

SARVODAYA SHIKSHAN MANDALS'

**Shantaram Potdukhe College of
Law, Chandrapur**

Organizes



**Late Adv. Shri Madhukarrao Bhagwat Memorial
State Level Moot Court Competititon**

**Saturday
10th March 2018**

Organizing Committee

1. Dr. Mrs. Anjali Hastak, Principal, Shantaram Potdukhe College of Law, Chandrapur.
2. Adv. Shri. Ravindra Bhagwat, Senior Advocate, Chandrapur
3. Adv. Abhay Pachpor, Chandrapur
4. Dr. Pankaj Kakde, Assistant Professor, Shantaram Potdukhe College of Law, Chandrapur.
5. Dr. Abhay Butle, Assistant Professor, Shantaram Potdukhe College of Law, Chandrapur.
6. Adv. Prakash Bajaj, Chandrapur
7. Adv. Farhat Baig, Chandrapur
8. Adv. Rakesh Borikar, Chandrapur
9. Adv. Kiran Pal, Chandrapur
10. Adv. Avinash Khadtakar, Chandrapur
11. Adv. Nadakishor Bhandari, Chandrapur
12. Adv. Ratan Mehra, Chandrapur
13. Adv. Monika Dodani, Advocate, Chandrapur.
14. Adv. Vanita Lalwani Chandrapur

Our Patron

Shri Shantramji Potdukhe,
Former Union MoS for Finance and President of Sarvodaya Shikshan Mandal,
Chandrapur

About the College

“Ignorance of Law is no Excuse”, is an universally accepted legal dictum, which throws light on the importance of legal education as a medium of spreading legal literacy among the citizens so as to make them conscious about their responsibilities, rights and remedies and to uphold peace, order, prosperity and rule of law in the society. Realizing the importance of legal education for the advancement of the civilized society, the institution has been established with a progressive vision of promoting access of comprehensive and value oriented legal education to the students and of grooming them as conscientious, competent and public spirited legal professionals suitable and responsive to the contemporary challenges and the requirements of the society. The College is recognized by Bar Council of India, affiliated permanently to Gondwana University, Gadchiroli and had the distinction of a recognized institution under Section 2 (f) and 12 (B) of the UGC Act. At present, the institution offers 5 core options in the form of U.G. courses, P. G. Courses and Diploma Courses. At the U. G. level LL.B. (3 Year) is being offered for students who have passed graduation, while LL.B. (5 Year) and B.A.LL.B. (Hons) course is offered for students who have passed H.S.C or 10+2 examination. The college also offers 7 specializations as elective options at Post Graduate Programme in Law (LL.M.), Two Master Programmes in Interdisciplinary stream i.e. Labour Studies and Human Rights, Two Certificate and 8 Diploma courses as Career Oriented Programme.

About the Competition

The Moot Court Competition is organized to commemorate the memory of Late Adv. Madhukarrao Bhagwat as part of the ongoing centenary year celebrations. Late Adv. Madhukarrao Bhagwat was one of the earliest Legal Practitioner the city of Chandrapur witnessed. He was a dedicated Volunteer of Rastriya Swayamsevak Sangh and was associate of its Founder Dr. Hedgewar. Present RSS Chief Shri Mohan Bhagwat is elder son of Late Adv. Madhukarrao Bhagwat. Adv. Ravindra Bhagwat who is a youngest Son of Late Adv. Madhukarrao Bhagwat is ably shouldering the legal inheritance left by his father. He is a patron to one of the most successful Law Chamber of Chandrapur Bar. Adv. Chinmay Bhagwat, son of Adv. Ravindra Bhagwat is the third generation of the family practicing law at Chandrapur. The Chamber has produced very committed generations of Legal Professionals who have carried forward the ethos and aspirations set by its founder. As of now several individuals associated with the Chamber are working in the capacity of Judges in Higher and Lower Judiciary. Many have joined as academicians in different Legal Institutions and are also practicing Law in different Law Courts of the country.

Moot Problem

Mahadev father of two sons, Vishnu and Govinda died intestate on 1st of Jan 1995. Mahadev had two immovable properties to his name, the agricultural land of two hectares bearing Survey NO.151/2 at the Village-Kelapur, Taluka-Ambewadi, Dist-Chinchwad and also a residential house property in the same village. After death of Mahadev both the sons occupied the residential house property severally and started cultivating the agricultural land to the extent of one hectare each, the proceeds of which were used by them individually. In the year 2017 on 1st of January Vishnu died intestate survived by his two sons Vijay and Ajay, a married daughter Lakshmi and his widow Saraswatibai. Thereafter the elder son Vijay continued to possess and cultivate the agricultural land of one hectare. On 1st Jan 2018 one Mr. Bablu Thakur dispossessed Vijay from the land claiming that the land was sold to him by the deceased Vishnu by a registered sale deed on 1st July 2016 for the amount of Four Lakh Rupees.

The Legal Heirs of the deceased Vishnu filed a suit for Declaration, Perpetual Injunction and Recovery of Possession against the defendant Mr. Bablu Thakur on the ground that the deceased had no right to sale the property.

RULES FOR THE MOOT COURT COMPETITION

1. Team Composition:

Each team shall comprise of 3 Members i.e. 2 Speakers and 1 Researcher.

2. Rounds:

a. The Moot Court Competition shall comprise of one preliminary round. The order of the two competing teams will be decided by drawing lots. The mooters from the two competing teams shall present the side as per the lots drawn. Both the Mooters of each team can divide the time given to them for presenting oral submissions. Each team shall get 15 Minutes time for oral submissions. The two teams securing highest marks in the preliminary round shall advance to the final round. In a final round each team will have to present arguments on both sides. The Mooter 1 from first team will argue against Mooter 2 of second team and vice versa. In this round each mooter will get 15 minutes each, thus the Final Round will be of 60 minutes.

b. Each team will have to prepare argument from both sides. The order will be decided by drawing of lots at the time of orientation.

3. Memorials:

- A) The memorial shall necessarily consist of the following:
 - (a) Cover Page
 - (b) Table of Contents
 - (c) List of Abbreviations
 - (d) Index of Authorities
 - (e) Statement of Jurisdiction
 - (f) Statement of Facts
 - (g) Issues Raised
 - (h) Summary of Arguments
 - (i) Advance Arguments
 - (j) Prayer
 - (k) All the teams shall submit two copies of the memorials of each side
- B) The memorial should not exceed 35 pages.
- C) The memorials, however, should not contain any kind of identification whatsoever; else they may be subject to disqualification.
- D) The Petitioner memorials must have light Blue paper covers while the Respondent must have light Red.
- E) All memorials submitted must conform to the following general rules:
 1. Memorials must be printed on white A4 size paper with black ink only.
 2. The font used must be Times New Roman, size 12.
 3. The Harvard Blue Book style of footnoting must be followed as far as practicable.
 4. The font of footnotes must be Times New Roman, Size 10, single line spacing.
 5. Each page of the memorial must have a margin of one inch on all sides, excluding its page number. Page numbers must be given on the top right hand corner.
 6. The Body of Pleadings must not exceed fifteen (15) pages in total.
- 5. Oral Submissions:
 - a) Each team should have two speakers who shall divide the oral submissions between them. Rebuttals are permitted. Sur-rebuttals are at the discretion of the judges.

b) Each team shall have a maximum of 15 minutes to present their oral submissions. However, granting more time will be at the discretion of the Judges and no complaints/appeals regarding the same will be entertained. The division of time between the two mooters shall be at their discretion. The aforesaid time would include the time that each team may want to reserve for their rebuttals.

4. Marking Criteria:

Following shall be the marking criteria and the marks allotted per Mooter.

- Each mooter shall be marked out of 100. Thus, the total team marks, per Judge, will be out of 200. All the rounds shall be before a two Judges bench, making the team marks out of a total of 400.
- Whichever team secures highest marks shall be considered as having won. The decision of the Judges shall be final and binding. So as to ensure uniformity in the marking system all the Judges shall be provided with marking guidelines.

Marking Criterion	Marks Allotted
1. Perusal of Facts	10
2. Knowledge and Application of Law	20
3. Response to Court Questions	15
4. Advocacy Skills / Presentation	15
5. Memorials	20
6. Case Laws	10
7. Court Etiquettes	10
TOTAL	100

5. Prizes

The Winner and Runner up teams will be given cash Prizes of Rs.7000 and Rs.5000 respectively while the best Mooter will be given a cash prize of Rs.3000. All participants will be given participation certificates.

IMPORTANT DATES:

Date for Registration- The registration must be confirmed by sending email to mootcourtclubspcl@gmail.com and by payment of **Rs.2000** either by a DD drawn in favor of *Principal, Shantaram Potdukhe College of Law, Chandrapur* or by NEFT to the *Bank of Maharashtra Account No. 60003170347 IFSC- MAHB0000618* on or before **27th Feb, 2017**.

Accommodation and Travel Plan- The teams must report the Venue of the competition on **10th March 2018 at 10.00 A.M** by the latest. The accommodation will be provided to the outstation students provided they inform accordingly latest by **5th March 2018**

Note: The participants shall bring the hard copies of the memorials with them for the competition. The same shall not be submitted prior to the competition.

Faculty Co-coordinator Moot Court Association:

Dr. Pankaj Kakde: +91-9422835902

For further details kindly contact:

- 1. Miss. Khadija Hussain 7038898622**
- 2. Mr. Arpit Waghide 7276387297**

**Late Adv. Shri Madhukarrao Bhagwat Memorial
State Level Moot Court Competiton**

REGISTRATION FORM

Name and Address of the Institution:

Contact No.: _____

E-mail Id: _____

Details of the Participants:

PARTICIPANTS	NAME	GENDER	MOBILE NO.	SIGNATURE	PHOTOGRAPH
SPEAKER 1					
SPEAKER 2					
RESEARCHER					

Date-_____

Signature and Seal of the Head of Institution.

(Team needs to attach the scanned copy of the Registration form while registering provisionally via e-mail to mootcourtclubspcl@gmail.com . Each team needs to carry the hard copy of the same at the time of reporting during competition.)

