



Vidyavardhaka Sangha®
VIDYAVARDHAKA LAW COLLEGE
Mysuru-01

IQAC

Organizing
SPECIAL LECTURE
On

LAW ON
LIMITATION
ACT, 1963
(Act No. 36 of 1963)

DISTINGUISH SPEAKER

Sri. Srinath H V
Senior Advocate
Mysuru City Civil Court

Date: 22/04/2022

Time: 10:00AM

ALL ARE CORDIALLY WELCOME

Dr. Deepu P
Principal

Prof. K.B Vasudeva
Director of Legal Studies



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Sheshadri Iyer Road-Mysuru-01

SPECIAL LECTURE
ON
LAW ON LIMITATION ACT, 1963
REPORT - 2022

On 22nd April 2022 at 10.00AM Special Lecture was organized on “Law of Limitation Act 1963.” Sri Srinath H V Senior Advocate Mysuru City Civil Court was the resource person and Presided by Prof. K.B Vasudeva Director of Legal Studies. The Hon’ble resource person in his lecture he pointed out that, the law of limitation has been prescribed as the time limit which is given for different suits to the aggrieved person within which they can approach the court for redress or justice. It is necessary to have certain basic knowledge regarding the law of limitation though it is not expected from every citizen to master various provisions which has been provided for limitation in different suits matters. The basic concept of limitation is relating to fixing or prescribing of the time period for barring legal actions. According to Section 2 (j) of the Limitation Act, 1963, ‘period of limitation’ means the period of limitation prescribed for any suit, appeal or application by the Schedule, and ‘prescribed period’ means the period of limitation computed in accordance with the provisions of this Act. He emphasizes on the importance of considering the entire plaint whilst dealing with an application for rejection of a plaint under the CPC. The view of the Supreme Court in the case it also supported by the apparent intention of the Law Commission behind Article 120 of the 1908 Act, as can be gathered from the Third Report on Limitation Act, 1908 (Report). The Report specifically provided that “Article 120 is the residuary article for suits and is intended to provide for the omission of any other kind of suit. A single residuary article may be provided fixing the period of limitation as three years from the time when the right to sue accrues”. As is evident, the Law Commission was mindful to omit the term “first” in Article 120, as far back as 1956.



Prof K.B Vausdeva Director of Legal Studies in his presidential address he pointed out that, The period of limitation is prescribed by the Limitation Act, 1963 (Limitation Act). Typically, the period of limitation for instituting civil suits is three years from the date on which the cause of action arose. There are exceptions: the limitation for a suit to recover possession of immovable property is 12 years, and the limitation for a claim founded on tort is ordinarily one year. Suits relating to contracts must be instituted within three years from accrual of the cause of action. In suits of a description not covered by the Schedule to the Limitation Act the period of limitation is three years.

The period of limitation for an appeal to the High Court from any order is 60 days, unless the appeal is from an Order of the High Court to an appellate bench of the High Court, when the limitation is 30 days. The period of limitation for special leave to appeal to the Supreme Court is 90 days. However, if a High Court issues a certificate of fitness to appeal to the Supreme Court, the limitation is 60 days. For all other appeals, the limitation is 30 days. The period of limitation for filing a suit may be extended in limited circumstances. These include part-payment, acknowledgement of liability in writing or where the person suffers from a legal disability (ie, minority or insanity). In calculating the period of limitation, certain periods may be excluded, such as where the plaintiff has been prosecuting a case bona fide and with due diligence in a court without jurisdiction.

Finally the programme ended with vote of thanks rendered by Smt. Ashwini, Student of III LL.B (3Yrs). This special lecture was witnessed by III LL.B (3Yrs) Final year students.