



VIRTUAL INTRA MOOT COURT COMPETITION- 2021
5th – 6th May, 2021
ARMY INSTITUTE OF LAW, MOHALI

1. GENERAL

1.1 Dates:

The Intra Institute Moot Court Competition 2021 will be held from 5th-6th May 2021.

1.2 Team Prerequisites:

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

1.3 Registration:

- (a) Participation for the Competition is strictly by Registration (First-cum-first-serve basis). A total of **16 teams** can participate by giving their names to Mrs. Anmolpreet Kaur by **16th April, 2021 at ailintra2021@gmail.com**.

In case of inability of a teammate to participate for any reason, team shall be automatically disqualified.

1.4. Dress Code:

The dress code for oral rounds shall be advocate's attire, i.e. Black and White combination including Blazer.

1.5. ROUNDS

- **There will be memorial based selection of teams which will lead to the virtual rounds.** Rounds shall be conducted through video-conferencing, via google meet online platform. Preliminary rounds will only be conducted if minimum of 12 teams participate, otherwise after memorial-based selection, top four teams will straightway contest for semi- finals
- The meeting Id & password and timings of the rounds will be informed to the qualifying teams through e-mail/WhatsApp after the result of memorial submission.

- Last date of memorial submission - **28th April, 2021.**
- Declaration of result of memorial- **on 30th April, 2021.**

A. MEMORIAL SUBMISSION

Requirements of 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 and submit the soft copy of the same through email: **ailintra2021@gmail.com**
- (b) All participating teams shall submit soft copy of one set of written memorials (Prosecution and Defence) to the organizers on or before **28th April, 2021.**
- (c) Once the written submissions have been submitted, no revision, supplements or additions will be allowed.
- (d) 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 footnotes shall be in Times New Roman, size 10. Foot note style- ILI footnoting style.
 - (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 a maximum of 25 pages including:
 - Cover page
 - The table of contents
 - The index of authorities
 - The statement of jurisdiction
 - The statement of facts (1 page only)
 - The statement of issues
 - The summary of arguments (not more than 2 page)
 - The arguments advanced (not more than 12 pages)
 - The prayer
 - Appendix(Optional) and Exhibits (Optional)

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

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

1.6. TIME AND MARKING SCHEME FOR ORAL ROUNDS

A. PRELIMINARY ROUNDS

- Each team will get a total of **25 minutes** to present their case.
- Each speaker should speak for a minimum of **12 minutes**.

B. SEMI FINAL ROUNDS AND FINAL ROUND

- Each team will get a total of **30 minutes** to present their case.
- A speaker shall not use more than **15 minutes** of the total time.
- This will be a knockout round.

C. 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).

D. MARKING CRITERIA

FOR ORAL ROUNDS

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

FOR MEMORIAL ROUNDS

- 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)

1.9 SCOUTING

- 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.
- 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- Rs 3000

Best Memorial- Rs 2000

2nd Best Memorial- Rs 1000

Best Speaker- Rs 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 virtual online meeting.
- b. The Organizers reserve the right to take appropriate action for any unethical, unprofessional and immoral conduct.

2.2 DELAYS IN APPEARANCE/PRESENTATION

- a. If a team scheduled to take part in a round does not appear within 10 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.

MOOT PROPOSITION

1. Sunaina Roy did her engineering in Computer Science from one of the renowned colleges at Mohali. In 2005 during her fourth year at college, she came close with a friend and batchmate, Sunil Kumar, who also was a brilliant student from a middle-class background but desired for a luxurious lifestyle, however, while Sunaina Roy was a sober girl from a reasonable well-off family.
2. In May 2012, their families were introduced to each other, and on 9th of November 2012, they got married according to Hindu rites. Sunaina Roy moved into her matrimonial home with Sunil Kumar's parents, sister and grandmother, and started a life as well as her career along with Sunil Kumar in Mohali. She had some differences with her in laws on many occasions, but the matter was mostly settled amicably.
3. Moreover, Sunil Kumar wanted to maintain his high life style, which saw the family in a near financial crisis. He kept on demanding money from his in laws from time to time. In 2015, Sunil Kumar asked his in laws for the loan of 50 lac rupees, however, gave Sunil Rs. 20 lac, which Sunil later refused to return.
4. Sunaina gave birth to a baby girl in 2016. Expenses increased, resulting into arguments, and on many occasions, fights turned physical also. When in drunken state, Sunil Kumar used to blame Sunaina for being from a family of beggars. This remark hurt her a lot and once she even tried to slit her wrists and end her life but was saved by her sister-in-law. Her relation with him deteriorated and she remained distressed.
5. After the incident, the physician did prescribe some medicines for Sunaina and also advised her to consult a psychiatrist. She went to her parent's home and told Sunil that she would never return. But her parents convinced her to return to her in laws.
6. In April 2018 Sunaina second time became mother of a baby boy which seems additional burden on the family. Sunil was very disturbed because of financial problems, and in turn he used to vent his frustration on Sunaina. She in turn became more agitated and started suffering from depression as well as mood swings.

7. On 4th January 2019, neighbours saw Sunaina running out of the house with her dress on fire. Her mother-in-law was running after her shouting that Sunaina was out of her mind to do something like this. She collapsed on the road, from where she was taken to hospital and admitted with 90% burns, where doctors declared her unfit to record her statement immediately.

8. However, her condition improved briefly on the morning of January 5, when the police was called. On the arrival of Mr. Sajjan Singh sub-Inspector of police, she tried to speak but she could not and then she pointed her figure twice where her mother-in-law named Ranjna and Sunil were standing and succumbed to her injuries.

9. The police sent the body for post mortem examination. Police also conducted a search of the house, found kerosene canister. Then based on Sunaina's dying declaration and home search, Sunaina's mother-in-law and husband were arrested and later sent to judicial custody by the court.

10. Sunil and his mother were put to trial before Sessions Court at Mohali. As per the charge sheet of police Sunil and his mother were charged for the offences punishable under Sections 302, 304B, 498A, read with 34 of IPC & Sec 32 of Indian Evidence Act, 1872 was also mentioned in the charge sheet.

Argue for both sides.