

**6TH JUSTICE MURTAZA HUSAIN MEMORIAL NATIONAL
MOOT COURT COMPETITION, 2019**

September 20 to September 22, 2019



"Read in the name of Thy Lord."

ORGANISED BY

UNITY P.G. AND LAW COLLEGE, LUCKNOW

The following rules shall be called the **6TH JUSTICE MURTAZA HUSAIN MEMORIAL NATIONAL MOOT COURT COMPETITION RULES, 2019.**

Wherein,

- **Organizer** means the Unity P.G. and Law College, Lucknow.
- **Competition** means the 6th Justice Murtaza Husain Memorial National Moot Court Competition, 2019.
- **Participating Team/ Institution** means the team that has registered itself for the competition as per the rules.
- **Venue** means Unity P.G. & Law College, Sector B, Basant Kunj, IIM Road, Lucknow, 226101, Uttar Pradesh.
- The rules mentioned herein are not exhaustive. The rules shall be strictly adhered to; any deviation from the same shall result in immediate disqualification, unless exempted by the organizer. All decisions made by the organizer in case of any dispute, doubt or other problems of such nature, shall be final and binding on the participating teams. The organizer further reserves the right to alter, amend or add rules herein at any point of time. Imposition of penalties is exclusively the right of the organizer, in case the rules are not adhered to by the participating teams.

1. GENERAL INFORMATION

1.1. Date

The competition shall be held from September 20, 2019 to September 22, 2019 at the **Unity P.G. & Law College, Hardoi Road, Lucknow.**

1.2. Dress Code

Participants are required to adhere to the following dress code while presenting any court room during the competition.

Female: White Salwar-Kurta or White shirt and black pant/black skirt, black coat and black shoes.

Male: White shirt, black trousers, black tie along with black coat and black shoes.

1.3. Language

The official language of the Competition shall be English only.

2. PARTICIPATION AND ELIGIBILITY

2.1. Eligibility

Each Institution offering an undergraduate LL.B. Degree Course is eligible to participate in the competition. A team shall comprise of members from one institution. Similarly, not more than one team can participate from any institution. The Competition is open for students in LL.B. undergraduate degree courses.

2.2. Team Composition

- a. Each team shall consist of a minimum of two members and a maximum of three members. The substitution of any Team Member is not allowed after the registration deadline except in extenuating circumstances and only with written permission of the organizers.
- b. Every team shall consist of two speakers and only one researcher.
- c. A researcher shall be allowed to argue instead of a speaker only with the permission of the Court.

3. REGISTRATION

3.1 Provisional Registration Format and Deadline

All the participating institutions have to confirm their participation by sending an email to unitymootcourtcommittee@gmail.com with the subject “**Provisional Registration for Justice Murtaza Husain Moot 2019**” on or before **5th August 2019** (Monday) by **23:59 hrs**. The email should contain the Names and Year of Study of the participants; the name of the institution of the Participating Team; and also whether they wish to take accommodation as per Rule 12.

3.2. Online Registration Format and Deadline

(a) Teams whose provisional registration is confirmed must register by 23:59 hrs on **16th August 2019** (Friday) by sending an email to unitymootcourtcommittee@gmail.com with the Subject: “**Registration for Justice Murtaza Husain Moot 2019**”. The e-mail should contain the duly filled in Registration Form along with the details of online transfer (See Rule 3.3).

Duly filled Travel Form shall be scanned and attached with this email. Each registered team would be allotted a Team Code after the payment of registration fee by the Team is confirmed.

3.3. Registration Fee

- (a) Teams **who opt for accommodation** arranged by Organizers must send a registration fee of **Rs. 5,000/-** while those who **do not opt for accommodation** shall send an amount of **Rs. 2500/-** towards registration fee via Online Transfer (NEFT) latest by **23:59hrs** on the **16th August 2019**. Details of the Bank Account to be transferred to:

A/c Holder: Unity Degree College

Bank Name: Bank of India

Branch Name: Dubagga

Saving Bank Account No: 683710110003179

IFSC Code: BKID0006837

Note: Amount once deposited shall not be refundable.

- (b) Details of the online transfer must be sent through the confirmation mail (in Rule 3.2) sent to unitymootcourtcommittee@gmail.com by the invited teams by **23:59hrs** on the **16th August 2019**.

Note-: The online transfer details should contain the name of the participants.

3.4. Hard copies of Registration Documents

The Registration Form, NEFT Transfer detail, and Travel details should be sent to Unity P.G. and Law College, Lucknow or before **August 25, 2019** at –

Unity P.G. and Law College

Sector B, BasantKunj,

Hardoi Road,

Lucknow- 226101

4. MEMORIALS

4.1. Memorial Submission

- (a) All requirements have to be strictly followed. Non-adherence to the same shall result in disqualification of the teams subject to the discretion of the organizer.
- (b) Each Team registered in the Competition must prepare one (1) Memorial on behalf of Petitioner and one (1) on behalf of the Respondent.
- (c) Each Team must send a **soft copy** of their memorials by 23:59hrs on **12th September 2019** to unitymootcourtcommittee@gmail.com with the subject “**Memorials for Justice Murtaza Husain Memorial Moot Court Competition 2019**”. Memorials submitted beyond the stated deadline shall not be evaluated. No extensions will be granted with respect to this deadline.
- (d) Memorials submitted within the deadline will be evaluated according to the criteria provided in Rule 4.4
- (e) Each team further has to submit **4 hard copies** of the memorial for each side at the time of registration on **September 20, 2019**. Non-compliance of this rule will result in a penalty of **5 points** per copy not submitted.

4.2. Memorial Format

- (a) All soft copies of the Memorial submitted must be in Microsoft Word Document 2007/2010 format (.doc/.docx).
- (b) All pages of the Memorial must be of A4 size with an equal margin on each side.
- (c) The font style and size of the text of all parts of the Memorial, excluding the Cover Page and page numbers, must be in Times New Roman 12-point. The Footnotes shall be in Times New Roman 10-point.
- (d) The spacing of the text of all parts of the Memorial must be 1.5. The footnotes must be separated with single line spacing.
- (e) The Hard Copies of the Memorial shall be printed on only one side.

4.3. Memorial Content

- (a) The Memorials should contain the following sections:
 - Cover Page (to be Blue/Red depending on whether Petitioner/Respondent side);
 - Table of Contents;

- Index of Authorities;
 - Statement of Jurisdiction;
 - Statement of Facts;
 - Statement of Issues;
 - Summary of Arguments;
 - Arguments; and
 - Prayer
- (b) The memorial as a whole should not exceed 35 pages including the cover page.
- (c) The citation should be in compliance with the 20th edition of the Bluebook. Speaking footnotes or Endnotes are not allowed.
- (d) The entire content of the soft copies and the hard copies of the Memorial shall have to be the same.

4.4. Memorial Evaluation

- (a) The maximum score for each memorial shall be 100 points. The memorials shall be evaluated on the following criteria:

- Knowledge of Law and Facts : 25 Points
- Proper and Articulate Analysis: 25 Points
- Extent and Use of Research: 20 Points
- Clarity and Organization: 20 Points
- Grammar and Style: 10 Points

5. ORAL PLEADINGS

5.1 General Procedures

- (a) Each Oral Round of the Competition shall consist of sixty minutes of oral pleadings. Petitioner and Respondent shall be allotted thirty minutes each.
- (b) Two members, and not more than two members, from each Team shall make oral presentations during the round.
- (c) Prior to the beginning of the Oral Round, each Team shall indicate to the Court Clerk/Master how it wishes to allocate its 30 minutes amongst (a) its first Speaker, (b) its second Speaker and (c) rebuttal (for Petitioner). No single speaker shall plead for more than fifteen minutes, including rebuttal.

- (d) Extension of Time at Judges' discretion- Judges may, however, at their discretion, extend total team's oral argument time beyond the thirty minutes allocated time, up to an additional five minutes per Team. Speakers asked to further expand upon arguments may, in this instance, appear for more than the twenty-five minutes individual limit.
- (e) Each Team may reserve up to five minutes for rebuttal.
- (f) *Ex Parte Procedure*- In extreme circumstances, such as when a team fails to appear for a scheduled Oral Round, the MCC, after waiting for fifteen minutes, may allow the Oral Round to proceed ex parte. In an ex parte proceeding, the attending team presents its oral pleadings, which is scored by the judges to the extent possible as if the absent Team had been present and arguing. In such a case, the team that fails to appear for the scheduled Round forfeits all six points of the Oral Round.
- (g) Competition Communications- Oral communications during the Oral Round shall be strictly limited to the following. (Any Team, which engages in communications not listed in this Rule, shall be penalized.)
- Oral Courtroom Communication between Counsel and Judges -Each Speaker designated to present oral pleadings may communicate with the judges, and the judges may communicate with that Speaker, during the Speaker's allotted time. In addition, in extraordinary circumstances, the judges may communicate directly with either Team's counsel table (for example, to clarify the spelling of a Speaker's name or to request that a Team remain quiet during its opponent's oral presentation).
 - Oral Courtroom Communication and Activity at Counsel Table- Every courtesy shall be given to Speakers during oral argument. Communication at the counsel table shall be in writing to prevent disruption, and teams shall avoid all unnecessary noise, outbursts, or other inappropriate behaviour, which distracts from the argument in progress. Any Penalties imposed under this Rule shall be deducted from the oral scores of both speakers of the offending Team.
 - Written Courtroom Communication- Written communication during the Oral Round shall be limited to (a) written communication amongst a Team's members

seated at the counsel table, and (b) a Team member at counsel table handing a document to a Speaker when that Speaker has been questioned about such document during the course of his or her argument.

(h) The oral rounds shall be judged on the following criteria:

- Knowledge of Law: 20 Points
- Application of Law to Facts: 20 Points
- Ingenuity and Ability to Answer to Questions: 20 Points
- Style, Poise, Courtesy and Demeanour : 20 Points
- Time Management: 10 Points
- Organization: 10 Points

5.2. Draw of lots

- (a) The draw of lots shall take place after the inauguration September 20, 2019.
- (b) To ensure unbiased selection, teams shall be subjected to drawing of lots for the Preliminary Rounds.
- (c) Half of the total number of participating teams shall be called upon to draw lots to select their opposition.
- (d) In no circumstance shall any change be entertained after such selection.

5.3. Preliminary Rounds

- (a) The Preliminary Rounds are scheduled to take place on September 21, 2019.
- (b) There shall be subjected to two preliminary rounds.
- (c) The teams shall be arguing on each side during the Preliminary Rounds.
- (d) No two teams shall face each other more than once in the preliminary round.
- (e) The top 8 teams based on their Win/Loss ratio and Total Preliminary Score in the Preliminary Rounds, shall qualify for the Quarter Final Rounds. Win/Loss Ratio shall be the ratio of number of Wins *Versus* the number of Losses in the Preliminary Rounds. Total Preliminary Score is the total score obtained by both the speakers in both the Preliminary Rounds. Total Preliminary score does not include the memorial scores. Following shall be the system for determining the teams that advance to the Quarter Final Rounds,
 - If there are more than 8 teams that have a Win/Loss ratio 2:0, then out of such teams, the top 8 teams based on their Total Preliminary Score, shall qualify for the Quarter Finals.

- If there are less than 8 teams that have a Win/Loss Ratio of 2:0, then firstly, all such teams that have a Win/Loss ratio of 2:0 shall advance for the Quarter Finals Rounds. Secondly, out of the Teams that have a Win/Loss Ratio of 1:0, the remaining spots in the Quarter Finals Rounds shall be filled, based on the Total Preliminary Score of such teams.
- If there continues to be a tie, then the Team with the higher, Memorial scores shall qualify for the Quarter Final Round.

5.4. Quarter Finals

- (a) The quarter-final rounds are scheduled to take place on September 21, 2019.
- (b) The **top-eight teams** shall compete according to the draw of lots.
- (c) The quarter-final rounds shall be in the nature of knock-outs, i.e., the team with the lesser score shall be evicted.
- (d) The four teams that emerge victorious shall succeed to the semi-final rounds.

5.5. Semi Finals

- (a) The semi-final rounds are scheduled to take place on September 22, 2019.
- (b) The semi-finalist teams shall compete according to the draw of lots.
- (c) The semi-final rounds shall be in the nature of knock-outs, i.e., the team with the lesser score shall be evicted.
- (d) The two teams that emerge victorious shall succeed to the Final rounds.

5.6. Final Rounds

- (a) The final rounds are scheduled to take place on September 22, 2019.
- (b) The teams shall argue on the side decided by the draw of lots.
- (c) The team obtaining a higher score shall be declared as the **Winner of the Competition.**

6. RESEARCHER'S TEST

- (a) The researcher's test shall be conducted on September 20, 2019.
- (b) The researcher shall take the researcher's test after the formal registration.
- (c) There shall be no such test for the teams comprising of only two members.
- (d) The test shall contain questions related to the moot proposition and the law applicable.

7. SCOUTING

- (a) Teams shall not be allowed to observe the orals of another team, unless they have been officially knocked-out of the competition. **Scouting is strictly prohibited.**
- (b) Scouting by any team shall entail instant disqualification.

8. AWARDS

- **Winning Team Award:** The winning team will receive a trophy and prize worth Rs. 20,000/-.
- **Runner Up Team Award:** The runners up team will receive a trophy and prize worth Rs. 15,000/-
- **Best Mooter** shall receive a trophy and prize worth Rs.5000/-.
- The team with the **Best Memorials** will receive a trophy and prize worth Rs. 6000/-.
- **Best Researcher** shall receive a trophy and prize worth Rs.5000/-.
- Certificates for participation will be given to all the participants.
- All Certificates and awards will be presented to the participants only at the Valedictory Ceremony on September 22, 2019.

9. ANNOUNCEMENTS OF RESULTS

- (a) The results of the Preliminary rounds shall be announced shortly after the completion of both the rounds.
- (b) The results of the Quarter-final and Semi-final Round(s) shall be announced shortly after the completion of each of the rounds.
- (c) The winners of the competition will be announced during the Awards ceremony on Sunday, September 22, 2019.

10. ANONYMITY

The student counsels shall not state their names during the oral rounds, and shall use the Team Code. All team members must refrain from disclosing the identity of their institution at any time and in any manner, during the course of their participation in the competition.

11. DECISION OF THE JUDGES SHALL BE FINAL

The decision of the judges with regard to the outcome of the rounds shall be final.

12. ACCOMMODATION, FOOD AND TRANSPORT

(a) The Organizers will arrange **AC Rooms** for accommodation facilities for those teams who intimate the Organizers of their accommodation requirement in the provisional registration (See Rule 3.1).

(b) The Organizers will make stay arrangements at the below-mentioned place:

BY Rooms
Opposite New High Court
Near Kamta Chauraha, Faizabad Road
Lucknow - 226010

Tel: (+91)9125720297

This stay has been arranged from 20th September 2019 (09:30 am) till 23rd September 2019 (10.00 am). Teams willing to stay before and beyond the dates of the moot will have to make their own arrangements.

(b) Breakfast and Dinner shall be provided at the accommodation and Lunch will be arranged at the college campus of Unity P.G. and Law College, Lucknow. Teams without accommodation shall have breakfast at the College campus.

(c) The Travel Details form **must** be duly filled and sent in the confirmation e-mail sent to unitymootcourtcommittee@gmail.com by the invited teams as per Rule 3.1 by 23:59hrs.

(d) Transportation shall be provided by the Organizers to the Participating teams only at the time of their arrival and departure as per their previously intimated Travel Plan. However, regular bus trips from Hotel to the Campus would be scheduled during the Moot Court Competition.

13. COPYRIGHT

(a) The copyright with regard to the memorials submitted for the participation in the competition is assigned by participants and shall vest completely and fully on the organizer. The participants shall certify the originality of the memorials and the materials used and shall be responsible for any claim or dispute arising out of further use and exhibition of these materials.

(b) The organizer shall have the right to publicly display, distribute in any manner whatsoever and they shall not be responsible for any liability thereof.

14. DISCLAIMER

The Moot Court Competition is based on a purely fictitious compromise, whereby the characters & the incidents or the course of events in the compromise are completely imaginary and the same has no relation to any person living or dead or any past/present real life incident. The Moot Court Competition is made solely for the purpose of training law students of India in developing an analytical bent of mind and serving the Bar and the Bench to the best of their abilities.

15. CLARIFICATIONS REGARDING THE COMPETITION CAN BE SOUGHT FROM:

Regarding Moot Procedure and Proposition:

- HOD and Faculty Convenor, Moot Court Committee
Mrs. Manjari Chandra (Mob No. +917755073482)
- Student Convenor, Moot Court Committee
Sachin Mishra (Mob No. +916392288433, 9454280815 (WA))
- Student Co-convenors, Moot Court Committee
Nabiha Khwaja (Mob No. +917985144630)
Saima Mahmood (Mob No. +919140667183)

Travel and Accommodation:

- Moot Court Committee
Mohd. Saqib (Mob No. +91- 8188885551)

NOTE:

All clarifications regarding the Moot Proposition should be sent to unitymootcourtcommittee@gmail.com by August 16, 2019.