

## **MOOT COURT COMPETITION, 2017**

### **RULES & REGULATIONS**

#### **1. Title & Commencement:**

1.1 The Fairfield Institute Management and Technology, Department of Law. Wing A

#### **2. Language:**

2.1 The language of the Competition shall be English.

#### **3. Written Submissions/ Memorial:**

3.1 All participating teams must submit hard copy of their memorial in the format, for both sides by 14<sup>th</sup> September 2017. No memorial after this date shall be accepted in any case.

3.2 All participating teams shall send 3 sets of Memorials (each side, total 6 Memorials)

3.3 The hard copy of the Memorials will be treated as final submission

3.4 The cover page of memorials for the petitioner shall be in Blue and of the respondent shall be in Red.

3.5 The teams shall not indicate their names on memorials. For all communication purposes, the team code shall only be specified.

3.6 The team code allotted to each team shall be indicated at top right corner of the memorial, which shall be communicated in the classrooms.

3.7 The written memorials shall conform to the set standards:

- *Teams must prepare memorials for both the sides.*
- *All Memorials must be in English, and must be printed single side on A4 size paper, with equal margins of at least 1 inch on all sides.*
- *The text font should be Times New Roman, size 12 for the main body, and Times New Roman, size 10 for the footnotes.*
- *The main body must be in 1.5 line spacing. The footnotes may be in single line spacing. □*
- *Memorial shall not exceed 30 pages in all.*

**1.8 The Memorial must contain all of, and only, the following parts:**

***i. Cover Page: The cover page of the memorial must state the following:***

- *Team Code on upper Right-hand side corner.*
- *The Case Title*
- *Colour of the cover page must be*
  - *Ø Blue in case of Petitioner/Appellant/Plaintiff.*
  - *Ø Red in case of Defendant/ Respondent.*
- *The Party for which the Memorial has been prepared.*

***i i . The Table of Contents.***

***i i i . The Index of Authorities.***

*i v . The Statement of Jurisdiction.*

*v . The Statement of Facts.*

*v i . The Statement of Issues.*

*v i i . The Summary of Arguments.*

*v i i i . The Arguments Advanced.*

*i x . The Prayer*

4. Dress Code: Participants are required to adhere to the following dress code during the competition:

4.1 Ladies: White shirt, black trousers/skirts, black tie, black coat and black shoes or white salwar kurta along with black coat and black shoes.

4.2 Gentlemen: White Shirt, black trousers, black tie along with black coat and black shoes.

4.3 Strict adherence to the dress code is solicited. Failure will result in disqualification.

**Marking Scheme****Oral rounds**

S. NO.	CRITERIA	MARKS
01.	Knowledge of Facts and Law	20
02.	Application of law to facts	20
03.	Ingenuity and ability to answer questions	15
04.	Presentation Skills	15
05.	Time Management and Organisation	10
06.	Court Etiquettes	10
07.	Logical coherency in Arguments	10
Grand Total		100 Marks

**Memorials:**

Every Memorial will be marked on a total of 100 marks and the team memorial marks will be the average of the total of both sides.

S.NO.	MARKING SCHEME	MARKS ALLOTTED
01.	Knowledge of Facts & Law	20 Marks
02.	Extent & Use of Research	20 Marks
03.	Drafting Skills	15 Marks
04.	Originality in Presentation	15 Marks
05.	Grammar, Style and Coherency	15 Marks
06.	Original Thought	15 Marks
Grand Total		100 Marks

### **Moot Problem**

Pradeep Singh and Preeti Singh belonged to Lucknow in the state of Uttar Pradesh of India. They got married in 23.10.2011 as per Hindu Rites and Rituals at a farm house situated in New Delhi. Their marriage was arrange marriage. In October, 2011 Pradeep and Preeti shifted to New Delhi along with their parents Ram Singh (Father-in-law of Preeti) Devi Singh (Mother-in-law of Preeti) and Shiv Singh (Brother-in-law of Preeti). On 12th June, 2012, Pradeep and Preeti were blessed with a baby boy (Shyam Singh).

On 1<sup>st</sup> September, 2017 at about 4.30 p.m., Ram Singh (father-in-law) has heard the cries of Preeti and when he rushed to the second floor of the house, he saw her burning. He tried to douse the fire. Preeti told him that her son Shyam was lying in the bathroom. He rushed to the bathroom and found that the child also had burns. Preeti and her child were removed to the hospital. At about 6.40 p.m., her statement was recorded by the doctor wherein she stated that she and her son caught fire when she was pouring kerosene oil in the lamp which accidentally fell down; the oil got spilled over and both of them got burnt. On receiving the intimation, father of Preeti(Yogesh Kumar) reached the hospital on the same night. At about 10.55 p.m., the minor child shyam expired.

On 19th September, 2017, father of Preeti lodged a complaint with Police against Pradeep his father (Ram Singh) mother (Devi Singh) and brother (Shiv Singh), inter alia, alleging that after the marriage of his daughter, Pradeep and his family were torturing her for not meeting dowry demand of Rs10 lakhs and on 15th July, 2012, due to torture she had left the matrimonial home, intending to commit suicide but due to intervention of the relatives, she returned back. On the said complaint, the police registered an FIR (183/17) against Pradeep and his family for offences under Section 498A read with Section 34, IPC and Sections 3 and 4 of the Dowry Prohibition Act, 1961. In the initial investigation of police it was found that both Pradeep and Preeti use to fight on petty issues but no angle of dowry came into the picture till now.

On 7th September, 2017 the applicants applied for grant of anticipatory bail before the Sessions Judge, Saket, who, vide order dated 10th September, 2017, initially granted anticipatory bail to them from arrest till the next date of hearing i.e. 18<sup>th</sup> September, 2017. On 17th September, 2017, Preeti expired and offence under Section 304-B IPC came to be added against the accused. On 18th September, 2017, after hearing both sides and upon taking into consideration the said statement and witnesses, the learned Sessions Judge confirmed the anticipatory bail granted to the appellants.

Aggrieved, the NCT Delhi the complainant filed petitions before the Hon'ble High Court of Delhi for cancellation of anticipatory bail granted to Pradeep and his Family.

## INTRA MOOT COURT COMPETITION REGISTRATION FORM

Instruction: All participating teams are requested to fill in the details in capital letters.

### SPEAKER I:

Name : \_\_\_\_\_

Enrollment ID: \_\_\_\_\_

Gender: \_\_\_\_\_

Mobile Number: +91 \_\_\_\_\_

Email ID: \_\_\_\_\_

### SPEAKER II:

Name : \_\_\_\_\_

Enrollment ID: \_\_\_\_\_

Gender: \_\_\_\_\_

Mobile Number: +91 \_\_\_\_\_

Email ID: \_\_\_\_\_

### RESEARCHER:

Name : \_\_\_\_\_

Enrollment ID: \_\_\_\_\_

Gender: \_\_\_\_\_

Mobile Number: +91 \_\_\_\_\_

Email ID: \_\_\_\_\_

### \*Terms and Condition

1. Please put your signatures as per the team configuration.
2. Write your names properly as it will be same on certificate.
3. No change of team will be entertained.
4. No alteration will be entertained.

I Speaker

II Speaker

Researcher