**IMS LAW COLLEGE, NOIDA**

**1ST ONLINE MEMORIAL DRAFTING COMPETITION 2020**

**Last Date for submission of Memorial by 10 May, 2020**

**(Result Announcement on 25 May, 2020)**

**ABOUT IMS LAW COLLEGE, NOIDA**

IMS-Noida, established in 1998, is a premier institute known for its academic excellence and value-based education. It caters to both fresh graduates seeking world-class education and also to those who are already employed and want to enhance their managerial skills. IMS also has collaborations with several Universities overseas and seeks to inculcate a global mindset in its students. There is also a strong focus on research and IMS encourages its faculty and students to undertake consultancy projects with corporate. Situated in the heart of Noida city, within a sprawling campus, IMS-Noida is a world in itself. However, in contrast to its surroundings, IMS is alive with activities, ideas and ambitions. State-of-the-art infrastructure facilities at IMS render an atmosphere that is conducive for learning and development. Situated at the institutional area in Sector-62 of the Electronic City, the Institute provides its students the best of the facilities to develop their management skills & personality. Institute is a premiere Institution with exceptional worldwide linkage, strives at the holistic formation of world class leaders with unmatched professional competence and strong ethical perspective. IMS endeavors to contribute to the sustained development and inclusive growth of the nation and the world at large by forming men and women imbibed with a spirit of innovation and entrepreneurship.

IMS Law College is the first college in Noida to start B.A. LL. B 5 Years integrated course followed by LL.B. 3 year course and B.Com.,LL.B 5 Years integrated course . The Big Brands Research Academy conferred the Best Law College in Delhi-NCR. The College is approved by Bar Council of India; recognized by University Grant Commission (UGC) and affiliated to the Chaudhary Charan Singh University, Meerut.

The college is known for its academic excellence, facilitating hand-on-learning opportunities to help students discover their potential and succeed in today’s competitive scenario.

**PROPOSITION FOR MEMORIAL DRAFTING**

ABC, a company, engaged in designing online games created a game entitled ‘Red Ox’ which is played on mobile phones. The game being challenging in nature, caught immediate attention of the users especially children and youngsters. It became a big hit and popular among the people throughout the world including ‘Indyka’- The State of Dignity.

The mode of playing the game is-the user has to download the game from app store. They are required to agree to the terms and conditions of the game. One of such terms and conditions of the game is that the user has to be above the age of 18 years to register and play the game. Once agreed to the terms and conditions, he/she is required to register for the game by providing his/her personal details. Once registered, he/she is provided with one administrator who shall then observe the given tasks performed by the player. The game consists of 50 levels. On each level, the difficulty level increases. In the beginning, some simple tasks are assigned to be performed by the player which shall be verified by the administrator. In order to verify such performance, the player has to leave some mark and upload the video of the same. As the game becomes more and more challenging, the player gets addicted to it and as a result the last level of the administrator demands the player to commit suicide after drawing an image of “Red OX” on his hand.

The game became so popular among the youth that even it penetrated into the schools wherein a few school going children around the age 10-12 were found committing suicide by embossing a logo of “Red Ox” on their hands. The ‘State of Dignity’ identifying it as a threat to the life of children and abusive of life issued a notice to the company ABC for withdrawing its game from online portal to which the company responded that they will not withdraw the game as such it does fall within the six golden freedoms enshrined into the constitution of Indyka. The company replied to the notice that the object of the game is to embolden the user for decision taking ability. The reply consists of a statement that ‘there is no abetment to suicide as such as the given demand at the last level was supposed to be test of individualistic competence and observance and one must be decisive whether to commit suicide when once provoked or not that is to be call of the player’.

Moreover, the reply consisted of counter-allegations on the State of Dignity that so many persons committed suicides for various reasons either by hanging to a tree or ceiling fan or poisoning oneself or even many of the times brides are burnt by themselves. The reply further alleged that the government did nothing to prevent these activities by adopting a mechanism and thus this notice is violative of their fundamental rights guaranteed by the Constitution of Indyka under Art. 14, 19(1) (a) and 19(1)(g) read with Art 21. The State of Dignity after due deliberations have registered a crime under Sec. 306 and Sec. 120B of Indyka Penal Code against the company for abetment of suicide by conspiring with the administrators, imposed a ban on the game throughout the country U/S 69-A of information Technology Act-2000.

Aggrieved by this decision, the company moved a petition under Art. 32 of the constitution of Indyka claiming violation of their rights under Art. 14, 19(1)(a) and 19(1)(g) read with Art. 21 and for quashing the FIR contending that before this event there were few more games like ‘CokemanGo’, of the similar nature which were banned by the government but no criminal case was registered against them. The petitioner also contended that, the state has not given them an opportunity of hearing while imposing ban on their application. Thus, it violated fundamental rights of the petitioner.

The matter is admitted by the Supreme Court of Indyka and is now kept for final hearing upon the following issues:

1) Whether the petitioner has committed any offence under sec. 306 and 120B of IPC?

2) Whether the state of Dignity has violated the rights of petitioner enshrined under Art. 14, 19(1)(a) and 19(1)(g) read with Art. 21 of Constitution of Indyka?

3) Whether imposing ban on the application “RedOx” u/s 69A of Information Technology Act is constitutionally valid?

**Note:** 1. Issues are not exhaustive in nature.

2. The Laws of Indyka are pari materia to the Legal Provisions of India.

**RULES FOR MEMORIAL DRAFTING-**

1. Format of Memorials:

a) Cover Page: The cover page of the memorial must state the case title. The Party for which the Memorial has been prepared and the name of the participants.

b) The table of contents.

c) The index of authorities.

d) The statement of jurisdiction.

e) The statement of facts.

f) The statement of issues.

g) The summary of arguments.

h) The arguments advanced/ body of arguments.

i) The prayer

2**. Memorial format:**

a) Spacing: 1.5 Line Spacing.

b) Margins: One inch margin on all sides of each page.

3. Font: - The font for the body of the memorial shall be Times New Roman, size 12. The font for the foot notes shall be Times New Roman, size 10.

4. Page numbering should be at the bottom middle of each page. The maximum number of pages in each Memorial should not exceed 25 pages.

**MARKING OF MEMORIALS**

Every Memorial will be marked on a total of 100 marks and the team memorial marks will be the average of the total of both sides. The following shall be the marking scheme:

**Criteria of Marking**

1. Knowledge of Facts and Law 20

2. Analysis, Organization and Clarity 20

3. Extent and Use of Authority 20

4. Correct Format and Citation 15

5. Originality in Presentation 15

6. Grammar and Style 10

Grand Total: 100

**OTHER RULES FOR MEMORIALS DRAFTING**

The following requirements for memorials must be strictly followed and any non- compliance shall attract negative marks:

1. Each team must prepare memorials for both the sides to the dispute.
2. Once the Memorials have been submitted, no revisions, supplements or additions will be allowed.
3. The last date for submitting the Memorials for both the side in soft copy **10 May, 2020.**
4. No amendments/ improvements shall be made subsequent to the referred submission.
5. The Memorials shall be sent via e-mail- [atima.sunarya@imsnoida.com](mailto:atima.sunarya@imsnoida.com), govind.goel@imsnoida.com
6. The Soft Copy should be sent in Microsoft Office Word Format only. [.doc or .docx]. titled ‘Memorial Drafting Competition’
7. Attachments should be titled as for Petitioner side and as for Respondent side.
8. One team can only have two participants at max.
9. Result would be declared on **25 May, 2020**

**REGISTRATION FEES**

Registration fees is 1000/- for each participant.

**AWARDS AND CERTIFICATES**

Winner – 5000/- and Certificate

1st Runner up – 3000/- and Certification

All the participants will be getting certificates for participation.

**NOTE-** Result declared by the Judges would be final and binding on all participants.

**QUERIES AND CLARIFICATIONS**

In case of any questions related to problem or clarification regarding the competition, feel free to Contact the following.

1. Ms Atima Sunarya , Asst Prof. 9752413652
2. Mr. Govind Prasad Goyal , Asst. Prof 9971129012

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**Convenors-in-Chief** – **Dr Manju Gupta , Dean academics and Dr. K.S. Bhati , Professor and Dean-Law**

**Faculty Convenors – Mr. Govind Prasad Goyal , Programme Coordinator**

**Ms Atima Sunarya , Assistant Professor**