

NOTICE

INTRA INSTITUTE MOOT COURT COMPETITION 2024

1. The Institute is organizing an Intra-Institute Moot Court Competition as per the following schedule:-
 - Preliminary Rounds I and II 9th April, 2024
 - Quarter Final and Semi Final Rounds 10th April, 2024
 - Final Round 18th April, 2024
2. The competition is open to all the students of the Institute.
3. The Moot Proposition and Rules of the competition are attached herewith.

1700/AIL/P/243
01 Mar 2024

Sd/-
(Dr Tejinder Kaur)
Principal

Distr: Notice Boards, Wardens, Lib, Website Comm, EM Office, O/c

MOOT PROPOSITION

1. Om and Shradha have been married for 20 years. They are living in Bandra, Mumbai. Shradha had been working as a Financial Analyst with JP Morgan, while Om was employed as Marketing Manager with Ola in Mumbai only. The couple has a son, Kartik born on 18th July, 2007.
2. During covid in April, 2020, Om lost his job whereas Shradha's work was not affected. She continued to work from home. Shradha contributed to the household expenditure and Om was also contributing to the same from his savings.
3. Om went into depression, as he was not able to get a job as per his qualifications and refused to work for anything less than what he was earning earlier. He used to do the household work and took care of their son, while Shradha was always occupied with her office work all day.
4. Om often failed to control his temper and thus consulted a psychiatrist for the same. The doctor prescribed him medicines that would help him recover.
5. Kartik is studying in NMIMS School, Mumbai. He was having a good friend circle. He never got much affection and care at home. He spent most of the time with his friends. However, his parents made sure to provide him regular pocket money. They often went out together and partied till late. He was introduced to alcoholism and drugs at a tender age by his friends. They got addicted to this lifestyle and focused less on studies.
6. In August 2021, Kartik was charged for the offence of theft at supermarket in Mumbai. He tried to steal a medicine, an anti-depressant, often used by drug addicts, as an intoxicant, which could not be bought without a prescription. On being caught, he was taken to the police station, where his parents were also called. However, later, he was allowed to go home after admonition by Juvenile Justice Board.
7. After the incident, the attitude of his parents towards him changed and he faced many restrictions. His pocket money was reduced and he was not allowed to go out with his friends. His mother (Shradha) was stricter than his father (Om). Kartik used to have petty arguments every now and then with Shradha.
8. Not only Kartik but even Om argued with Shradha quite often. One day, Shradha was on a video call with her senior and Om could not find his shirt. After which, they had an argument and Om accused Shradha that she is always busy with her work and does not take care of the household or their son.
9. In 2022, Om started his own Digital Marketing Website. However, he was still not able to do good and was incurring losses. In the same year, Shradha got a promotion and she became a Senior Financial Analyst. With the promotion, her responsibilities also increased and she started coming late from work. Even at home she used to be on work

calls. Initially Om was happy but he became insecure that she is doing better and earning more than him.

10. The couple's son, Kartik also believed Om, whenever he accused Shradha. Kartik was not fond of his mother, as she was stricter towards him compared to his father. He also thought of her as more work oriented. All of this led to his strained relations with his mother. He started consuming alcohol and drugs more often, even after the restrictions on him.
11. On 24th July, 2023, late at night around 11:30 pm, the couple had a heated argument, where Shradha called Om a Jobless person, who is jealous of her career. She claimed to be the only earning member of the family and that she has been working even after having medical condition of enlarged spleen, for which she had been on medications. After which Om got furious and he rushed towards Shradha with the intention of hurting her.
12. While they were arguing, Kartik entered the house in an intoxicated state. Initially, he did not interfere between them. When Shradha saw Kartik, she yelled at him for always being drunk and asked him what else he had consumed. To which, Kartik responded with anger that she should not be concerned about him and just worry about her work. He also started accusing his mother and took his father's side.
13. Om went to the kitchen and picked a knife with blade of 6.5 inches from the shelf. Kartik saw his father with the knife and went towards him to take the knife. After grabbing the knife from his father, he pointed it towards his mother, and said 'I have had enough of this'. At the same time, Om grabbed a glass vase from the table and threw it towards Shradha. The vase hit Shradha and injured her forehead. After being hit, Shradha moved towards Kartik and the knife struck her and ruptured her abdomen. Shradha fell on the ground unconscious. The floor got smeared with blood. Kartik and Om had blood all over their clothes and hands.
14. Om got frightened. He was shocked and was not able to take action. Kartik showed no emotions. After some time, Om rushed Shradha to the hospital, where she was declared brought dead.

Kartik has been charged under section 302 of IPC.

Argue.

INTRA INSTITUTE MOOT COURT COMPETITION

April 2024

Rules

1. General

1.1 Dates and Venue:

The Intra Institute Moot Court Competition 2024 will be held from 9th-10th April, 2024 (Preliminary Rounds I and II, Quarter Final and Semi Final Rounds) and on 18th April 2024 (Final Round), at the Army Institute of Law, Sector 68, Mohali, Punjab.

1.2 Team Prerequisites:

- (a) The language of the Competition shall be English.
- (b) The Team shall consist of only of 2 members.

1.3 Registration:

- (a) Participation for the Competition is strictly by Registration. The teams can participate by giving their names at gurleen.kaur@ail.ac.in by 15th March, 2024 (1400 Hours).
- (b) Total of 12 teams shall be selected for Preliminary rounds.
- (c) The eliminations for the Preliminary Rounds shall be done on the basis of the memorials.
- (d) In case of inability of a teammate to appear for any reason, team shall be automatically disqualified.
- (e) No change of team members will be allowed.

1.4 Dress Code:

The dress code for oral rounds shall be advocate's attire, i.e. Black and White combination including Blazer and Formal Shoes. The participants are requested to dress up in Western Formals for the other events taking place during the Competition.

1.5 Written Submission:

The following requirements for written submission must be strictly followed.

Non-conformities will lead to disqualification:

- (a) Each team must prepare written submissions for both parties to the dispute.
- (b) Once the written submissions have been submitted, no revision, supplements or additions will be allowed.

(c) The written submissions shall conform to the standards mentioned below:

- (i) Written submissions shall be printed on white A4 size paper.
- (ii) 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 footnote shall be in Times New Roman, Size 10.
- (iii) 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.
- (iv) The written submissions shall consist of:
 1. Cover Page
 2. Statement of Jurisdiction
 3. Arguments Advanced (Not exceeding 5 pages) and Prayer (Not exceeding 1 page)

1.6 The cover page of the written submissions must state the following:

- (a) The Case Title
- (b) Identity of brief as Prosecution or Defense
- (c) The Cover Page of the written submission for the Prosecution shall be in Blue and the Defense shall be in Red.

1.7 SCHEDULE

- Date of memo submission (Hard Copy) – Monday, April 1st, 2024 (till 2pm)
- Draw of Lots – Tuesday, April 9th, 2024 (11am)
- Preliminary Round I & II – Tuesday, April 9th, 2024
- Quarter -Final & Semi-Final Round – Wednesday, April 10th, 2024
- Final Round –Thursday, April 18th, 2024

A. PRELIMINARY ROUND

a. Draw of Lots will be held on April 9th, 2024, and the teams are requested that in all probability to kindly report at 1050 HRS. MCS retains the right to choose if the team is not present during the draw of lots.

b. There will be two preliminary rounds of argument per team, once as Prosecution and other as Defense.

- c. Speaker 1 and Speaker 2 to remain the same throughout the Competition.
- d. Teams will be provided with their opponent team's memorials after the conclusion of draw of lots.
- e. Preliminary rounds will be held on Tuesday, April 9th, 2024 (**Prelim-I-** 1:45pm to 2.30 pm and **Prelim II-**3:00 pm to 3:45 pm)
- f. Preliminary Rounds will be judged on the basis of marks. Top eight teams will qualify for quarter-final rounds.
- g. In case of a tie, teams with the highest aggregate of scores in memorial shall be considered.

QUARTER FINALS, SEMI FINALS AND FINAL ROUND

- . Quarter – Finals will be held on Wednesday, April 10th, 2024 (1.45pm to 2.30pm).
- . Semi- Finals will be held on Wednesday, April 10th, 2024 (3.00pm to 3:45pm).
- . Final- Round will be held on Thursday, April 18th, 2024 (2:30pm to 3:30pm).
- . The Semi-Finals and Finals will be knockout rounds

1.8 TIME AND MARKING SCHEME FOR ORAL ROUNDS

- . **A. PRELIMINARY ROUNDS**
 - . a. Each team will get a total of 22 minutes to present their case.
 - . b. Each speaker should speak for a minimum of 10 minutes.
- . **B. QUARTER FINAL ROUNDS**
 - . Each team will get a total of 22 minutes to present their case.
 - . Each speaker should speak for a minimum of 10 minutes.
- . **C. SEMI FINAL ROUNDS AND FINAL ROUND**
 - . a. Each team will get a total of 22 minutes to present their case.
 - . b. A speaker shall not use more than 12 minutes of the total time.
 - . c. This will be a knockout round

D. MAXIMUM TIME ALLOTTED

The maximum time provided would include the time that each team may want to reserve for their rebuttal/sur-rebuttal. At the commencement of each session the team shall notify the Court Officer as to the division of time between the 2 speakers (including rebuttal/sur-rebuttal).

E. MARKING CRITERIA FOR ORAL ROUNDS

1. Knowledge of Law (30)
2. Application of Law to Facts (25)
3. Ingenuity and Ability to Answer Questions (30)
4. Style, Poise, Courtesy and Demeanor (10)
5. Time Management and Organization (5)

1.9 SCOUTING

- a. Teams will not be allowed to observe the orals of any other team till the time the team is declared to have advanced to the next round. Scouting is strictly prohibited. Scouting by any of the teams will result in disqualification.
- b. Any team can file a written complaint with the MCS, regarding a case of scouting. The decision of the MCS will be final.

1.10 AWARDS

Best Team-Rs. 4000

Runners-up Team-3000

Best Memorial-2000

Best Speaker-1000

2. MISCELLANEOUS

2.1 GENERAL ETIQUETTE:

- a. The participants are expected to behave in a dignified manner and not to cause any unnecessary inconvenience to the organizers. Deference to the Judges of the Moot Court Competition is expected to be maintained within and outside the Court Hall.

- b. The Organizers reserve the right to take appropriate action for any unethical, unprofessional and immoral conduct.

2.2 DELAY IN APPEARANCE/PRESENTATION

- a. If a team scheduled to take part in a round does not appear within 5 minutes of the scheduled time, the other team shall be allowed to submit ex-parte.
- b. The criteria of rebuttals shall not be considered in such cases for evaluation in place of which an average for the same would be given on the basis of the marks scored by such team on other criteria.

2.3 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 co-incidental.

2.4 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 Organizer's reserve the right to vary, alter, modify, or repeal any of the above rules if so required and as they may deem appropriate at anytime
- d. Any dispute arising in the moot court rooms during the rounds would be at the discretion of the presiding officer of the respective court room.
- e. In any kind of conflict, the decision of the Principal, Army Institute of Law, Mohali would be final.