

GEETA INSTITUTE OF LAW

(Approved by BCI & Affiliated to Kurukshetra University)

Karhans, G.T.Road, Panipat.

www.geetainstitutes.com

GIL Intra Moot Court Competition: Rules and Guidelines

1. The Moot court

The Geeta Institute of Law Moot Court society is conducting Intra Moot Court Competition, with the principle objective of promoting better awareness of mooting among students of our college and prepare them for various national and international moot competitions.

2. Eligibility

All students from 2nd year onwards in BALLB, BBALLB and LLB courses are eligible for participation in the competition. Also, students pursuing their Masters (LLM) can participate.¹

3. Team Composition

Each team participating in the Competition shall consist of 2 members only

4. Language, Dress code and Conduct

4.1 The official language of the competition shall be English.

4.2 The participants must adhere to standards of conduct and dress as high as those required of a lawyer engaged in practice of law in India, however, use of robes or collars is not required.

5. Registration

Teams may register themselves by sending an e-mail to mootcourtsociety@geeta.edu.in, comprising names of both the participants of the team and their respective classes. On successful registration, you will receive a confirmation mail and TEAM CODE.

The last date for registration is 10th August, 2018.

Teams allotted with Odd no. Code will prepare memorial from Prosecution side only and

Teams allotted with even no. code will prepare memorial from Defence side only.

¹Students not participating in the Intra Moot Court Competition will be barred from participation in any national or International Moot Court Competition.

6. Memorials

6.1 Submission of memorials

Each participating team shall prepare memorial from the side allotted², in English. All teams are to submit their copies to the organizers before the deadline specified by the Moot court Society(MCS). Failure to do so will result in disqualification from the competition. Two copies of memorial from the side allotted, in paper (hard copy) shall be submitted to the MCS. During oral presentations, the participating teams should retain copies of their memorials for their personal use. The copies submitted to the organizing committee will not be returned to the participants under any circumstances. There will be exchange of memorials between the teams during the competition. All memorials shall be prepared to the following specifications:

- Memorial shall not be more than 15 typed pages.
- Memorials must be typed and submitted on standard A4 size paper.
- Font and size of the text of all parts of the memorial (excluding footnotes) must be the same and must be in Times New Roman 12 font size.
- The texts of all parts of each memorial must be double-spaced, with one inch margin on both sides.
- The text of footnotes³ and headings may be single-spaced. The font size of footnotes must be Times New Roman 10 font size..
- There must be double spacing between separate footnotes and between each heading and the body text of the memorial.
- The table of Contents, Index of Authorities and Case Title are not included in the 15 typed pages limit.
- Cover page of the Memorials: **Prosecution: Blue** and **Defence: Red**.

6.2 Description of the memorial

The Memorial shall consist of the following parts:

² Teams allotted with Odd no. Code will prepare memorial from Prosecution side only and Teams allotted with even no. code will prepare memorial from Defence side only.

³ A document of Bluebook citation format has been attached with this Notice.

- Table of Contents
- Index of Authorities (including corresponding page numbers)
- Statement of Jurisdiction
- Identification of Issues
- Statement of Facts
- Summary of Pleadings
- Pleadings including the Conclusion and/or Prayer for Relief.

7. Oral Rounds

- There will be only one round of orals in which teams will plead from their respective sides.⁴
- Each speaker shall plead for 10 minutes.
- 5 mins shall be allotted for rebuttals.
- Extension of time is the sole discretion of judges during the oral rounds.

8. Criteria for Assessment

The assessment of the teams during the Moot Court competition shall be out of a maximum of 100 marks, set out as follows:

- Written Memorials: 30 Marks
- Appreciation of Fact and Law: 15 Marks
- Advocacy (Arguments, Framing of Issues, expression and articulation): 30 Marks
- Use of Authorities and Citations: 15 Marks
- General Impression and Court Manner: 10 Marks
- The late submission of memorials will attract a penalty of 2 marks per hour being deducted from the total marks allocated for memorials.

9. Awards

Awards will be adjudged for the competition, as follows

- Winner
- Runner-up
- Best Male Advocate

⁴ Side allotted according to their team codes.

- Best Female Advocate
- Best memorial

10. Volunteers for organizing Intra-Moot Court Competition

All the 1st year students are eligible for becoming volunteers in organizing the moot court competition. This is a great opportunity for them to see how moots are done and shall help them next year when they are eligible to participate as mooters. Also, students who will actively participate as volunteers shall be given a chance to be a part of the Moot Court Society.

11. Schedule

- Last date for registration - 10th August
- Last date for Memorial submission – 21st August 2018 (12:00pm).
- Memorial Exchange – 22nd August 2018.
- Oral Rounds – 24th August 2018.

12. Clarification regarding Moot Proposition and rules

Doubts and Clarification regarding Moot Proposition and rules may be requested by sending an e-mail to the mootcourtsociety@geeta.edu.in

We are expecting robust participation from GILites.

REGARDS

Faculty in-charge(MCS)

Asst. Prof. Tanvi Pruthi

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MOOT PROPOSITION

Arundhati Kumar was a 22-year-old girl who was pursuing her degree from Geeta college of engineering, Naultha. A bright career awaited her as not only was she the topper of her class, but also had interned with some acclaimed MNC's of the country. In her fourth year at college, she came close with a friend and batchmate, Shikhar Singh, who also was a brilliant student. Shikhar was into a luxurious lifestyle, while Arundhati was a somber girl from a middle-class background. In 2009, their families were introduced to each other, and on 9th of November 2010, they got married according to Hindu rites. Arundhati moved into her matrimonial home with Shikhar's parents, sister and grandmother, and started a life as well as her career along with Shikhar in Panipat city. She had some differences with her in laws on many occasions, but the matter was mostly settled amicably. With the passage of time their practice was not going as expected. Shikhar wanted to maintain his high life style, which saw the family in a near financial crisis. Arundhati gave birth to a baby girl on 11th December 2012. Shikhar then took a loan from Arundhati's parents of Rs. 5,00,000 which he later refused to return. Due to which Arundhati's relation with him deteriorated and on many occasions, fights turned physical also. When in drunken state, Shikhar used to blame Arundhati 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. After the incident, the physician did prescribe some medicines for Arundhati and also advised her to consult a psychiatrist. She went to her parent's home and told Shikhar that she would never return. But her parents convinced her to return to her in laws. On 10th April 2014 Arundhati gave birth to a baby boy which lead the family to a financial mess. Shikhar was very disturbed because of these financial complications, and in turn he used to vent his frustration on Arundhati. She in turn became more agitated and started suffering from depression as well as mood swings. On 4th January 2015, neighbors saw Arundhati running out of the house with her sari on fire. Her mother in law was running after her shouting that Arundhati 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 88% burns, where doctors declared her unfit to record her statement immediately. Her condition improved briefly on the morning of January 5, when the police was called. She gave her dying declaration before Sohan Lal sub Inspector of police, on the same day at 11.00 hours. In the declaration she accused her mother-in-law Sarda and Shikhar of setting her on fire and died at 12.30 hours on the same day. The police sent the body for post mortem examination. Police also conducted a search of the house. Arundhati's mother in law and husband were arrested from the house and were sent to judicial custody.

THE MAIN ISSUES BEFORE THE SESSIONS COURT, PANIPAT ARE

- I. WHETHER THE ACCUSED SHIKHAR AND SARDA ARE LIABLE FOR DOWRY DEATH UNDER SECTION 304-B OF IPC?**
- II. WHETHER THE ACCUSED SHIKHAR AND SARDA ARE LIABLE FOR MURDER UNDER SECTION 302 OF IPC?**
- III. WHETHER THE ACCUSED SHIKHAR AND SARDA ARE LIABLE FOR ABETMENT OF SUICIDE UNDER SECTION 306 OF IPC?**

THE TEAMS ARE ALLOWED RAISE ADDITIONAL ISSUES, IF ANY.

ANNEXURES

1. Dying declaration

I was working in the kitchen and I suddenly felt a blast of fire on my back. In no time, my saree was on fire. I saw my mother-in-law standing behind me, so I ran outside for help. My mother-in-law chased me so that she could stop me from getting any help from neighbours. Then I fell on the road and both Shikhar and my mother-in-law did nothing to help.

Arundhati

2. Search Report

After conducting complete search of the house, we found these items.

- I. A burnt can of kerosene oil in Kitchen.
- II. a suicide note by Arundhati dated 9th November 2014.

Sohan LAL
Sub-Inspector

3. Statements by the accused

a. Statement of the Shikhar

I was sleeping in my room when I heard loud screams. I rushed out of my room and saw that Arundhati's saree was on fire and my mother screaming for help. By the time I could do anything, she ran outside the house. I was totally numb for some moment and could not even move. But then I regained my senses and instead of going behind her, I ran to the bathroom to fetch water. When I reached on the spot with water, my mother and neighbours were there trying to douse the fire. Someone had already called the ambulance and then we took her to the Hospital.

Shikhar

b. Statement of the sarda (mother-in-law)

I was in the lobby outside kitchen when I heard loud noise of utensils and cries of Arundhati. Then to my shock I saw Arundhati burning. I tried to help her but she ran away from me. I screamed and cried for help. Still I ran behind her to save her. She must have done this to herself. She had tried it in the past also.