



Progressive Education Society's  
**Modern Law College**  
Ganeshkhind, Pune 16.

**11<sup>th</sup> Shankarrao Kanitkar National Level Moot Court Competition 2016-17**

**to be held on**

**14<sup>th</sup> January 2017**

**Moot Problem**

***MLRC v. UOI***

Mr. Vikas Gite, a renowned mass leader and popular leader of Indiana Janata Party who also had criminal background (also former Deputy CM of state of Dakshin Pradesh) lost a Lok Sabha election to Mr. Anmol Rokade.

On 7<sup>th</sup> July 2016, Ms. Shashikala, sister of Mr. Anmol Rokade, was found dead at the farm house of Mr. Vikas Gite. A case of murder was registered on the same day and charge sheet was filed on 17<sup>th</sup> August, 2016 against Mr. Vikas Gite. Mr. Vikas Gite in a press interview claimed that, he had no role to play in this incident and raised counter allegations about wrongful practices at the election campaign.

While the Inquiry was going on, considering the wide mass and political support (15 MLA's were supporting Mr. Vikas Gite), Central Govt. (coalition govt. lead by IJP) on 26<sup>th</sup> Sept. 2016 appointed Mr. Vikas Gite as Governor of State of Maharajya. By virtue of immunities under the Constitution of Indiana, all cases and inquiries against Mr. Vikas Gite were suspended.

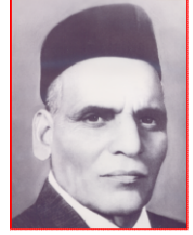
Taking in to consideration the misuse of boundless powers relating to appointment and term of Governor under constitution (specially Article 156 (1)), and limited role of Governor in modern democratic setup, MLRC, a private organisation filed a petition in SC of Indiana for striking down the provisions relating to the Governor under the Constitution of Indiana and directing the Government for removal of post of Governor.

**Note: The laws of Indiana are in parity with Indian Law**

**Problem and names in the same are hypothetical and in case of resemblance, it is incidental and not intentional.**



Progressive Education Society's  
**Modern Law College**  
Ganeshkhind Pune 411016  
Phone No.: 020-25638987, 8975588777



### **11<sup>th</sup> Shankarrao Kanitkar National Level Moot Court Competition 2016-17**

1. Date: January 14<sup>th</sup>, 2017
2. Venue: **Modern Law College**, Ganeshkhind, Pune, 16.
3. Language: The written and oral submissions shall be in English only.
4. Eligibility: Regular bonafide students of recognised Law Colleges/Institutes/University \*(Only students from amongst the under graduate five year integrated L.L.B. degree and three year Degree law programmes)
5. Dress Code: As per the rules of Bar Council of India (Baring Gowns and Bands)
6. Team Composition: The team should consist of two mooters only
7. Registration: The teams must register on or before 17<sup>th</sup> December 2016.
8. Registration Fees: Rs. 1000/- per team.  
Students have to arrange for accommodation on their own. Pune, being a metropolitan city, ample amount of hotel/accommodation and travelling facilities are available in the city. If required and requested, College may provide assistance for accommodation.
9. Bench: The Bench will comprise of two judges for preliminary rounds and of three judges for final rounds
10. Memorials:
  - a. Four copies of each side (Claimant and Respondent), spiral bound memorials.
  - b. The cover page of the Memorial must follow colour scheme i.e. Blue for petitioner/ appellant and red for respondent
  - c. Typed on A4 size paper with one side printing not exceeding 20 pages, font size 12 (Times New Roman) line spacing of 1.5.
  - d. The memorial must contain:
    - i. Title Page
    - ii. The table of Contents,
    - iii. The Statement of Jurisdiction,
    - iv. The Statement of Facts,
    - v. The Statement of Issues,
    - vi. The Prayer Clause and Bibliography
  - e. Name of the participant and the College, only on the title page.
  - f. Memorials not in format shall be rejected.
  - g. Memorials will not be returned to the participants.
11. Conduct of Moot Court:
  - a. The lots will be drawn at 8.30 a.m., accordingly teams shall represent from the petitioner or respondent side.

- b. Only in the preliminary rounds, each team shall compulsorily present oral arguments for both sides – Claimant and Respondent, in accordance with lots chosen by the representative of the team at the Orientation Session.
- c. In the preliminary round each team will be allotted 25 minutes (The Claimant and the respondent shall be allotted 10 minutes each, 2 minutes for judges Questions and 3 minutes for rebuttals. The rebuttal has to be done by one mooter only and it cannot be claimed as a matter of right.
- d. The final round will comprise of the top two teams of preliminary rounds and claimant and respondent side will be decided by lots.
- e. The proceedings of the Moot Court Sessions may be video recorded
- f. Host team shall not be considered for the Prizes even if they participate.
- g. The Competition starts at 9.00 a.m. The teams are to report latest by 8.00 a.m. on 14<sup>th</sup> January 2017
- h. Separate lots shall be drawn for the final round

12. MARKS:

Written Submission/ Memorial	20 Marks
Substance in Argument	30 Marks
Advocacy Skills	30 Marks
Questions from the Bench	10 Marks
Time Adherence	10 Marks
Total	100 Marks

13. The decision of the judges shall be final and no disputes shall be entertained in this regard.
14. In case of a tie, memorial marks will be considered to determine the winner.
15. The Organizers reserve the right to take appropriate action for any unethical, unprofessional and immoral conduct.
16. The Organizers decision as regards the interpretation of rules, situation which is not contemplated in the rules or any other matter related to the competition will be final.
17. Prizes:

First	Rs. 10000 /- Cash + Trophy + Certificate
Second	Rs. 7000/- Cash +Trophy+ Certificate
Best Speaker	Rs. 5000/- Cash + Trophy+ Certificate

18. Dates to Remember :

1. 17<sup>th</sup> December 2016- last date for registration
2. 17<sup>th</sup> December 2016- submission of online memorial (PDF format) along with submission of Hard Copy of memorial
3. 14<sup>th</sup> January 2017- Date of competition

Contact Person: Ms. Mayura Borde (Faculty In Charge) (Contact: 9823545364), Mr. Vikrant Yadav (Faculty In Charge) (Contact: 7276591188).

Phone (Office):020-25638987, 8975588777,

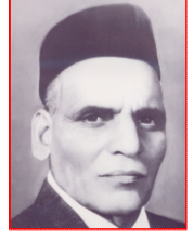
E-mail: [kanitkarmoot.mlc@gmail.com](mailto:kanitkarmoot.mlc@gmail.com)

Postal Address: P.E. Society's **Modern Law College**, University Circle, Pashan Road, Ganeshkhind, Pune-411016.

For information log on to [www.modernlawcollege.org](http://www.modernlawcollege.org)



Progressive Education Society's  
**Modern Law College**  
Ganeshkhind Pune 411016  
Phone No.: 020-25638987, 8975588777



*11<sup>th</sup> Shankarrao Kanitkar*  
**National Level Moot Court Competition 2016-17**  
**14<sup>th</sup> January 2017**  
**Registration Form**

Name of the College:- \_\_\_\_\_

Address of the College:-  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Tel:- \_\_\_\_\_ Fax: - \_\_\_\_\_

Email: - \_\_\_\_\_

Name of the Participants:

First Speaker: - \_\_\_\_\_

Class:- \_\_\_\_\_ Roll No. \_\_\_\_\_

Mobile No.: \_\_\_\_\_

Second Speaker: - \_\_\_\_\_

Class:- \_\_\_\_\_ Roll No. \_\_\_\_\_

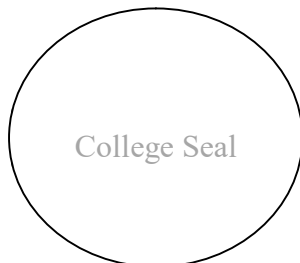
Mobile No.: \_\_\_\_\_

Moot-Court Faculty in Charge: \_\_\_\_\_

Mobile No.: \_\_\_\_\_

Stamp size  
Photo

Stamp size  
Photo



**Head of the Institute  
Signature**

**11<sup>th</sup> Shankarrao Kanitkar**  
**National Level Moot Court Competition 2016-17**  
**14<sup>th</sup> January 2017**  
**TENTATIVE SCHEDULE**

<b>Time</b>	<b>Event</b>
	<i>Morning Session</i>
<b>07:30 a.m.</b>	<b>Registration &amp; Breakfast</b>
<b>08.30 a.m. to 1.30 pm</b>	<b>Preliminary Round</b>
<b>1.30 p.m. to 2.30 p.m.</b>	<b>Lunch</b>
	<i>Afternoon Session</i>
<b>2.30 p.m.</b>	<b>Results of Preliminary Round</b>
<b>2.45 p.m.</b>	<b>Reporting of qualified teams for Semi-Final Round</b>
<b>3.00 p.m.</b>	<b>Commencement of Final Round</b>
<b>4.15 p.m.</b>	<b>Prize Distribution &amp; Valedictory Session</b>