

**CHANDERPRABHU JAIN COLLEGE OF HIGHER STUDIES & SCHOOL
OF LAW
ORGANIZES
1ST DELHI NCR MOOT COURT COMPETITION – 2017
ON
FRIDAY 20th JANUARY, 2017.**



Address: Plot No. - OCF, Sector - A8, Narela, Delhi - 110 040

Mobile: 9717688444, 9711339951

Telephone: (11) - 27284333, 27284334,

Website: www.cpj.edu.in

Email: cpj.enquiry@gmail.com

ABOUT CPJ COLLEGE & SCHOOL OF LAW

Chanderprabhu Jain College of Higher Studies & School of Law is being promoted by the Rishi Aurobindo Educational Society (Regd.) to run market focused professional programmes in the emerging areas of higher education in disciplines which have high job potential. The College is running full time BBA (General), BBA CAM, BCA, B.Com (Hons.), B.A.LL.B.(Hons) (5-year integrated Programmes) Courses affiliated to Guru Gobind Singh Indraprastha University, Delhi. The credibility of education at the Institute is increasingly being realized and recognized by the corporate and the legal world.

OFFICIAL RULES

- 1 DATE AND VENUE:** The 1st DELHI, NCR Moot Court Competition is being organized by the Chanderprabhu Jain College of Higher Studies & School of Law on 20th JANUARY, 2017 in its premises at Plot No. - OCF, Sector - A8, Narela, Delhi - 110 040.
- 2 TEAM COMPOSITION:**
 - a) The teams of college/institution which is recognized by Bar Council of India in NCR, Delhi region is eligible for the participation in 1st Delhi, NCR Moot Court Competition - 2017.
 - b) Any college/institution of Delhi, NCR region recognized by Bar Council of India can send their one team only comprising of three law under graduate students (Two speakers and one researcher) in the 1st Delhi, NCR Moot Court Competition - 2017.
- 3 DRESS CODE:** The dress code for the competition is formal Moot Court Dress. Men are required to wear a Black suit with white shirt and a black tie. Women are required to wear a white shirt, black trousers/skirt and a black jacket or Salwar Kameez and black jacket. Gowns and bands are not permitted to be worn by the Participants in the Competition.
- 4 MEMORIALS:**

Each team is expected to be ready with written briefs and oral arguments to argue for either side of the case. The Court will follow its own procedure within the accepted norms of judicial practice, and in case of doubt or dispute in the matter of procedure or facts, the decision of the presiding member of the Panel of Judges of each Court shall be final. **The soft copy of memorial for the Petitioner and Respondent to be sent on Convener's e-mail address i.e. mcc.cpjchssol@gmail.com on or before 14TH JANUARY, 2017.** Additionally, five hard copies of Memorials for the Petitioner and Respondent shall be submitted at the time of registration on 20-01-2017. The memorials will be handed over to the Panel of Judges for the award of marks. The Memorials shall not contain any information that will reveal the identity of the participating team. The violation of which will attract penalty.

CONTENT:

- a. Memorial dealing with jurisdiction, issues involved in the problem, summary of arguments and arguments supported by authorities, conclusions and prayers shall be prepared by each team both for the petitioner's side and respondent's side. The body of the Memorial shall not exceed more than **25 typed pages**. The cover page, table of

contents, index of authorities, jurisdiction, statement of facts, questions presented, and summary of pleadings, title page and back cover are not included in these 25 pages. But these 25 pages will include the pleadings, conclusions, and footnotes. Any issue or pleading, not discussed within the body of the Memorials shall not be included in any other section of the Memorials.

- b. The following content specifications must be strictly adhered to:
1. Language - English
 2. Font and Size (General) - Times New Roman, 12 pts
 3. Line Spacing (General) - 1.5 lines
 4. Font and Size (Footnotes) - Times New Roman, 10 pts
 5. Line Spacing (Footnotes) - Single line
 6. Page Margins - 1 inch on all sides
 7. Cover Specification

Petitioner - Blue

Respondent – Red

EVALUATION:

- a. The best researcher shall be chosen through researcher test to be conducted in the morning after the formal registration of the teams is duly completed. Team comprising of three members i.e. two speakers and one researcher are eligible for the researcher test and team comprising of two members are not eligible for the researcher test.
- b. There shall be a Quorum of judges selected for each court from among a panel of judges constituted for the purpose including eminent Judges, Lawyers, and Law Teachers from all over India.
- c. Marks will be awarded to the memorials by the Committee of Judges out of a maximum of 20 marks. Each Court will assign marks for oral arguments to each individual participant and the team. Each individual's marks for oral arguments will be added with memorial marks to make the individual's marks out of 100. Out of 100 marks, the division of marks for each individual participant is as follows:
1. Written Memorial - 20 marks
 2. Oral Arguments - 80 marks
- a. The Evaluation of the oral arguments will be based on:-
- Knowledge & Use of facts
 - Correct articulation of facts, factual analysis & use of evidence
 - Correct articulation of legal issues and legal analysis
 - Knowledge of law & its interpretation
 - Use of authorities and citations
 - Response to questions
 - Skills of advocacy & Persuasiveness
 - Language & style
 - Clarity, brevity & ingenuity
 - Court manners and general impression

Marks are awarded on agreed criteria by the Committee of Judges and the factors constituting the criteria shall be such as “EXCELLENT”, “VERY GOOD”, “GOOD”, and “AVERAGE”, based on the performance of the participants. The decision of the Committee of Judges shall be final.

The individual prizes will be awarded on the basis of total marks secured by the individual participant in the preliminary round.

1. ORAL ROUNDS:

- a. The order of the competitions including the days, if any, and the side (petitioner/respondent) for which each team appears will be declared on the basis of taking lots before the commencement of the competition during the briefing session. The entire scheme of the competition thus drawn out will be notified to the participating teams. The Society reserves the right to make any necessary alterations in respect of 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. The host team, if it gets qualified for the finals, will not be eligible to participate in the finals of the competition.
- b. The duration of each Court will not exceed **one hour**. To be precise each participating team will get 30 minutes including the rebuttals/sur-rebuttal. One speaker must speak not less than 10 minutes.
- c. **REBUTTAL/SUR-REBUTTAL:** The maximum time provided would include the time that each team may want to reserve for their rebuttal/sur-rebuttal. At the commencement of each session the team shall notify the Court Officer as to the division of time between the 2 speakers (including rebuttal/sur-rebuttal). In case any speaker continues to speak after the completion of his/her time, the additional time that was used, will be deducted from the time allocated to his/her co-speaker, or from the time allocated for the rebuttal/sur-rebuttal, as the case may be. The teams can reserve maximum of **5 minutes** for the rebuttal/sur-rebuttal. The final decision as to the time structure and the right to rebuttal/sur-rebuttal will vest with the Judges.
- d. The language of the Court will be **English**.
- e. During the oral rounds, the team shall not be allowed to use any type of electronic devices such as *laptops, mobile phones, tablets* etc.

2. AWARDS:

- Winning Team
- Runner-up
- Best Speaker/Mooter
- Best Researcher
- Best Memorial

All the participants will be awarded certificates of participation and the same will be given only at the valedictory function and not thereafter.

3. MISCELLANEOUS

- a. **SECURITY OF IDENTITY:** During the course of the Oral Submissions, the speaker shall neither reveal his/her identity nor the identity of their College/University by any means whatsoever. Such actions on part of any member of the team will lead to disqualification of the team from the competition.
- b. **SCOUTING:** Scouting is strictly prohibited. Teams found scouting will be disqualified immediately.
- c. **APPEAL COMMITTEE:** In case of complaints/disputes, the same shall be submitted to the Appellate committee, which shall consist of Prof. Dinesh Babu, the Vice Principal of CPJHS & SOL as its Convener and the Co-convener of the Society and the decision of the Appellate committee shall be final.

d. There will be a briefing session for all the participants on 20th JANUARY 2017 (Friday) followed by a draw of lots & exchange of memorials after the inaugural function.

4. SCHEDULE OF THE COMPETITION

Registration – on or before 10th JANUARY,2017

Desk Registration – 8:30 AM, 20-01-2017 (Friday)

Inaugural Function – 9:00 AM, 20-01-2017(Friday)

Briefing Session and Pick of Lots - 9.30 AM, 20-01-2017(Friday)

Preliminary Rounds - 10.30 AM, 20-01-2017 (Friday)

Quarter/Semi Rounds – 12 Noon, 20-01-2017 (Friday)

Finals - 2.30 PM, 20-01-2017 (Friday)

Valedictory Function & Prize Distribution - 4.00 PM, 20-01-2017(Friday)

CONTACT FOR INQUIRY

All the correspondence for any query, information or clarification with respect to Moot Court Rules & regulations should be addressed to following:-

CONVENER

CO-CONVENER

- | | |
|--|---------------------------------------|
| (1) Prof. (Dr.) Dinesh Babu (9453182388) | (1) Ms. Prashi Tyagi (9311526723) |
| (2) Ms. Shalini Tyagi (9313058335) | (2) Mr. Kashish Bajaj (9873379544) |
| (3) Ms. Rashmi Chaudhary (9999062328) | (3) Ms. Khusboo Aggarwal (9555111258) |

Registration Fee:-

Request for registration of team for Moot Court Competition should reach Vice Principal (SOL), Chanderprabhu Jain College of Higher Studies & School of Law, Plot No. - OCF, Sector A-8, Narela, Delhi- 110 040 in the enclosed registration form along with a demand draft favoring of **“Chanderprabhu Jain College of Higher Studies”** Payable at new Delhi and alternatively payment can be done through NEFT Transfer- details and payment receipt has to be mailed along with registration form.

The Bank account details for NEFT transfer are as follows:

Beneficiary Name: Chanderprabhu Jain College of Higher Studies

A/c No: 0113000107645035

Bank: Punjab National Bank

IFSC Code: PUNB0491400

Branch: SME Branch, Anaj Mandi, Narela, Delhi-110040

MOOT PROPOSITION

The “Indraprastha College of Education” is an Educational Institution in Delhi. This is a multi faculty institution with strength of 3000 students at its campus. There was great enthusiasm in the Students’ Organizations to contest elections in the College General Body Elections. The main contest was between Indraprastha Communist Party (ICP) and Indraprastha Socialist Party (ISP). Both the groups worked hard to secure students’ support and their votes. Mukesh Singh was the candidate for the Presidentship from the ICP. He was also having the support of a National Political Party. Therefore, that Party’s prestige was also involved in the success of this candidate. Mukesh Singh spent a lot on throwing parties and also adopted other means and methods to garnish the support of the students. The candidate from ISP, Rahul was quite popular amongst the students for his honesty, integrity and always been working for students’ welfare. After a month long campaign, the elections were held on 15th September 2016. Casting of vote went on peacefully. The result was declared on 17th September 2016 and Mukesh Singh won the elections by a margin of just two votes. Wave of joy went around in the Indraprastha Communist Party. Indraprastha Socialist Party was disappointed and was sensing that victory of Mukesh was only due to money flow and unfair practices adopted by Mukesh.

On 19th September 2016, at about 7:00 PM at the College cafeteria Mukesh invited Rahul to his dinner party. Rahul flatly refused the invitation by saying that he will never attend a party hosted by a forged person. Mukesh insisted by explaining to him, “Let us forget our past animosities and work for the welfare of the students together” but Rahul again said “No! I do not wish to join your dinner party as I know how you have won the elections by fraudulent means. I will not go to the party of a scoundrel.” At this Mukesh got annoyed and felt insulted in the public. He told Rahul “You know that I can adopt any means for what I want”. Rahul left the cafeteria by saying, “Hell with you!” Rahul left the cafeteria and went away with his friend Sanjay. At about 8.30 PM Sanjay drove out in his Jeep from the parking area with Rahul seated in the jeep beside him. When their jeep was passing through the main gate of the college, Mukesh and his friend Sameer were standing in wait for them. Now Mukesh was having a pistol in his hand. Mukesh signaled Sanjay to stop the vehicle but Rahul told him not to stop there. Then, Mukesh fired in the air. Rahul asked Sanjay to drive fast. Mukesh and Sameer chased the jeep on their bike with Sameer driving and Mukesh riding the pillion. Mukesh fired indiscriminately while chasing the jeep. One bullet hit Sanjay in his right upper arm. Rahul asked Sanjay to stop the vehicle and got down from the jeep. Sameer stopped the bike where Rahul was standing. Mukesh got off the bike tried to shoot at Rahul. But he could not as there was no cartridge in the pistol. Then Rahul

took out an iron rod out of the jeep and aimed a hit at Mukesh. But Mukesh ducked and the rod fell on the head of Sameer who was sitting on his bike just next to Mukesh. Sameer started bleeding profusely and fell unconscious. Both Rahul and Sanjay left the scene immediately. Mukesh took Sameer to hospital. Sameer died after 12 hours in the hospital.

A case was registered against Rahul under section 302 read with Section 301 of the Indian Penal Code, 1860. *Post mortem* report disclosed the cause of death was head injury which was *ante mortem* in nature. Investigating officer recovered the iron rod used by Rahul from a pond near where crime took place, upon information given by Rahul, while in police custody. Rahul pleaded right to private defence, grave and sudden provocation and accident.

Argue the Case on behalf of "Prosecution" and "Defence" before the Trial Court

CPJCHS & SOLV

**CHANDERPRABHU JAIN COLLEGE OF HIGHER STUDIES &
SCHOOL OF LAW**

1st NCR Delhi Moot Court Competition, 20 Jan, 2017

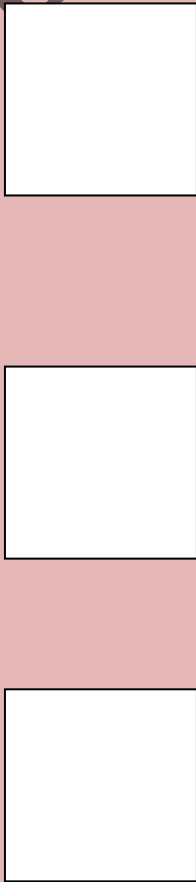
REGISTRATION FORM

1. Name of the Mooter
College & Class Name
Mobile No
E-Mail ID

2. Name of the Mooter
College & Class Name
Mobile No.
E-Mail ID

3. Name of the Researcher
College & Class Name
Mobile No.
E-Mail ID

CPJCHS & SOL



Signature of /Principal/Dean / HOD