

# CHANKYA NATIONAL LAW UNIVERSITY



PATNA

IN COLLABORATION WITH

M.C.E. SOCIETY'S



A.K.K. NEW LAW ACADEMY, PUNE

Is organizing

1<sup>ST</sup> P.A. INAMDAR INTERNATIONAL MOOT

COURT COMPETITION, 2016

(1<sup>ST</sup> APRIL TO 3<sup>RD</sup> APRIL, 2016)

**BROCHURE**

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M.C.E .SOCIETY'S A.K.K. NEW LAW ACADEMY, PUNE

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## 1<sup>ST</sup> P.A. INAMDAR INTERNATIONAL MOOT COURT COMPETITION, 2016

### AIMS AND OBJECTIVES

The principal objective of the **1<sup>st</sup> P.A. Inamdar International Moot Court Competition** is to develop an increased awareness and interest in rights of the minorities across the globe and particularly under the Indian Constitution. A further objective is to hone the academic excellence in the student community concerning the rights of the minorities, and to develop their advocacy and research skills in an environment of friendly competition. The competition also aims to provide a platform for law students to exhibit their argumentation skills which is the core part of advocacy.

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## SCHEDULE

| DATE  | EVENT  |
|---|--|
| RELEASE OF MOOT PROBLEM   | 1 <sup>ST</sup> FEBRUARY 2016                            |
| LAST DATE OF SENDING THE SCANNED COPY OF REGISTRATION FORM AND DEMAND DRAFT | 20 <sup>TH</sup> FEBRUARY 2016 (11:59 P.M. IST)          |
| LAST DATE OF SUBMITTING HARD COPY OF REGISTRATION FORM                      | 25 <sup>TH</sup> FEBRUARY 2016                           |
| LAST DATE OF SEEKING CLARIFICATION REGARDING MOOT PROBLEM                   | 20 <sup>TH</sup> FEBRUARY 2016                           |
| LAST DATE OF SUBMITTING SOFT COPY OF MEMORIALS                              | 15 <sup>TH</sup> MARCH 2016 (11:59 P.M. IST)             |
| LAST DATE OF SUBMITTING HARD COPY OF MEMORIALS                              | 22 <sup>ND</sup> MARCH 2016                              |
| DISPATCH OF TEAM CODE   | 10 <sup>TH</sup> MARCH 2016                              |
| DATES OF EVENT  | 1 <sup>ST</sup> APRIL 2016 TO 3 <sup>RD</sup> APRIL 2016 |

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1<sup>ST</sup> P.A. INAMDAR INTERNATIONAL MOOT COURT COMPETITION, 2016

## MOOT PROPOSITION

---

**Writ Petition (Civil) No. 23 of 2016**

*Ms. X v. Trans Palshian University & Ors.*

and

**Writ Petition (Civil) No. 47 of 2016**

*Young Palshtiya Women Organisation v. Union of Malp & Ors.*

---

1. The Republic of *Malp* (hereinafter referred to as "*Malp*") is a developing country located in the south-eastern region of the continent of Asia. Geographically, present day *Malp* is divided into four states: Palaya, Asron, Trans and Renth.
2. During the period of 1753 to 1944 AD, *Malp* remained under the rule of 'Palsh', a developed western nation. After a continuous and prolonged fight for freedom, *Malp* was able to secure its freedom from the Palshian rule in the year 1944. The era of Palshian rule in *Malp* had witnessed the visits of several Palshian philosophers and religious leaders and the same caused a

considerable impact of the Palshian culture on the *Malpian* society. Influenced by the teachings of the religious teachers of Palsh, a major section of *Malpian* society adopted the 'Palshtiya' religion, the primary religion in Palsh.

3. As per the latest census conducted in *Malp*, the followers of ancient religion 'Shran' constitute 62 percent of the *Malpian* population while Palshtiyas constitute about 21 percent of its population. The remaining *Malpian* population consists of the followers of Kritiya, Shana and Vanah religions with their population share being nine, five and three percent respectively. *Malpian* society is also well diversified in terms of language and culture.
4. After its independence, *Malp* elected a constituent assembly which after extensive deliberations prepared a Constitution for *Malp*. The draft Constitution was adopted by the interim parliament and *Malp* was henceforth to be governed in accordance with its Constitution.
5. The text of the Constitution of *Malp* is same as that of the Constitution of India. As such all the statutes, laws, rules, regulations and notifications, and judicial pronouncements etc. in force in India are also *mutatis mutandis* applicable in *Malp*.
6. The Constitution provides for a socialism based framework for the administration of the country. It provides that *Malp* shall be a secular country and the State shall not make any laws which shall be favourable to or biased against any particular religion or faith.
7. The framers of the newly independent *Malp*, being aware of the socio-political conditions in the country, in addition to the basic fundamental rights, provided in the Constitution certain fundamental rights which could

ensure the upliftment of the backward and oppressed sections of the society. The Constitution also provides that the equals should be treated equally and that unequals cannot be treated equally.

8. Also being aware of the religious, linguistic and cultural diversity of the country, the Constitution provides certain safeguards to the minorities.
9. *Malp* is a member of the United Nations Organisation and is a party to the international conventions, treaties etc. and has ratified them, in a manner similar to those by India.
10. In the year 2015, a week after the Pre-Medical Examination meant for admitting students into medical tests were conducted across *Malp*, investigation by the police authorities in the state of Renth unearthed the large scale cheating which had taken place during the aforesaid examination at several examination centres.
11. Further investigations revealed the involvement of a huge syndicate spread over four states which had assisted several medical aspirants to cheat in the exam with the use of sophisticated electronic gadgets. The candidates were supplied with specially designed vests and caps which were equipped with micro-SIM devices, Bluetooth wireless transceivers etc. The syndicate also involved several doctors who communicated answers to the candidates after questions were communicated to them by the candidates appearing at the examination centres with the use of aforesaid gadgets.
12. On a writ petition filed by several candidates who appeared in the test – *Tibo Rahan & Ors v. Union of Malp*, Supreme Court of *Malp* set aside the entire Pre-Medical Examination and ordered for a fresh examination. Court observed that considering the *modus operandi* of cheating, which involved

use of hi-tech gadgets, there was a huge possibility that many more candidates may have cheated during the test and this would unfairly prejudice the meritorious medical aspirants who did not cheat. Court held that to maintain the public confidence in the entrance process, guarantee of fairness, transparency, authenticity and sanctity of the process cannot be compromised.

13. A month before the re-tests, the Medical Education Board (“MEB”) of *Malp* - the central body responsible for the regulation of medical education in *Malp*, issued a circular stating the guidelines for conduct for the re-examination. The circular *inter alia* prohibited the candidates from wearing any headgear like caps, headscarves, burqa, habit etc and full sleeve clothes, so as to prevent candidates from employing any hidden gadgets. Many Palshtiyan organisations protested this rule claiming that it was a cultural practice for Palshtiyan women to cover their heads in public.
14. A registered non-governmental organisation named ‘Young Palshtiya Women Organisation’ which worked in the sector of educational advancement of the Palshtiyan women, filed a public interest litigation before the Supreme Court of *Malp* under article 32 of the Constitution challenging the constitutional validity of the aforesaid circular issued by MEB.
15. In an interview to local television, the president of YMWO said:
  - i. *“It is our right to wear the headscarf and full-sleeve dress. It’s a part of our religion. We wear it when we are in public. It would be against my faith and religious belief to sit for the test in the dress code prescribed by MEB. The authorities are trying to impose their orders on minorities. Why should they*



*bring a rule which affect only Palshtiyan women and not the Shran women who do not have any such religious custom? It's a part of our religion and no one can stop us from following our religious practice."*

16. However the chairperson of MEB told journalists that the circular had nothing to do with religion and asked the candidates to co-operate in the smooth conduct of the re-test. He warned that the candidates who do not comply with the instructions in the circular would not be allowed to give the test.
17. The writ petition filed by Young Palshtiya Women Organisation was initially heard by a bench of three judges of the Supreme Court of *Malp*, which was of the opinion that that it would ideal if the matter is adjudicated upon by a Constitution Bench as it may raise a substantial question of law as to the interpretation of the Constitution of *Malp*. The Chief Justice of India has constituted a bench of five judges for the aforesaid purpose and the matter has been placed before it.
18. The modern times in *Malp* has seen a change in the outlook of the society and social-inclusion of the weaker and stigmatised sections of the society has become quite visible. The LGBT (lesbian, gay, bisexual, and transgender) community which had been for long considered as an unprivileged class and a marginalised section is now visible as an active part of the society, enjoying an improved status therein.
19. Ms. X, a native of Palaya and a Shran by faith, took admission in a law degree course in the 'Trans Palshtiya University' in the state of 'Trans' which is a state-aided religious minority institution. Along with her admission, Ms. X was allotted a hostel room in the women's hostel.

However soon after her admission, University authorities cancelled her allotment of a hostel room on the ground that she was a lesbian and that fellow women candidates had objected to Ms. X's staying with them in the same hostel. Ms. X tried to convince the University authorities to revoke their order of cancellation but was of no avail.

20. On the advice of her lawyers, Ms. X filed a writ petition under Article 32 of the Constitution of India before the Supreme Court of *Malp*, challenging the constitutional validity of the aforesaid order of the Trans Palshtiya University contending that the order was arbitrary and hence violative of Article 14 of the Constitution of India.

21. Ms. X has further claimed that the LGBT community is a 'sexual minority group' and it should not be discriminated against merely on the basis of its sexual orientation. She contends that the instances of fundamental right against discrimination on the basis of sex in the Constitution of *Malp* also include within its meaning such rights against discrimination on the basis of 'sexual orientation'. On this ground she has assailed the validity of the aforesaid order as also being violative of article 15(1) of the Constitution of *Malp*. Ms. X has also referred to the legal position in the other countries to substantiate her position.

22. On the contrary, the Trans Palstiya University has claimed that the term 'sex' as provided in article 15(1) of the Constitution cannot be interpreted to include 'sexual orientation'. It has further contended that it is a religious minority institution and hence has the right to independently 'administer' the institution on its own. In an interview to a local newspaper, Mr. Arnam, who is considered as an authority on the Palstiya religion and philosophy,

said that the sexual orientation of Ms. X was condemned by the religious texts and beliefs of the Palstiyas.

23. Hearing the petition of Ms. X, a division bench of the Supreme Court of *Malp* was pleased to issue notice to the University seeking its reply to the petition. On the suggestion of the counsel for Ms. X that the matter involved a substantial question of law as to the interpretation of the Constitution of *Malp*, Supreme Court has referred the matter to a Constitution Bench under Article 145(3) of the Constitution. The Chief Justice of India has constituted a bench of five judges for the aforesaid purpose and the matter has been placed before it. The Chief Justice of India has ordered for listing the matter before the same Constitution Bench which would hear the writ petition filed by Ms. X.

24. Both the matters are listed for hearing during 02<sup>nd</sup> - 03<sup>rd</sup> April 2016 before the Constitution Bench of the Supreme Court of *Malp*.

**Note:** Teams may frame additional issues and raise additional grounds other than those discussed in the moot proposition.

*This Moot proposition has been formulated by MR. MOHIT SINGH, Advocate, Supreme Court of India and settled by PROF. (DR.) A. LAKSHIMNATH, Vice Chancellor, CNLU Patna. This Moot proposition has been formulated solely for the purpose of this competition for furthering the academic exercise.*

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## REGISTRATION FORM

### INSTITUTION DETAILS

NAME OF THE INSTITUTION.....

.....

ADDRESS FOR COMMUNICATION.....

.....

CITY..... STATE.....

POSTAL CODE.....

CONTACT NUMBER.....

EMAIL ID.....

### PARTICULARS OF TEAM MEMBERS

#### 1. SPEAKER 1

NAME.....

YEAR/ SEMESTER.....

CONTACT NUMBER.....

EMAIL ID.....

SIGNATURE.....

Latest Photograph  
Attested by the  
Head of the  
Institution

**2. SPEAKER 2**

NAME.....  
YEAR/ SEMESTER.....  
CONTACT NUMBER.....  
EMAIL ID.....  
SIGNATURE.....

Latest Photograph  
Attested by the  
Head of the  
Institution

**3. RESEARCHER**

NAME.....  
YEAR/ SEMESTER.....  
CONTACT NUMBER.....  
EMAIL ID.....  
SIGNATURE.....

Latest Photograph  
Attested by the  
Head of the  
Institution

**PAYMENT DETAILS**

(DEMAND DRAFT DRAWN IN FAVOUR OF "REGISTRAR CHANAKYA NATIONAL LAW UNIVERSITY" PAYABLE AT PATNA)

DEMAND DRAFT NUMBER.....  
BANK DETAIL..... BRANCH.....  
DATE.....

**ACCOMMODATION DETAILS**

WHETHER ACCOMMODATION REQUIRED (YES/NO).....  
PLACE: .....  
DATE: .....

SEAL AND SIGNATURE OF HEAD OF THE INSTITUTION

**TRAVEL DETAILS**

DETAILS OF INSTITUTION.....

.....

PARTICIPANT 1.....

CONTACT NUMBER.....

PARTICIPANT 2.....

CONTACT NUMBER.....

PARTICIPANT 3.....

CONTACT NUMBER.....

**ARRIVAL**

DATE OF ARRIVAL.....TIME.....

MODE OF ARRIVAL.....

FLIGHT/TRAIN NAME AND NUMBER.....

PLACE OF ARRIVAL.....

**DEPARTURE**

DATE OF DEPARTURE.....TIME.....

MODE OF DEPARTURE.....

FLIGHT/TRAIN NAME AND NUMBER.....

PLACE OF DEPARTURE.....

SEAL AND SIGNATURE OF HEAD OF THE INSTITUTION

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## RULE BOOK

### I. AIMS AND OBJECTIVE

The principal objective of the P.A. Inamdar International Moot Court Competition is to develop academic excellence in the student community and enhance their advocacy skills in an environment of friendly competition.

### II. DATE AND VENUE

The P.A. Inamdar International Moot Court will be held from **1<sup>st</sup> April to 3<sup>rd</sup> April, 2016** at Chanakya National Law University, Nyaynagar, Mithapur, Patna, Bihar, INDIA, 800001.

### III. DRESS CODE

Inside the Court Room the participants shall be in Formal Wear:

**Girls:** White Salwar Kurta or Black Pant and White Shirt with Blazer

**Boys:** White Shirt, Black Trousers with tie and Black Blazers

### IV. LANGUAGE

The language for the Moot Court Competition shall be English.

### V. ELIGIBILITY

- a. The competition is open for *bonafide* undergraduate law student of the 3 Year Scheme or 5 Scheme from an institution duly recognized by the Bar Council of India during the academic year 2015-2016
- b. Each college shall send only One Team of such eligible participants.

## **VI. TEAM COMPOSITION**

- a. Each team shall consist of 3 members out of which two members must be designated as Counsel and One as Researcher. This Number cannot be modified in any case.
- b. Teams shall specify such counsels with their orders and Researchers at the time of registration and this cannot be changed later during the time of competition.
- c. In no case the team shall consist of more or less than three participants, that is, 2 Mooters and 1 Researcher. The travelling expenses of the participants shall be met by their respective institution.

## **VII. CODE OF CONDUCT**

- a. Each team will be designated a team code after the registration.
- b. Teams shall not disclose their identity or that of their institution or city etc.
- c. Such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the administrator.
- d. All participants are expected to maintain the decorum in the Court during the competition and are expected to conduct themselves in a manner befitting the legal profession.

## **VIII. REGISTRATION**

- a. All participating institutions have to confirm participation provisionally by sending an email to [cnlu.mcc@gmail.com](mailto:cnlu.mcc@gmail.com) and [mootnlapune@gmail.com](mailto:mootnlapune@gmail.com) along with the scanned copy of Demand Draft by **20<sup>th</sup> February 2016** (11.59 P.M. IST).
- b. Teams shall post the hard copies of the filled registration form along with the original draft by **25<sup>th</sup> February 2016** to Chanakya National Law University, Nyaya Nagar, Mithapur, Patna, Bihar, Patna, Bihar INDIA 800001.
- c. The draft should be drawn in the favour of **REGISTRAR CHANAKYA NATIONAL LAW UNIVERSITY Payable at PATNA.**
- d. Formal registration of the teams shall be done on (11.59 P.M. IST),, at the venue of the competition.
- e. No forms received after the deadline shall be considered for registration.
- f. No subsequent change in the team composition shall be permitted.



## **IX. REGISTRATION FEE**

The Registration fees for Indian Student is **INR 3600** and for foreign students is **US\$ 60**.

## **X. ROUNDS**

- a. The Rounds will be held in four stages, that is Preliminary, Quarter Final, Semi-Final and Final.
- b. The side to be represented (petitioner/respondent) shall be decided by draw of lots at different Stages during the competition
- c. Orientation and draw of lots will be on **1<sup>st</sup> April 2016**.
- d. On **2<sup>nd</sup> April 2016** at 10 AM will be the inauguration followed by the preliminary rounds.
- e. Top 8 teams will qualify to the quarter finals which will be held on **2<sup>nd</sup> April 2016**.
- f. The qualification to the knockout stage (Quarter Finals) will be based on the win points. In case of tie, teams with the highest aggregate of scores in the preliminaries (Inclusive of Memorial) will qualify to the Quarter Finals.
- g. Top Four teams will qualify for the Semi Finals which will be held on **3<sup>rd</sup> April 2016**.
- h. The Quarter Finals and Semi Finals will be a knock round evaluated only on the oral argument.
- i. The Finals will be held on **3<sup>rd</sup> April 2016**.

## **XI. MEMORIALS**

- a. Each team must prepare memorial from the both side to the dispute (Petitioner and Respondent).
- b. Once the memorials have been submitted, no revision, supplements or addition will be allowed.
- c. Soft copy of the memorials from the both side must be sent through the email to [cnlu.mcc@gmail.com](mailto:cnlu.mcc@gmail.com), latest by 11:59 p.m. on 15<sup>th</sup> March 2016.
- d. Each team shall submit five (5) hard copies of the Memorials, and one copy on CD shall be submitted to the Organizing Committee, of the Chanayka National Law University, Patna latest by 22<sup>nd</sup> March 2016.

- e. Late submission of memorial will attract (-1) point penalty for each delay for each memorial.
- f. Team Code must be mentioned on the CD.
- g. Memorials have to be submitted on typed A 4 size paper printed on one side and must contain:
- Cover Page
  - Table of Contents
  - Index of Authorities
  - Statement of Jurisdiction
  - Statement of Facts (2 page only and submission of argumentative statement of facts will attract penalty)
  - Statement of issues
  - Summary of Arguments
  - Arguments Advanced (15 Page)
  - Prayer
- h. The argument must not exceed fifteen (15) pages.
- i. Memorial should be in spiral binding only. Use of cellophane/ plastic sheets will attract penalty.
- j. Page numbering should be at the bottom middle of each page.
- k. Sides must be mentioned in the memorial in the header.
- l. Paper Cover must be placed on brief as follows:
- Petitioners/ Applicant: Blue Colour  
Respondents: Red Colour
- m. The cover page must state the following
- Team Code (Upper Right Corner)
  - Name of the Court
  - Name and year of the Competition
  - Cause Title

- Identify Brief (i.e. “Memorial for the Respondent” or “Memorial for the Petitioner”)
- n. Identity of the team code shall not be revealed anywhere in the memorial. Instead team code allotted to the participants should be mentioned. Violation of this rule shall result in penalties including disqualification. The administrator’s decision shall be final.
  - o. The font size is 12 and for foot note it is 10. Double spacing for body and single spacing for footnotes with double spacing between two foot notes.

## **XII. CITATION FORMAT**

The Memorials shall use *Standard Indian Legal Citation*, for formatting of all cited authorities. Speaking Footnotes or endnotes are not allowed.

## **XIII. ORAL ROUNDS**

- a. In each oral round a team will be represented by two speakers who will present arguments. The researcher will not participate in the argument but will be seated along with the speaker during argument.
- b. Passing of cheats or any other notes to the speaker by researcher is not permitted.
- c. The order of the pleadings in each Round at all levels of the Competition shall be:  
Petitioner1 --- Petitioner 2 --- Respondent 1--- Respondent 2--- Rebuttal (Petitioner 1 or 2) ---  
Sur-rebuttal (Respondent 1 or 2).

### **Preliminary and Quarter Final Round**

- a. Each team will get Thirty (30) minutes to present their case including rebuttals and Sur-rebuttals. The time includes questioning by judges.
- b. The division of time is at the discretion of the team members, subject to maximum of 18 Minutes per speaker. The division of time must be informed to the court officers/ clerks before the beginning of rounds.
- c. Oral round need not to be confined to the issue presented in the memorial.

- d. Team member delivering rebuttal or sur-rebuttal must be one of the two team members who argued during the team's main argument, the team need not indicate prior to rebuttal or sub- rebuttal which of its two eligible members will offer rebuttal or sub- rebuttal.
- e. A team's oral pleadings shall not in any way be limited to the scope of the team's memorial. The scope of the Petitioner's rebuttal shall be limited to responding to the Respondent's primary oral pleadings, and the scope of the Respondent's sur-rebuttal shall be limited to responding to the Petitioner's rebuttal. If the Petitioner waives the rebuttal, there shall be no sur-rebuttal. No legal issues which were not addressed in the primary pleadings may be raised in the rebuttal or sur-rebuttal.

### **Semi Final Round**

- a. Each team will get forty five (45) minutes to present their case including rebuttals and sur-rebuttals. The time includes questioning by judges.
- b. The division of time is at the discretion of the team members, subject to maximum of 25 Minutes per speaker. The division of time must be informed to the court officers/ clerks before the beginning of rounds.
- c. Rest of the rules for this round will be same as of the preliminary and quarter finals round.

### **Final Round**

- a. Each team will get forty five (45) minutes to present their case including rebuttals and sur-rebuttals. The time includes questioning by judges.
- b. The division of time is at the discretion of the team members, subject to maximum of 25 Minutes per speaker. The division of time must be informed to the court officers/ clerks before the beginning of rounds.
- c. Oral round need not to be confined to the issue presented in the memorial.
- d. Rest of the rules for this round will be same as of the preliminary and quarter finals round.

#### **XIV. DISQUALIFICATION AND PENALTIES ARTICLE**

##### **Cheating, Intimidation and Misconduct**

- a. Cheating or using of unfair means of any kind is strictly prohibited and if indulged in, shall result in disqualification of the team.
- b. Intimidation in any form is prohibited and if indulged in, shall result in disqualification of the team.
- c. Misconduct, whether behavioural or otherwise, is not allowed and if indulged in, shall result in disqualification of the team.

##### **Court Manners (Oral Arguments)**

- a. Any form of communication between the Bar table and any person other than those on the Bench is prohibited, and if indulged in, will result in a penalty point.
- b. Submission of any written material other than the memorials, compendium and any other documents related to the proposition in hand to the Bench prior to, during or after oral arguments, is not allowed and if indulged, in will result in a penalty point.
- c. Failure to deliver an oral argument shall be considered in entirety, a disqualification.

#### **XV. SCOUTING**

- a. Speakers, a reserve or persons affiliated with the team, will not be permitted to observe the arguments in any court room in which the team is not one of the contesting teams whilst the team is still in the competition. Scouting by any team will result in disqualification.
- b. Any team can file written complaint with the administrator, regarding a case of scouting. The administrator's decision shall be final.
- c. The researcher will seat with the speakers at the time of arguments and shall not attend the court session of other teams participating in the competition.

#### **XVI. MARKING CRITERIA**

##### ***Oral Round***

The judges would assign marks to each individual speaker out of Hundred (100) marks. The team score would be the average of the total marks for oral presentations of the 2 speakers out of

Hundred (100) marks. The following shall be the Marking Criterion and the Marks allocated to each category;

**1. Knowledge of Law (30)**

Excellent (27-30pts); Very Good (24-27pts); Good (21-24 pts); Adequate (19- 21 pts); Poor (15-19 pts.)

**2. Application of Law to Facts (25)**

Excellent (23-25pts); Very Good (21-23 pts); Good (19-21 pts); Adequate (16- 19 pts); Poor (15-16 pts.)

**3. Ingenuity and Ability to Answer Questions (30)**

Excellent (27-30pts); Very Good (24-27pts); Good (21-24 pts); Adequate (19- 21 pts); Poor (15-19 pts.)

**4. Style, Poise, Courtesy and Demeanour (10)**

Excellent (9-10 pts); Very Good (8-9 pts); Good (7-8 pts); Adequate (5-7 pts); Poor (4-5 pts.)

**5. Time Management and Organization (5)**

Excellent (5 pts); Very Good (4 pts); Good (3 pts); Adequate (3 pts); Poor (1 pt.)

***Memorial***

a. The memorials shall be assessed by a Committee of Judges and every memorial will be marked out of total Hundred (100) marks and the Team Memorial will have the average total of both the sides (Petitioner/Respondent). The Marking Criteria and the Marks Allocated to each Category are listed:

- **Knowledge of facts and law** (Minimum: 10 pts; Maximum: 20pts).
- **Proper and articulate analysis** (Minimum: 10 pts; Maximum: 20pts)
- **Extent and use of research** (Minimum: 10 pts; Maximum: 20pts)
- **Clarity & Organisation** (Minimum: 10 pts; Maximum: 20pts)
- **Citation of sources** (Minimum: 5 pts; Maximum: 10pts)
- **Grammar and Style** (Minimum: 5 pts; Maximum: 10pts)

b. Non Compliance with the rule in clause IX will attract penalties.

## **XVII. AWARDS**

- a. Best team of the Year
- b. Second Best team of the Year
- c. Best Mooter
- d. Second Best Mooter
- e. Best Memorial Award
- f. Second Best Memorial Award

## **XVIII. ANNOUNCEMENT OF RESULTS**

- a. The results of the preliminary round/ Quarter Finals shall be announced shortly after the rounds on **2<sup>nd</sup> April 2016**.
- b. The results of the Semi Finals shall be announced shortly after the rounds on **3<sup>rd</sup> April 2016**.
- c. The Winners of the competition will be announced during the Award Ceremony (Valedictory Function) on **3<sup>rd</sup> April 2016**.

## **XIX. ANONYMITY**

- a. Student counsel may introduce him/herself to the court in the usual manner and may also state their names. However, the team's law college, affiliation may not be mentioned at any time before award ceremony.
- b. Further all team member, coaches, advisors and observers shall refrain from identifying team's school/college at any time in any manner including, but limited to , wearing any identifying items, such as, badges, blazers, or pins carrying identifying material( such as books with college logo or seal).

## **XX. COPYRIGHT**

- a. The copyright over the memorial submitted for the participation in the competition is assigned by the participant and also vest and fully in the A.K.K. New Law Academy, Pune and Chanakya National Law University, Patna, in lieu of waiver of competition registration fees. The participant shall certify in writing the originality of the material contained therein

and shall be responsible for any claim or dispute arising out the further use and exhibition of these materials.

- b. Further use and exhibition of these material, electronically or otherwise, shall be the exclusive right of the A.K.K. New Law Academy, Pune and Chanakya National Law University, Patna and they shall not be responsible for any liability to any person for any loss caused by errors or omission in the collection of information, or for accuracy, completeness, or adequacy of the information contained in these materials.
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## **XXI. ACCOMMODATION, FOOD AND TRANSPORT**

- a. The team of Three (3) participants shall be provided accommodation by the University for the duration of the competition only. However, the interested students are required to inform, the Organizing Committee, through their Registration Form, so as to enable them to make necessary arrangements.
- b. Accommodation, Food and Transport between guest house/ hotel and the competition venue will be provided by the Chanakya National Law University, Patna from 1st April 2016 To 3<sup>rd</sup> April 2016 (total of three days).
- c. Those teams who want to stay after 3<sup>rd</sup> April 2016 have to bear expenses for their accommodation for their accommodation, food and transport.
- d. Accommodation will be provided separately for boys and girl.
- e. Participating teams (consisting of three members i.e. two speakers and one researcher) will be received by the organising teams at their respective places of arrival upon prior intimation.
- f. Any additional member other than the registered team member shall not be entertained during the competition.



**XXIX. CLARIFICATION FOR THE MOOT PROBLEM**

- a. Teams may request for Clarifications regarding moot problem via e-mail to [cnlu.mcc@gmail.com](mailto:cnlu.mcc@gmail.com), [mootnlpune@gmail.com](mailto:mootnlpune@gmail.com), latest by *20th February 2016 (11.59 P.M. IST)*.
- b. The request for clarification may also include a short explanation describing the expected significance of the clarification sought. The clarification shall be replied to within ten days of the request.
- c. All the clarification shall be published on University Website [www.cnlu.ac.in](http://www.cnlu.ac.in) after a week from the last date of seeking clarification.
- d. Mail must contain the subject "Regarding clarification of Moot Problem."

**XXII. MISCELLANEOUS RULES OF THE COMPETITION**

- a. Any dispute about the Moot Court Competition shall be referred to the Dispute Resolution Committee. In all matters of complaints or disputes, the decision of the Dispute Resolution Committee shall be final.
- b. Participating teams should carry with them required study or reference materials for their own use during the oral rounds of the competition.
- c. The organizing committee reserves the right, at its sole discretion, to take appropriate action for any unethical, unprofessional and wrongful conduct during the entire period of the Moot Court competition.
- d. The organizing committee's decision as regards the interpretation of these rules or any other matters related to the Moot Court competition shall be final and binding.
- e. If there is any situation, which is not covered by these rules, the decision of the organizing committee shall be final.
- f. The organizing committee reserves the right to amend, modify or repeal any of the rules if so required and as they deem appropriate.
- g. The organizers reserve the right to make any necessary alterations in respect to the side to be taken by the competing teams, in case it becomes absolutely necessary due to

withdrawal of any team/teams at the last minute, or if the competing teams had no opportunity to argue the other side of the problem.

- h. Each team is expected to be ready with written briefs and oral arguments to argue from either side of the case. The court will follow its own procedure within the accepted norms and judicial practice, and in case of doubt or dispute in the matter of procedure or facts, the decision of the Presiding Member of the Committee of Judges of each Court shall be final.
- i. The organizing committee shall not be held responsible for any loss or non-delivery of the Memorials.

**FOR ANY QUERY, PLEASE CONTACT TO:**

*Ms. Juhi Tiwari*

*[+91 89869-08707]*

*Mr. Mayuresh Srivastav*

*[+91 85441-47488]*

## ORGANISING COMMITTEE

### **CHIEF PATRON**

PROF. (DR.) A. LAKSHMINATH  
VICE CHANCELLOR, CHANAKYA NATIONAL LAW UNIVERSITY, PATNA

### **CHAIR PERSON**

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REGISTRAR, CNLU PATNA

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ANUBHUTI VARMA

GAURAV

SIDDHANT SAXENA

VATSAL VARMA

YASHWANT SINGH

### CONTACT FOR INFORMATION

#### ADDRESS FOR CORRESPONDENCE

CHANAKYA NATIONAL LAW UNIVERSITY  
NYAYNAGAR, MITHAPUR  
PATNA, BIHAR  
INDIA 800001  
EMAIL ID: [cnlu.mcc@gmail.com](mailto:cnlu.mcc@gmail.com)

#### CONTACT NUMBERS

MRS. NANDITA S. JHA  
(GENERAL CO-ORDINATOR)  
[+91 75430-15930]

MS. JUHI TIWARI  
[+91 89869-08707]

MR. MAYURESH SRIVASTAV  
[+91 85441-47488]