

4th National Level Moot Court Problem-2017

Ensuring a proper, effective and conducive educational system is high priority for the State of Dharmalok. Dharmalok is a country: its social, legal, cultural, economic conditions and systems are similar to that of India.

In Dharmalok, educational rights are recognized as fundamental rights under the Constitution of Dharmalok including the rights of minority based on religion or language to establish and administer educational institutions of their choice and certain aspects pertaining to education are also provided in the Directive Principles of State Policy.

The educational institutions must have recognition or affiliation for which State makes adequate law that also contained the threshold aspects on prescribing age, qualifications and syllabus and so on and so forth. Such law affected the private and minority institutions of Dharmalok as it allowed interference of State in its nominations to such institutions, prescribing the fees, recruitment, conducting entrance examination, reservation of seats, counselling during admission (including professional education) for the private (aided and unaided) and minority institutions.

The Dharmalok private and minority institutions that impart quality modern education consider this move by the State as affecting their autonomy, independence and rights provided under the Dharmalok Constitution.

The private and minority institutions form an association to represent their concerns and approach by way of writ before the Supreme Court of Dharmalok. The association seeks to strike down the law that enables interference of States in the affairs of activities of the educational institutions and to declare such law as unconstitutional because such law imposed unreasonable restrictions and infringes fundamental rights of the private and minority institutions. The State defends its move claiming that the law imposed only reasonable restrictions and they do not violate the rights of the institutions or association under the Dharmalok Constitution, as fundamental rights are not absolute.

The apex court admitted the said Writ Petition and the matter is now posted for final arguments.

NOTE: Download the problem copy, rules & regulations, Registration Form and Travel Form from the college website- www.spmlawcollege.ac.in



SESHADRIPURAM LAW COLLEGE

4th NATIONAL LEVEL MOOT COURT COMPETITION -2017

#1, Govinda Rao Street, 1st Main, Seshadripuram, Bengaluru- 560020

I Competition Date & Venue:

Date : 8th to 10th September, 2017.

Venue: Seshadripuram Law College, #1 Govinda Rao Street, 1st Main, Seshadripuram, Bengaluru -560020.

II Dress Code:

Ladies: White shirt & Black trousers/Salwar kurta, Black tie, Black coat and Black shoes.

Gentlemen: White shirt & Black trousers, Black tie, Black coat and Black shoes.

III Language:

The Competition shall be in English.

IV. Eligibility:

The Competition is open only for law students. Participants should be currently pursuing their bachelor's degree in law (3yr/5 yr).

V. Team Composition:

- a. Each team shall consist of a minimum of 2 and maximum of 3 members. This number cannot be modified under any circumstances.
- b. There can be only 2 speakers and 1 researcher designated in each team. Teams shall identify such speakers and researcher during registration.
- c. Each team will have a Team Code and each participant shall be given an Individual Code. Teams shall not disclose their identity or that of their institution or city, etc.; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the sole discretion of the Seshadripuram Law College.

VI. **Registration Fee:**

The Participating team for the Competition shall duly fill the Registration Form provided and send it along with the Registration fee of **Rs. 2,000/- (Rupees Two Thousand only)** which shall be not refundable.

The Registration fees shall be sent through Demand Draft drawn in favour of “**Principal, Seshadripuram Law College, Bengaluru**” payable at Bengaluru.

NOTE: THE LAST DATE FOR SUBMITTING THE REGISTRATION FORM WITH FEE SHALL BE 14th August, 2017.

Any communication should be sent in case of participating law students on the respective College Letter head duly signed by the Principal and addressed to the Principal, Seshadripuram Law College, #1 Govinda Rao Street, 1st Main, Seshadripuram, Bengaluru-560020, and a copy by e-mail to **slcb.moot2017@gmail.com**, marked as **SESHADRIPURAM LAW COLLEGE, 4th NATIONAL LEVEL MOOT COMPETITION-2017 REGISTRATION** as the subject.

VII. **Rounds:**

- a. Orientation & draw of lots on 8th September, 2017 evening (Friday).
- b. Preliminary rounds on 9th September, 2017 (Saturday)

- c. Top eight (8) teams will qualify for Quarter finals which will be held at the discretion of the Seshadripuram Law College on 9th September, 2017 evening or 10th September, 2017 morning.
- d. The qualification to the knockout stage (*Quarterfinals*) will be based on:
 - (a) Win Points (2 wins);
 - (b) In case of a tie, teams with the highest aggregate of scores in the Preliminary rounds (*inclusive of memorial marks*).
- e. Top four (4) teams will qualify for the Semifinals on 10th September, 2017 (Sunday).

VIII. Quarter Final, Semi Final and Final Rounds:

The Quarter Finals and Semi Finals will be a knock out round evaluated only on the basis of oral arguments. Lots picked by the teams will decide the side of the arguments in Quarterfinals, Semi finals & Final rounds.

The **Finals** will be held on 10th September, 2017 (Sunday).

IX. Memorials:

- a. The following requirements for memorials must be strictly followed. Non-Conformities will not be accepted.
- b. Each team must prepare memorials for both the sides to the dispute. Once the memorials have been submitted, no revisions, supplements, or additions will be allowed.
- c. The hard copy of memorials must reach the organizers by **26th August, 2017** for evaluation.
- d. In addition six (6) hard copies of each of the memorials for both sides + a soft copy on CD (both memorials on the same CD) must be submitted to the Seshadripuram Law College latest by **8th September, 2017**. It is clarified that, in total seven (7) hard copies of each memorial should be submitted.

e. The memorials have to be submitted on typed A4 size paper printed on one side and must contain following:

- Cover Page
- The Table of Contents
- The Table of Abbreviations
- The Index of Authorities
- The Statement of Jurisdiction
- The Statement of Facts
- The Statement of Issues Raised
- The Summary of Arguments
- The Arguments Advanced/Pleadings
- The Prayer

Note: Harvard Blue Book (19th Edition) mode of citation should be followed.

a. Arguments must not exceed 15 (fifteen) pages.

b. The text font should be Times New Roman, Main body font size should be 12 with 1.5 line spacing and for footnotes font size should be 10 with single line spacing. Memorials must have a one inch margin on all sides of each page. Page numbering should be at the bottom middle of each page.

c. **Memorials should be spirally bound.** Use of cellophane/plastic sheets in the memorials is not permitted.

d. Paper Covers must be placed on briefs as follows:

- i. **Petitioner/Applicant : Light Blue Color**
- ii. **Respondent : Light Red Color**

e. The cover page of the memorial must state the following

- i. The Cause Title.
- ii. Identify brief as Petitioner/Respondent.

f. Identity of the institution shall not be revealed anywhere in the memorial. Instead code numbers allotted to the participants should be mentioned. Violation of this provision shall result in penalties including disqualification. The decision of Seshadripuram Law College shall be final. Team code shall be allotted by Seshadripuram Law College after the receipt of memorials.

The team code shall be communicated to the participants through mail or phone. The participants shall in turn acknowledge the receipt of team code.

X. **Oral Rounds:**

In each oral round a team will be represented by two speakers who shall present arguments. The researcher will not participate in the arguments but will be seated along with the speakers.

1. **Preliminary and Quarter-final Rounds:**

- a. Each team will get a total of 30 minutes to present their case. The time includes questioning by judges.
- b. The division of time is at the discretion of the team members, subject to a maximum of 18 minutes per speaker. Division of time should be informed to the Court Assistants/Clerks before the beginning of the rounds.
- c. Passing of notes to the speakers by the researcher during the rounds is allowed.

2. **Semi-final Rounds:**

- a. Each team will get a total of 45 minutes to present their case. The time includes questioning by judges.
- b. The division of time is at the discretion of the team members, subject to a maximum of 25 minutes per speaker. Division of time should be informed to the Court Assistants/ Clerks before the beginning of the rounds.
- c. Passing of notes to the speakers by the researcher during the rounds is allowed.

3. **Final Round:**

- a. Each team will get a total of 45 minutes to present their case.
- b. The division of time is subject to a maximum of 25 minutes per speaker. Division of time should be informed to the Court Assistants/Clerks before the beginning of the round.
- c. Passing of notes to the speakers by the researcher during the rounds is allowed.

XI. Scouting:

- a. Teams will not be allowed to observe the orals of any other teams. Scouting in all forms is strictly prohibited. Scouting by any of the teams will result in disqualification.
- b. The researchers shall sit with the speakers at the time of the orals and shall not attend the court sessions of any other team participating in the competition.
- c. Any team can file a written complaint with the Seshadripuram Law College, regarding the case of scouting. The decision of Seshadripuram Law College shall be final.

XII. Scoring:

A. Parameters for judging orals shall be:

- a. Knowledge of Facts and Articulation of Issues
- b. Use of Authorities, Precedents and Knowledge of law
- c. Response to Questions and Persuasiveness
- d. General Impression
- e. Court Manners and Etiquette
- f. Delivery, Cogency and Impact

B. Written Submissions (Memorials)

- a. Any revisions, supplements or additions to the memorials after submission shall not be allowed.
- b. A total of 100 points will be awarded for each of the memorials.

C. Parameters for making memorials shall be:

- Logical Progression of ideas
- Originality in analysis and arguments
- Understanding essential legal issues presented
- Clear, Concise and Unambiguous writing style
- Forceful and persuasive presentation
- Integration of facts into legal argument
- Understanding and analysis of authority
- Proper use of citations and citation form

- Effective use of authority to support arguments
- Neatness, legibility, no typographic or format errors

XIII. **Awards:**

- Best Team (Cash Prize of Rs. 20,000/-)
- Runners-Up Team (Cash Prize of Rs. 15,000/-)
- Best Advocate: Male and Female (Cash Prize of Rs. 4,000/- each)
- Best Memorial (Cash Prize of Rs. 2,000/-)

Along with the awards the winner/s shall get Certificate of Merit and every participant will be given participation Certificate. Certificate shall be given only after the valedictory function and for no reason prior to it. Under any circumstances the Certificates or Awards will not be couriered.

XIV. **Announcement of Results:**

- The results of the Preliminary rounds and Quarter-final shall be announced shortly after the rounds on 9th September, 2017.
- The results of the Semi-final round will be announced shortly after the rounds on 10th September, 2017.
- The winners of the Competition will be announced during the awards ceremony on 10th September, 2017.

XV. **Anonymity:**

- Student counsel may introduce him/herself to the Court in the usual manner and may also state their names. However, the team's institution/affiliation may not be mentioned at any time before the awards ceremony.
- Further, all team members, coaches, advisors, and observers shall refrain from identification of teams at any time and in any manner, including, but not limited to, wearing any identifying items, such as badges, blazers, or pins or carrying identifying material (*Such as logo or seal*).

XVI. **Accommodation, Food and Transport:**

- Accommodation, food and transport facilities between the hotel and the competition venue to the participating teams will be provided by Seshadripuram Law College from 8th September, 2017 morning to 11th

September, 2017 morning based on the prior travel forms submitted and accepted by the Seshadripuram Law College. Those teams who want to stay after 11th September, 2014 morning have to bear the expenses for their accommodation, food and transport facilities.

- b. All teams shall send their travel plan along with the filled Registration form prior to their arrival. All participants may be picked from the respective Bus/ Railway station by Seshadripuram Law College representatives and dropped back to the same place after the Competition.

Note: The participants arriving by flight should make their own arrangements. No pick up and drop facility shall be provided.

- c. The participating teams should send along with the travel plan, the contact numbers of the Head of Institution, Faculty Co-ordinator and Participants.
- d. Registration Form, all Memorials copies and Travel plan should be sent to the following address:

**The Principal,
Seshadripuram Law College,
#1 Govinda Rao Street,
1st Main, Seshadripuram
Bengaluru -560020
Tel: 080-22955367
E mail: slcb.moot2017@gmail.com**

NOTE: Accommodation & Transport facilities shall not be provided to the Teams from Bengaluru.

XV. Miscellaneous:

1. The Seshadripuram Law College with regard to the interpretation of these rules or any other matter related to the Competition will be final and binding and reserve sole discretion to make any changes thereto.
2. If there is any situation which is not contemplated in the rules, the Seshadripuram Law College decision on the same shall be final and binding.
3. The Seshadripuram Law College reserves the right to vary, alter, modify or repeal any of the above rules without any prior notification, if so required and as they may deem appropriate.
4. Any clarifications/queries regarding the Competition can be sought from:

Name : Prof. Roopa.S
Phone : +91 9900 910019
E-mail : roopa.kirann@gmail.com

XVI. Disclaimer:

1. Notwithstanding anything stated in these rules, the Competition is the only responsibility of Seshadripuram Law College and they shall not be legally or otherwise liable or responsible for any matter or dispute arising outside the Competition.
2. All facts in the moot problem are fictitious and any resemblance to any incident or person, if any, is not intended, but merely co-incidental and should be relied as it is.

XXII. IMPORTANT DATES:

Last Date of Registration along with Demand Draft	14th August, 2017
Last Date of the Memorial Submission (1-1 hard copy of Petitioner & Respondent each)	26th August, 2017
Six (6) hard copies of each of the memorials for both sides + a soft copy on CD (both memorials on the same CD)	8th September, 2017
Competition Dates	8th to 10th September, 2017

SESHADRIPURAM LAW COLLEGE
#1, GOVINDA RAO STREET, 1st MAIN, SESHADRIPURAM,
BENGALURU- 560020
8-10 SEPTEMBER, 2017
4th NATIONAL LEVEL MOOT COURT COMPETITION

REGISTRATION FORM
(Please fill in capital letters)

Name of the Institution.....
Postal Address of the Institution
.....
.....

Ph #.....

Name of Participants:

Speaker 1: _____

Mobile Number: _____

E-mail ID: _____

Speaker 2: _____

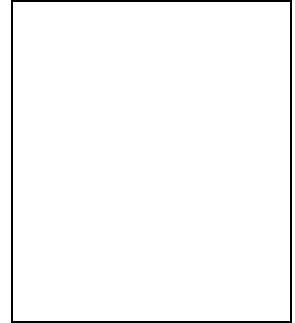
Mobile Number: _____

E-mail ID: _____

Researcher: _____

Mobile Number: _____

E-mail ID: _____



NOTE:

1. The Registration Form and Travel Form must be attested by the Head of your institution and those hard copies shall be sent to the address mentioned in the brochure or invitation.
2. Teams shall also send the scanned copy of the Registration Form and Travel Form to the following email id: **slcb.moot2017@gmail.com**

SESHADRIPURAM LAW COLLEGE
#1, GOVINDA RAO STREET, SESHADRIPURAM MAIN ROAD,
BANGALORE- 560020
8-10 SEPTEMBER, 2017
5th NATIONAL LEVEL MOOT COURT COMPETITION

TRAVEL PLAN FORM
(Please fill in capital letters)

Name of the Institution:

Postal Address of the Institution:

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Ph #.....

Names of the Participants 1).....

2).....

3).....

Number of Male Participants:

Number of Female Participants:

Mode of Travel:
(Flight /Train /Bus).

Date of Arrival:

Date of Departure:

NOTE:

1. It is advised that Teams shall arrive latest by **1p.m. on 8th September, 2017.**
2. It is advised that Teams shall book their departure after the Valedictory Function itself.