Advocate Ashutosh Choubey**, who provided me with the opportunity to intern under his guidance. His extensive knowledge and expertise in the field of law were invaluable assets to me, and his mentorship and support have been instrumental in shaping my legal education and career. I would like to acknowledge his patience and willingness to teach, as well as his ability to challenge and motivate me to strive for excellence. His dedication to the legal profession and to his clients is an inspiration to me, and I am grateful for the opportunity to learn from him.

Finally, I would like to acknowledge the support provided by my friends and family, without whom I could not have achieved my goals. Their unwavering love and support have been a constant source of motivation and encouragement for me.

In conclusion, I am grateful for the support and encouragement provided by all those mentioned above, and I look forward to continuing my journey as a legal professional with their continued support.



### **The Intern: A brief Self- Introduction**

My name is Nischay Nath Tiwari, and I am in my sophomore year at School of Legal Studies, K.R. Mangalam University. This summer, I had the pleasure of interning with Advocate Ashutosh Choubey, Advocate District Court Ranchi and High Court, Jharkhand and would like to introduce myself.

Throughout my internship, I gained valuable experience in matters of Family Court; Cases related to Negotiable Instruments Act 1881; Cases under 13B of Hindu Marriage Act, 1955 (Divorce by mutual consent) and brief of contract disputes and property law. I am grateful for the opportunity to work with such talented and dedicated individuals. In addition to my internship, I have worked as a legal volunteer in various villages and towns, where I helped raise awareness of the law and provided legal aid to those in need. I am also a very active member of my law school's legal aid society, where I have had the opportunity to work on various pro-bono projects.

Apart from my academic and extracurricular activities, I have a keen interest in history and literature. I enjoy writing poems and shayaris, which has allowed me to express myself creatively and develop a unique perspective on the law and its impact on society.

In addition, I am an active member of my law school's debate society and have participated in various youth parliaments and Model United Nations conferences. These experiences have honed my critical thinking and public speaking skills.

I have had the privilege of meeting prominent judges from the Supreme Court and High Court, which has further solidified my vision of becoming a judge. My ultimate goal is to contribute to the legal profession by dedicating my time and sweat for the betterment of society.

Thank you for taking the time to read my self-introduction. If you have any questions or would like to discuss my experience further, please do not hesitate to reach out.



## **Internship and Experiences**

### **1. Introduction to my Legal Mentor/ Advocate Introduction**

During my summer internship, I had the pleasure of working with Advocate Ashutosh Choubey, an accomplished legal professional with expertise in corporate law and a keen understanding of civil and criminal cases. Advocate Ashutosh Choubey works in both the District Court Ranchi and Jharkhand High Court, and his commitment to his clients and his profession is evident in everything he does.

As my mentor, he proved to be an exceptional guide, providing practical knowledge and experience that will undoubtedly serve me well throughout my legal career. He was always available to answer my questions and offer guidance, and his dedication to helping me find my potential was truly inspiring.

He is a disciplined and focused legal professional, but he is also a humble person with a vision. He cares deeply about his clients, interns, juniors, and colleagues, and his commitment to serving society is evident in his work both inside and outside the courtroom. I was impressed by his dedication to his community, and his example has inspired me to be more involved in my own community.

In summary, my internship under the guidance of [Name of Senior Advocate] was an invaluable experience, and I am grateful for the opportunity to have worked with such a respected legal professional. I know that the lessons I learned from him will stay with me throughout my legal career, and I look forward to putting them into practice in the future.

### **2. Court Visited ( District Court Ranchi)**

Ranchi district court is located in the capital city of Jharkhand, Ranchi. It is the principal court of the district and has jurisdiction over civil and criminal cases that arise within its territorial boundaries. The district court is presided over by a district judge who is assisted by a team of subordinate judges, clerks, and other staff members.



The functioning of the Ranchi district court is governed by the Code of Civil Procedure and the Code of Criminal Procedure, as well as various other statutes and regulations. The court operates on a hierarchical system, with the district court at the top, followed by subordinate courts such as the civil court, criminal court, family court, and others.

The district court has the power to hear and decide civil cases such as disputes related to property, contracts, partnerships, and other matters. It also has jurisdiction over criminal cases such as theft, murder, assault, and other offenses. The court operates on a daily basis and holds hearings, conducts trials, and issues judgments and orders.

One interesting fact about the Ranchi district court is that it has a rich history dating back to the pre-independence era. The court was established in the early 20th century and has since been an integral part of the legal system in the region.

Another interesting fact is that the Ranchi district court is known for its swift and efficient handling of cases. The court has a reputation for timely delivery of justice, which has earned it the respect and trust of the people of the region.

In recent years, the Ranchi district court has also embraced modern technology to streamline its functioning. The court has introduced online case filing and management systems, which have made it easier for litigants to file cases and track their progress.

The Ranchi district court has a legal aid society that provides free legal assistance to those who cannot afford it. The legal aid society at Ranchi district court provides a range of services to the needy and underprivileged, such as legal counselling, drafting of petitions and applications, representation in court, and other legal services. The legal aid society at Ranchi district court is staffed by a team of experienced lawyers and volunteers who are committed to providing quality legal assistance to those in need.



Overall, the Ranchi district court plays a crucial role in upholding the rule of law and administering justice in the district. Its efficient functioning and commitment to justice make it an essential institution in the region.





### **3. Weekly Report**

#### **a. Week 1 and 2**

During the first and second week of my summer internship at the Ranchi District Court, I was introduced to various laws and legal concepts. The Advocate briefed me about the NI Act 1885, Hindu Marriage Act, Family Court, and other relevant laws. This was an excellent opportunity for me to gain a fundamental understanding of the legal system and the laws that govern it.

Furthermore, I was given an overview of the fundamental functioning of the Ranchi District Court, including its timings and schedules. I learned about the court's day-to-day operations and how cases are managed and processed. This provided me with a practical understanding of the legal system's functioning and how cases are handled in the court.

Additionally, I was briefed about the jurisdiction and hierarchy of courts. I learned about the different levels of courts, ranging from the district courts to the high courts and the Supreme Court. This helped me understand the different courts' roles and responsibilities and how they work together to administer justice.

The Advocate also explained the various court offices and their functions. I learned where to get details of cases if needed and how to navigate the court's complex administrative system. This was an important lesson as it helped me understand how the legal system operates, and how to conduct research and gather information about cases.

Finally, I was asked to read the Hindi Marriage Act, particularly the Marriage and Divorce part. This was an excellent opportunity for me to apply my theoretical knowledge and gain practical insights into the workings of the legal system. By reading the act, I gained a deeper understanding of the legal system's nuances and complexities.

In conclusion, the first two weeks of my internship were an excellent learning experience. I gained a fundamental understanding of the legal system and the laws that govern it. I look forward to applying this knowledge as I continue my internship and gain practical experience in the legal profession.

#### **b. Week 3 and 4**



During the third and fourth week of my summer internship at the Ranchi District Court, I continued to learn about the legal system and how cases are managed and processed in the court. I was given the task of reading cases related to Section 138 of the NI Act, 1885, and cases related to Hindu Laws, such as property, divorce, and maintenance. This task allowed me to gain practical insights into the legal system and understand how cases are managed and processed in the court.

In addition to reading cases, I was briefed about the documents present in a case file, such as the FIR, case diary, general diary, and ID proofs etc. This was an important lesson, as it helped me understand how the legal system operates and how cases are managed and processed. By gaining knowledge about the documents present in a case file, I was able to gain practical insights into the legal system's functioning.

Furthermore, I was responsible for maintaining all case files according to their back and upcoming dates. This task was important as it allowed me to learn how to manage and process cases in the court effectively. By maintaining case files, I was able to understand how cases are managed and processed in the court.

Additionally, I was introduced to the Hindi terms used in court. This was a significant learning experience, as it helped me understand the legal system's nuances and complexities. By gaining knowledge about the Hindi terms used in court, I was able to communicate effectively with the court staff and other legal professionals.

Moreover, I had the opportunity to talk to clients and learn how to communicate and connect with them. This was an important lesson, as it allowed me to understand how to interact with clients and provide them with the necessary legal assistance. By communicating with clients, I was able to understand their needs and concerns and assist them accordingly.

#### c. Week 5 & 6 (Case Attended)

To begin with, I was given an overview of the civil proceedings and how suits are filed. This included understanding the different stages of a civil suit, such as the filing of a plaint, serving of summons, and examination of witnesses. I learned about the different types of civil suits, such as recovery suits, partition suits, and declaratory suits.



After this, I was given the task of drafting a plaint for Section 138 NI Act, 1885. Here is the plaint I drafted given on a hypothetical situation by my mentor:

In the District Court of Ranchi

Civil Suit No. \_\_\_\_/2022

Cholamandalam Finance Corporation,  
DB Corporate Building, Opp. Sujata Cinema  
Ranchi, Jharkhand – 834001  
Plaintiff

versus

Rajeev Dayama,  
S/o Bhushan Dayama  
Harmu Housing Colony  
Ranchi, Jharkhand – 834002  
Defendant

COMPLAINT UNDER SECTION 138 OF THE NEGOTIABLE INSTRUMENTS ACT,  
1881

Plaintiff's claim:

1. The plaintiff is a non-banking financial company engaged in the business of providing financial services including loans to individuals and corporate entities.
2. On 22 July 2022, the defendant, in the ordinary course of business, issued cheque no. 413106 dated 22 July 2022 for an amount of Rs. 38,000/- (Rupees Thirty-Eight Thousand Only) in favour of the plaintiff towards repayment of a loan taken by the defendant.
3. The said cheque was presented for payment by the plaintiff to the bank on 8 August, 2022, but the same was dishonoured by the bank with remarks "Insufficient Funds".
4. The plaintiff immediately informed the defendant regarding the dishonour of the cheque and requested the defendant to make the payment of the said amount.



5. The defendant, despite receipt of notice from the plaintiff, failed to make the payment of the said amount or arrange for the payment of the same.
6. The plaintiff has thus suffered financial loss due to the dishonour of the cheque and the defendant has committed an offence under Section 138 of the Negotiable Instruments Act, 1881.
7. The plaintiff has sent a legal notice to the defendant, calling upon him to make the payment of the said amount. However, the defendant has failed to make the payment of the said amount to the plaintiff.
8. The plaintiff has approached this Hon'ble Court with the present suit for recovery of the said amount of Rs. 38,000/- along with interest, costs and other reliefs as this Hon'ble Court deems fit and proper.

Wherefore, the plaintiff prays for:

**A decree for payment of Rs. 38,000/- (Rupees Thirty-Eight Thousand Only) along with interest at the rate of 18% per annum from the date of presentment of the cheque till the date of payment.**

**Costs of the suit.**

**Any other relief that this Hon'ble Court deems fit and proper.**

Place: Ranchi

Date:

Plaintiff  
Through Counsel  
Advocate Lal Singh  
District Court, Ranchi



On this day I was made familiar with how the plaint can get rejected

- The plaint is rejected in a case where all the documents are not properly stamped and the plaintiff on being required by the court to supply the required stamp paper within a time to be fixed by court fails to do so.
- The plaint is mostly rejected due to the statement mentioned in the plaint secured by any law or statute that doesn't give any right to the plaintiff to file the suit.

Today I interacted with one of the clients who's case was in mediation although after reading of the case I got to know about following facts of case.

### Case I

OM: 335/2018

Parties Rekha Kumari v. Pramod Kumar Das

#### Facts:

1. This is an original maintenance petition filed u/s 125 CrPc on behalf of the petitioner Rekha Kumari against her husband Pramod Kumar Das, claiming there in Rs. 25000/ month as maintenance for her.
2. She submitted that her husband is a Professor at Sahebganj College earning a salary of Rs. 75000/month and is well able to maintain him and his wife.
3. The petitioner again submits that her husband without any rhyme or reason threw her out of their house without any fault from her side.
4. Further she claims that her husband is engaged with another lady in an extra marital affair named Malti Sahu, and hence it is impossible for her to lead a life with him.

#### Orders and Judgements:

1. Later on the matter was settled between the parties and a compromise petition was filed before the learned court, Additional Principal Judge II Family Court, Ranchi.
2. Wherein it was ordered and settled that the opposite party will pay a sum of Rs. 18, 00,000 to the petitioner as maintenance pendalite.
3. Further it was ordered that both parties will file a divorce petition u/s 13B, Hindu Marriage Act, 1955 (divorce on mutual consent).
4. Accordingly parties acted and an Original Suit 595/2022 was filed and finally divorce was granted on mutual consent.



5. After keeping a follow up on the cases I recently got to know the cases was disposed off on 14 February, 2023.

I regularly visited the hearing of these cases on its dates and followed it thoroughly; I attended the mediation session in the mediation court. I read about similar cases, maintenance petition, divorce under Hindu Marriage Act. 1955 and relevant judgments.

The procedure for obtaining divorce by mutual consent under section 13B of the Hindu Marriage Act involves the following steps:

1. Both parties must jointly file a petition before the court stating that they have been living separately for a period of one year or more, and have mutually agreed to dissolve their marriage.
2. The petition must be signed by both parties, and their signatures must be verified by the court.
3. Both parties must appear before the court for the first motion of the petition, after which a six-month cooling-off period is granted.  
(However in these cases the cooling period was waived off by filing a waiver petition)
4. After the cooling-off period, both parties must appear before the court again for the second motion of the petition. If the court is satisfied that the parties have mutually agreed to dissolve their marriage and have made proper arrangements for maintenance, alimony, and custody of children (if any), it may grant a decree of divorce.

**It is important to note that both parties must agree to all the terms and conditions of the divorce, including property division, maintenance, and custody of children (if any), before filing the petition under section 13B of the Hindu Marriage Act.**

## Case II

Then I interacted with one of the clients whose case was too in mediation court. The case was about house rent.'

Fact:-

Our client Shweta who was the sole owner of the shop in Central market Ranchi gave her shop to Mr Ankur for the monthly rent of 8000. Ankur did not payed the rent of past three months. So we filed the case for recovery of money.

In this case I was made aware of the functions of Mediation:-

Mediation is processes that can help parties to a civil lawsuit reach an agreement through the use of a neutral person trained in problem solving instead of going to trial. A civil lawsuit is generally a case where the parties are suing for money, such as a personal injunction

Similarly I followed many similar and relevant cases of maintenance, divorce, domestic violence and Negotiable Instrument Act. 1885 and ended my week.



#### d. Final Week

During the last week of my internship, I had a fulfilling experience. I was both satisfied and sad at the same time because I knew that it was going to be my last week at the Ranchi District Court. However, I made sure to make the most of my remaining days by attending certain events and observing the cases that were ongoing.

I got the opportunity to follow some of the cases that I had been working on throughout my internship. It was interesting to see how the cases progressed and how the court procedures were implemented in real-time. It was also fascinating to observe the different strategies that lawyers used to argue their case.

The last week of my internship was relatively less hectic compared to the previous weeks. This gave me the chance to consolidate my learnings from the past weeks and focus on filling petitions and drafting legal documents. I was able to get better at drafting and filling petitions as I received feedback from the lawyers who supervised my work.

I also got a better understanding of the drill and work of the court during my last week. I had the chance to observe how the court staff managed the files, arranged dates for hearings, and ensured that the proceedings were conducted smoothly.

Overall, my internship experience at the Ranchi District Court was a great learning experience. It helped me gain practical and theoretical knowledge of the legal system and the functioning of the court. I would like to thank my mentors and colleagues who helped me throughout my internship and made my experience memorable.



## CONCLUSION

Securing an internship is only the start; you have to make the most of this opportunity. The best way to make an impression is to show up early, dressed to impress. No matter what an employer tells you, show up in a suit the first day, and continue to do so until someone important instructs you not to. As you work, remember, no task is beneath you. Always volunteer to help, stay late, and assist on any task. Greet a client, make copies, hole punch, put binders together, do it all. Not only is it great experience going forward, they will notice that you're a team player willing to do what is best for the organization as a whole. Double and triple check your work product before submitting it to someone with authority. Willingness to learn paired with mistake free work product is a combination any boss would cherish.



## Internship Certificate

Internship Report

**ASHUTOSH CHOUBEY**  
ADVOCATE  
Jharkhand High Court &  
Civil Court Ranchi  
Enrolment No. - 2631/2003

Add. - Choubey Khatanga  
P.O. - Sadkandu, P.S. - Pithoria, Dist.  
Ranchi - 835222  
Ph. No. - 9835376094  
E-mail - ashutoshchoubey051@gmail.com

Dated - 30.08.2022

### INTERNSHIP COMPLETION CERTIFICATE TO WHOMSOEVER IT MAY CONCERN

This is to certify that **Mr. Nischay Nath Tiwari** S/o of Mr. Sanjeev Kumar Tiwary, a law student of K.R. Mangalam University, Gurugram Haryana, pursuing Bachelor of Law (B.B.A.LL.B-Hons.) has successfully completed his Internship with Mr. Ashutosh Choubey (Enrollment No.- 2631/2003) for the duration of 02 months beginning from 01.07.2022 till 30.08.2022.

During his internship, **Mr. Nischay Nath Tiwari** showed strong oral and written communication skills. He has good knowledge about legal research. He was very detail oriented, proactive and self-directed with ability to manage multiple projects and competing priorities under tight deadlines. He has sound professional judgment and a high degree of poise and professionalism when interacting with internal and external contacts. He also demonstrated the ability to establish effective workplace relationships with individuals at all levels. I wish him all the best for his future.

*Ashutosh*  
30/8/22

**Mr. Ashutosh Choubey**

Advocate  
Jharkhand High Court &  
Civil Court Ranchi  
*Ashutosh Choubey*  
Advocate  
Civil Court Ranchi

*[Signature]*



