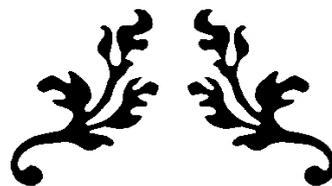




NATIONAL MOOT COURT COMPETITION
25th -27th, Nov 2022

12th EDITION



Army Institute of Law
Sector 68, Mohali.
Ph.: 0172-5095336-338 Fax: 0172-5039280
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INVITATION
CHECKMATE-2022
(Competition: 25th – 27th Nov 2022)

The Army Institute of Law, as a part of its endeavors of providing and facilitating its support to the student community of the Country, takes immense pleasure in announcing the 12th Edition of its National Moot Court Competition, "Checkmate 2022". This year the rounds are to be held in physical mode.

The previous editions of the Checkmate National Moot Court Competition have proved to be an enriching experience for the participants, especially in the field of Criminal Law owing to its unconventional and challenging moot propositions and high standards of judging. The discipline and transparency with which this competition is conducted have contributed immensely to its previous successful chapters leading to increased participation every year since its inception.

The registration form, rules, and the moot problem have been attached herewith. We look forward to receiving a positive response from your Institution. Kindly confirm your participation via provisional registration by **30th September, 2022**.

In case of any queries regarding the competition, you may write to us at:-
ailcheckmate2022@gmail.com

Warm Regards
Moot Court Society
Army Institute of Law
E-mail: mcs@ail.ac.in



SCHEDULE
CHECKMATE-2022



1. **Release of Moot proposition: 19th September, 2022**
2. **Deadline for provisional registration: 30th September, 2022**
3. **Deadline for submission of the registration form and the fee: 7th October, 2022**
4. **Deadline for seeking clarifications to the proposition: 14th October, 2022**
5. **Release of clarifications: 18th October, 2022**
6. **Deadline for submission of soft copies of Memorials: 31st October, 2022**
7. **Declaration of the Result of the Memorial Submission: 7th November, 2022**
8. **Schedule for Oral Rounds (Top 12 teams that qualified for oral rounds)**
 - a. **Reporting to AIL Campus Registration for Oral Rounds: 25th November, 2022 at 12:00 noon**
 - b. **Octa Final : 25th November, 2022 at 4:00 PM onwards**
 - c. **Quarter Final and Semi Final : 26th November, 2022**
 - d. **Final Round : 27th November, 2022**

MOOT PROPOSITION

- 1. On 2nd October 2020, at about 7.30 AM Ravi Kumar, the milkman came to deliver milk at the Rastogi residence in Mohali, no one answered the bell. After trying for about 3-4 mins, he pushed the main door and found it open. On reaching inside, he was horrified to see the bodies of John and his mother on the floor lying in a pool of blood. Their throats were slit. The house was in a bit of a mess. He raised an alarm and the neighbors rushed in who then called the police.**
- 2. The Police reached the spot and found a gruesome crime scene. On searching the house, they found no one. Soon Harry came back from the backyard and showed surprise to see the police. On being questioned, he said that he had just woken up and had gone to the backyard to get himself some fresh air as his head was heavy and paining. During investigation he informed that his father was away on his job assignment to Bengaluru for two weeks. The Police immediately informed him, and he said that he would take the next flight in.**
- 3. Harry stated to the Police that he and John (deceased) were twins. His brother was good in studies and had got good job in a corporate firm with a high pay packet. He on the other hand, had completed his studies in 2012. A bachelor's degree in arts, he got a job in a construction company as an assistant supervisor at a salary of Rs 27,000 per month. It is enough for him as he stayed with his parents and brother. We were a happy family he told the Police, but everything was over now.**
- 4. Harry confessed that John's behavior was weird ever since his early years and used to scare him at night, and threatened to kill him one day. He had informed his parents about this but they never paid much attention, saying that children do often fight between themselves and tend to imagine things.**
- 5. Harry mentioned that on one occasion John woke up the entire house by screaming uncontrollably at about 2.30 am. When his parents came to comfort him, he confessed that Harry had tried to put a pillow on his face and suffocate him. The next morning when asked, John remembered nothing and denied that such a thing had never happened.**
- 6. When similar instances were repeated a few times, John's parents decided to take him to a doctor. After consultations and diagnosis, the doctor felt that John had Bi-Polar disorder. They were advised to keep a strict vigil on him, especially during the late hours of the day. He was also advised some mild medication.**
- 7. A few months earlier, John started screaming during the night again. When our parents rushed to our room, they found both of us grappling on the floor. Harry had tried to strangle me. With great effort our parents separated us. I had seen a knife in his hand and he was about to stab me. The very next day John also got a huge present for me and posted on his social media that Harry was the best brother anyone could ask for.**
- 8. As per Harry, condition of John deteriorated and his medication was increased. His altercations with Harry became more regular and physical and, on many occasions, violent. John blamed his mother for always protecting Harry and never loving him.**
- 9. Harry also mentioned about the domestic help Ramu who stays with them. Ramu was originally from Bihar and had joined their employment only a few weeks ago. On being asked by the police about police verification, Harry said that it was pending. Some of the household valuables were also found missing as per the statement of Harry but later**

found in his cupboard. Also, a lot of medicines were recovered from Harry's bed side drawer. These also included stronger versions of the same medicines prescribed to Jhon

10. After the Chargesheet the Court framed the Charge against Harry and Ramu under Sections 302 read with 34 of the Indian Penal Code. On his written consent, two NARCO tests were conducted on Harry. Both test results were diametrically opposite to each other. The forensic psychologist believed the results were taken from two people. On questioning by the police, father confirmed that John was taking treatment for his mental state, but also mentioned about the behavior therapy Harry was taking.
11. Harry gave a detailed confession under Section 161 of the Cr.P.C stating that he had not killed his brother and mother. It is the handiwork of Ramu as he was aware of the fights between me and my brother, and made use of that. In fact, he told me to act against my brother many times.
12. On searching the house and compound, the police recovered a blood-stained knife hidden in a plastic bag from the garage. The phone belonging to Ramu was last used the previous evening on a number registered to Bihar, but was un reachable. In Court Harry said that he remembered nothing from that night as he claimed that he had taken some medicines and slept after watching television. He stated that this is the act of Ramu as wanted cash and killed my family.
13. The police also caught Ramu after ten days from Delhi, and found money from his bag which he claimed that he has saved. He stated that murder has been committed by Harry to take revenge from the brother. As per him Harry is always under the influence of drugs. He was so scared when the incident took place, and thus ran away.
14. After the trial the Hon'ble Court convicted Harry and Ramu and punished both with life imprisonment. Ramu was also convicted for theft and both sentences were to run concurrently. Harry challenged the order in appeal. Harry additionally stated that since he was not mentally stable, so he is entitled to the benefit under Section 84 of the IPC which was not given in his favor.
15. Hence argue the Appeal at the Hon'ble High Court from both sides.



RULES CHECKMATE-2022



1. GENERAL

DATES:

The Checkmate 2022 - Army Institute of Law National Moot Court Competition will be held in person from 25th – 27th November 2022.

2. TEAM PRE-REQUISITES

- a. Only one team from each participating college shall be registered for the competition. Each team shall comprise of either three members (two Speakers and one Researcher) or two members (two Speakers) only.
 - **Note- No faculty member, coach, observer, or a designated observer or fourth member is allowed to accompany the team, and neither will be allowed to join the teams during their visit for the physical rounds.**
- b. The language for the Competition shall be English only.
- c. Participation is restricted to bona fide law students either enrolled in the 3-year LL.B course or the 5-year integrated law course.
- d. The rounds shall comprise of:
 - **Preliminary Rounds (Memorial based selection)**
 - **Octa/Quarter/Semi and Final Rounds (Offline Rounds)**

3. REGISTRATION

- a. **The teams should provisionally register through by sending an E-mail to:**
ailcheckmate2022@gmail.com (with subject Moot Court Registration Checkmate 2022)
- b. Only 32 teams will be registered to participate in the competition on first-come-first serve basis.
- c. **Registration Fee for Memorial based selection: Rs 1000/- (Non-refundable)** for each participating team. The fee for Memo rounds to be **submitted by 7th October, 2022** through online transaction by clicking on the link

<https://www.onlinesbi.sbi/sbicollect/icollecthome.htm?corpID=593474> .

- d. After the Memorial Round, Top 12 teams shall qualify for Octa Rounds.
- e. Fee for Physical round to be held at AIL Mohali is Rs 3500/-, to be paid by **11th November, 2022**. The said fee of Rs. 3500/- (**Non-refundable**) shall include all meals (for the days of the competition). Link-

<https://www.onlinesbi.sbi/sbicollect/icollecthome.htm?corpID=593474>.
- f. No stay shall be provided by the organizers for Physical rounds The teams who qualify for physical rounds shall make their own arrangements of stay /Transport.
- g. The scanned copy of the receipt of payment along with the duly **filled registration form** should be sent on or before **7th October, 2022**, via e- mail **ailcheckmate2022@gmail.com** **with the following details**
- **Details of Payment of Registration Fee:** -
 - Transaction ID: _____ Bank: _____ Date of payment: _____
- h. No change in the names of the participants shall be permitted unless the same has been communicated to the organizers a week before the event in exceptional circumstances (at the discretion of organizers). It will be only allowed if the participating college attaches the due proof of it.

4. DRESS CODE

The dress code for the oral rounds shall be advocate's attire, i.e., Black and White combination, including Blazer/ Tie (name of the team/college should not be displayed).

5. MEMORIALS

- a. The following requirements for memorials must be strictly followed. Non- conformities of which will lead penalty points.
- b. Each team must prepare memorials for both parties to the dispute.
- c. Once the memorials have been submitted, no revision, supplements, or additions will be allowed.
- d. Each team must send its Memorial via e-mail to **ailcheckmate2022@gmail.com** **by 31st October, by 11:59 P.M.**
- e. Please note that **HARD COPIES ARE TO BE SUBMITTED** for physical rounds.
- f. The Hard copies are to be submitted to the organizers when the team reports physically to the campus for oral rounds i.e. on **November 25th, 2022**. No postage of memorial is

required.

- g. The Cover Page of the memorials for the Prosecution shall be in **Blue**, and the Defense shall be in **Red**.
- h. Late submissions will result in a 1-point penalty per team per day per side.
- i. The written memorials shall conform to the standards mentioned below:
 - Written submissions shall be on white A4 size.
 - The font and size of the text used in all parts of the written submissions (except the covers) shall be in Times New Roman, 12-point and footnotes shall be in Times New Roman, size 10.
 - The text in all parts of each written submission shall have 1.5-line spacing except the text of footnotes and headings, which shall be single-spaced.
 - The arguments with appropriate citations shall be contained in the pleadings. The teams shall follow the 21st Edition of the Bluebook mode of citation.
 - The Written Submission/memorial should not exceed the maximum limit of 35 Pages (excluding Cover Page and Table of Contents). The Pleadings (Arguments Advanced) shall not exceed 20 pages.
 - Memorials must have a one-inch margin on all sides of each page.

The memorials must contain:

- Cover Page
- Table of Contents
- Index of Authorities
- Statement of Jurisdiction
- Statement of Facts (Argumentative statement of facts would attract penalties)
- Questions of Law
- Summary of Arguments
- Arguments Advanced
- Prayer
- Appendix (Optional)
- Exhibits (Optional)

The cover page of the memorials must state the following:

- The Case Title
- Identity of brief as Prosecution or Defense

Marking Criteria for Memorials

- Knowledge of facts and law (20)
- Proper and articulate analysis (20)
- Extent and use of research (20)
- Clarity and Organization (20)
- Citation of sources (10)
- Grammar and Style (10)

NOTE: The identity of the Institution or the members shall not be revealed anywhere in the memorial. Violation of this provision shall result in disqualification. The decision of the organizers will be final.

6. ROUNDS

There will be Preliminary Rounds (Memorial based), Octa/Quarter/Semi/Final Rounds which will be announced later.

PRELIMINARY ROUND

- Preliminary rounds, participants will be judged on the basis of the memorials from both sides- Prosecution and Defense which they shall send to the official e-mail ID **ailcheckmate2022@gmail.com**
- The result of the memorial rounds will be declared on **7th November, 2022.**
- Based on the score of the memorials top **TWELVE** teams will qualify for further rounds.

OCTA FINAL

- **The Octa Final Rounds shall take place on -25th November, 2022.**
- It shall be conducted **THROUGH PHYSICAL MODE**
- The Octa Final round of competition will consist of 30 minutes for oral pleadings.
- Each team shall strictly get a total time of **30 minutes** to argue subject to a **minimum of 12 minutes per speaker.** The said 30 minutes should include a **maximum of 3 minutes for the Rebuttals.**
- **At the beginning of the round, the teams shall specify the time distribution for each**

speaker and rebuttal to the moderator.

- The rebuttal round proceeding shall be initiated once the moderator informs the team about the commencement of the time limit.
- These rounds will be mark based, and eight teams will qualify for the quarter-final round.

QUARTER-FINAL & SEMI-FINAL ROUND

- **The Quarter- final & Semi-final Round would be conducted on -26th November, 2022.**
- Quarter-final round of competition will consist of 30 minutes for oral pleadings.
- Each team shall strictly get a total time of **30 minutes** to argue subject to a **minimum of 12 minutes per speaker**. The said 30 minutes should include a **maximum of 3 minutes for the Rebuttals**.
- **At the beginning of the round, the teams shall specify the time distribution for each speaker and rebuttal to the moderator.**
- The rebuttal round proceeding shall be initiated once the moderator informs the team about the commencement of the time limit.
- These rounds will be mark based, and four teams will qualify for the semi-final round.
- The Semi Final round as well as the Final rounds are knock out rounds.
- For Semi -Final Round each team shall get a total time of **40 minutes** to argue subject to a **minimum of 15 minutes per speaker**. The said 40 minutes should include a maximum of 4 minutes for the Rebuttals.

FINAL ROUND

- The final round would be conducted on **27th November, 2022**.
- Each team shall get a total time of **45 minutes** to argue subject to a **minimum of 18 minutes per speaker**. The said 45 minutes should include a maximum of 4 minutes for the Rebuttals.

7. AWARDS:

WORTH Rs.75, 000/-

- **Best Team** Rs. 24,000/- along with certificate
- **Runners Up** Rs. 20,000/- along with certificate
- **Best Memorial** Rs. 12,000/- along with certificate
- **2nd Best Memorial** Rs. 7,000/- along with certificate
- **Best Speaker** Rs. 7,000/- along with certificate
- **2nd Best Speaker** Rs. 5,000/- along with certificate

Note: All the Participants (Memorial and Oral Rounds) will get participation certificates after the competition.

8. ANONYMITY

- a. Student Council may introduce him/herself to the court in the usual manner and may also state their names. However, the team's college affiliation shall not be indicated to the judges at any time.
- b. Further, all team members shall refrain from identifying a team's college at any time and in any manner, including, but not limited to, wearing any identifying items (such as college clothing, ties, badges, patches, or pins) or carrying/showing material (such as books with a college logo or college seal, among others).

9. GENERAL ETIQUETTE

- a. The participants are expected to behave in a dignified manner and not cause any unnecessary inconvenience to the organizers. Deference to the Judges of the Moot Court Competition is expected to be maintained in the Courtroom.
- b. The Organizers reserve the right to take appropriate action for any unethical, unprofessional, or immoral conduct.

10. MARKING CRITERIA FOR ORAL ROUNDS

- a. Knowledge of the law and its application to facts (45 points)
- b. The research content of arguments and ability to answer questions (35 points)
- c. Mannerism, reverence to the court, and time management (20 points)

11. DISCLAIMER

- The material in the Moot Court proposition is not intended to and does not attempt to resemble any incident or any person living or dead. All material in the problem is fictitious and any resemblance to any incident or person, if any, is not intended, but merely coincidental.

12. INTERPRETATION OF THE RULES

- a. The Organizer's decision as regards the interpretation of rules or any other matter related to the competition will be final.
- b. If there is any situation, which is not contemplated in the rules, the Organizer's decision on the same shall be final.
- c. The Organizers reserve the right to vary, alter, modify, or repeal any of the above rules if so required and as they may deem appropriate at any time before and/or during the competition.
- d. Any dispute arising in the moot courtrooms during the rounds would be at the discretion of the presiding officer of the respective courtroom.
- e. In any conflict, the decision of the Principal, Army Institute of Law, Mohali, would be final.

ORGANISING COMMITTEE:

AIL Event Coordinator

Dr Puja Jaiswal

Assistant Professor-Law, Army Institute of Law, Mohali

Checkmate Convenor

Dr. Anmolpreet Kaur

Assistant Professor-Law Army Institute of Law, Mohali

Email: anmolpreet.kaur@ail.ac.in

Student Convenors

Devyang Bahri

Ph. 07986784257

Shiekhhar Panwar

Ph.9027362326

Email: ailcheckmate2022@gmail.com



REGISTRATION FORM
CHECKMATE-2022



NOTE – PLEASE USE BLOCK LETTERS ONLY TO FILL IN DETAILS
SOFT COPY OF THE FORM TO BE SUBMITTED.

1. Name & Address of Participating College/University:

2. Contact Number of College: ______

3. Name of Head of the Institution (Principal/Director)_____
Contact Number: _____

4. Name of Faculty Coordinator of Institute's MCS_____
Contact Number: _____

5. TEAM DETAILS:

Name of Counsel I: _____

Phone No. _____

E-mail: _____

Gender: _____

Sign: _____

Name of Counsel II: _____

Phone No. _____

E-mail: _____

Gender: _____

Sign: _____

Name of Researcher: _____

Phone No. _____

E-mail: _____

Gender: _____

Sign: _____

6. Details of Payment of Registration Fee:

Transaction ID: _____

Bank: _____

Date of payment: _

**Signature and Seal of the Head of the
Institution (Principal/Director).**