

1st JUSTICE D.P. GUPTA MEMORIAL
NATIONAL MOOT COURT COMPETITION, 2020

RULES & REGULATIONS

I. VENUE & DATE:

The 1st Justice D.P. Gupta Memorial, National Moot Court Competition 2020 shall hold from 19- 21 March 2020 at Babu Banarasi Das University, Faizabad Road, Lucknow, Uttar Pradesh-226028.

II. ELIGIBILITY:

- i. The Competition is open to all *bona-fide* students, enrolled on a regular basis in an undergraduate law course conducted by any recognized College/ Institution/ University.
- ii. A recognized College/Institution/University shall be entitled to send only one Team to the Competition.
- iii. A maximum of three members and minimum two members are allowed per participating team. In a team consisting of three members, two members shall be designated as 'Speakers' and the third member shall be designated as 'Researcher'. Provided if a team consists of two members then such team shall designate both the members as speakers and no member in the team shall be allowed to be represented as a researcher and take the researcher's test.
- iv. No additional member or team coach is allowed to accompany the team.

III. DRESS CODE:

- i. Participants shall be appropriately attired for the rounds of the competition.
- ii. The Dress Code for the Inauguration, Researcher's Test, Oral Rounds and Valedictory & Prize Distribution shall strictly be:
Ladies: Black trousers, White shirt, Black blazer and Black formal shoes.
Men: Black trousers, White shirt, Black tie with Black blazer and formal Black shoes.

IV. REGISTRATION PROCEDURE:

- i. **Registration:** All the participating institutions have to provisionally register by sending an email to mootcourt.sols@gmail.com on or before 15th February, 2020.
- ii. Each Team shall complete above mentioned registration on or before 15th February, 2020. (11:59P.M. IST).

- iii. All the provisionally registered institutions must send scanned copy of duly filled registration form and the Demand Draft/ screenshot of e-payment to mootcourt.sols@gmail.com by 24th February 2020.
- iv. REGISTRATION FEE is Rs. 4,000/- team (Rupees Four Thousand) only.
- v. Registration Fee will be NON-REFUNDABLE in case of non-participation.
- vi. The hard copy of duly filled form and Demand Draft must reach the organisers by 28th February 2020 at:

Babu Banarasi Das University
School of Legal Studies (H Block) Faizabad
Road, Lucknow, Uttar Pradesh, 226028

- vii. Institutions/ Teams must send a Demand Draft of Rs.4000 per team in favour of **BABU BANARASI DAS UNIVERSITY** payable at **Lucknow** or make payment through NEFT/RTGS on the following details given below:
 - Bank Name: Punjab National Bank
 - Account Number: 6027002100000941
 - Account Name: BABU BANARASI DAS UNIVERSITY, LUCKNOW
 - IFSC code: PUNB0602700
- viii. **Allotment of Team Code:** Every team which has successfully completed the Registration requisites under the Rules shall be allotted a unique code after the closure of the Registration for the Competition. Once the Code is allotted, every team must use only the team code for any further communication with the Organizers during the course of the Competition.
- ix. **Change in Team Composition:** Any change in team composition must be intimated to the Organizer at the earliest. Any change must be accompanied with a freshly filled registration form and an authority letter duly signed by the head of the institution.
- x. The duly filled Travel Form is to be e-mailed by the teams to mootcourt.sols@gmail.com on or before 24th February, 2020.

V. WRITTEN SUBMISSIONS

1. Each Team is required to prepare Written Submissions for both sides, i.e., the Appellant and the Respondent of the case.
2. Written Submissions shall be identified solely by the Team Code assigned to the Team. The Written Submissions shall not, in any way, disclose any fact pertaining to the identity of the Team, its members, or the College / Institution/ University represented by the Team.
3. Each team is required to submit 12 memorials (Hard Copy) i.e. 6 Memorials for

Petitioners side and 6 Memorials for Respondents side, One soft copy (only in MS Word .doc/.docx format) must be emailed to mootcourt.sols@gmail.com latest by 14th March, 2020 (23:59 Hours IST) with the subject “Memorials for TC _ _”. The file names of the electronic copies of the Memorials must contain only the team code and the side being represented in the following format: e.g. (for Team Code 13) 13P or 13R, “P” being for “Petitioner” Memorial and “R” for “Respondent” Memorial and so forth.

4. The hard copy submissions must be identical to the soft copy. Violation of this rule would entail disqualification from the Competition.
5. Written Submissions from both sides shall be sent in a single e-mail.
6. A penalty of 1 mark shall be levied in case the written submission is submitted in any other format or as a multiple file by the team.
7. The teams have to carry five copies of the written submission from each side and submit the same at the time of draw of lots.
8. The memorial shall be printed on A4 size paper, with the following mandatory formatting specifications:
 - a) Font Type: Times New Roman
 - b) Font Size: 12
 - c) 1.5 line spacing
 - d) Margin: 1 inch on each side
 - e) **Foot Notes:**
 - i) Font Type: Times New Roman
 - ii) Font Size: 10
 - iii) Single Line Spacing
9. A Written Submission shall consist of the following mandatory heads:
 - a. Cover Page
 - b. Table of Contents
 - c. List of Abbreviations
 - d. Index of Authorities (with page number of authority cited):
 - e. Statement of Jurisdiction.
 - f. Statement of Facts (not exceeding 4 pages):
 - g. Statement of Issues
 - h. Summary of Arguments (not exceeding 2 pages):
 - i. Arguments Advanced (not exceeding 25 pages)

j. Prayer (not exceeding 1 page)

10. The Cover Page of a Written Submission must contain the following information:

- a. The Team Code in the upper right-hand corner.
- b. The name and place of the jurisdiction
- c. The Relevant Provision under which case is filed
- d. Name of Parties and Status
- e. Memorial Filed on Behalf of

11. Penalty for Late Submission:

- i. A penalty of 2mark per day shall be deducted in case of delay in submission of soft copy of written submission.

12. General Conditions for Written Submissions:

- i. The Written Submissions shall not contain any form of identification apart from the team code. If any such identification or mark, symbol, etc. which has the effect of identifying the team is found on the written submission, then it shall result in instant disqualification of the participating team.
- ii. Appellant's Written Submission is required to have a Blue cover and Respondent's Written Submission is required to have a Red cover.
- iii. A penalty of 1 mark per side shall be levied in case the team uses wrong cover of written submission.

- iv. The written submissions shall be marked on a score of 100 marks and the parameters Which are laid down as under:

Sr. No.	MARKING CRITERIA	MARKS ALLOTTED
1	Evidence of Original Thought	20
2	Knowledge of Law and Facts	20
3	Proper and Articulate Analysis	20
4	Structure, Language and Grammar	15
5	Extent and Use of Research	15
6	Correct Format and Citation	10
	Total	100

VI. ORAL PLEADINGS ROUND

- i. The language to be used during the Oral Pleading Rounds shall only be English.
- ii. The Competition shall consist of the following rounds:
 - a) Preliminary Rounds,
 - b) Quarter-Finals
 - c) Semi-Finals
 - d) Finals

During each of the abovementioned rounds, the order in which the teams shall present their arguments is as follows:

- a. Appellant Speaker 1;
- b. Appellant Speaker 2 ;
- c. Respondent Speaker 1;
- d. RespondentSpeaker2;
- e. Rebuttal: Appellant - Any one of the two Speakers;
- f. Sur-rebuttal: Respondent - Any one of the two Speakers. Sur-rebuttal may be permitted only at the discretion of the Judges.

Teams shall notify the Court clerks of the division of time between the 2 Speakers (including time reserved for Rebuttal & Sur-rebuttal) 10 minutes prior to the commencement of the Rounds.

- iv. While granting additional time, if the additional number of minutes granted is not specified by the Judges, it shall be presumed that the additional time granted is 2 minutes.
- v. The finality of the decision as to the time structure and the right to Rebut or Surrebut shall vest with Judges.
- vi. The Best Speaker Award shall be determined on the basis of the individual aggregate score of the speaker taken only from the Preliminary Rounds. Individual Aggregate Score shall be determined as the sum of the following:
 - a) Score of Speaker in Preliminary Round I;
 - b) Score of Speaker in Preliminary Round II;
- vii. The Researchers shall not be permitted to address the Court during the Oral Rounds. The Researcher may however, be permitted to pass notes to the Speakers at the discretion of the Judges. Such notes shall be passed through the court clerks present in the court room.
- viii. Teams are not permitted to raise issues in the Oral Rounds that have not been submitted in the Written Submissions. ix. The use of mobile phones, laptops, or any other electronic gadgets is strictly prohibited during the Oral Rounds.
- x. Participants may use their own bare acts, print outs and commentaries provided that anonymity is not violated during the Rounds.

- xi. The decision of the Judges as to the marks allotted to each team shall be final and binding.

VII. COMPENDIUM

- i. All relevant case laws and statutory material to be passed on to the Judges during the Oral Rounds may be submitted in the form of a Compendium 10 minutes prior to the commencement of the Rounds to the Court clerks.
- ii. Participants are also permitted to pass on relevant material to the Judges, at their discretion, anytime during commencement of the Rounds.
- iii. Participants shall ensure that anonymity is not violated while passing on any material to the Judges. If any mark, name, seal, symbol or logo of the institution/college/university is present, participants must ensure that the same is rendered unrecognizable.

VIII. SCORING OF ORAL ROUNDS

1. Preliminary Round

- 1.1 Every team shall argue twice in the Preliminary Rounds, once for the Appellant and once for the Respondent.
- 1.2 No two teams shall face each other more than once in the Preliminary Rounds.
- 1.3 Each side shall get a maximum time of 30 minutes which will be divided by both the speaker of a team to present their arguments. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. Time allocation for Rebuttals depends upon the discretion of the bench.
- 1.4 Each side shall get a maximum time of 30 minutes to present their arguments of which no Speaker shall be permitted to address the Court for more than 18 minutes. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. The maximum time for Rebuttal is 2 minutes. Each speaker is required to speak for a minimum of 12 minutes exclusive of time taken for Rebuttals.

2. The Quarter Final Rounds

2.1 The eight (8) teams that proceed to the Quarter Final Rounds, as determined by the Rules above, shall each argue only ONCE for the side allotted by a draw of lots. The fixtures for the Quarter Final Rounds shall be as follows:

Rank 1 v. Rank 8 (Quarter Final Round I)

Rank 2 v. Rank 7 (Quarter Final Round II)

Rank 3 v. Rank 6 (Quarter Final Round III)

Rank 4 v. Rank 5 (Quarter Final Round IV)

2.2 For the Quarter Final Rounds, each team shall argue ONCE for the side allotted by a draw of lots.

2.3 Each side shall get a maximum time of 45 minutes to present their arguments of which no Speaker shall be permitted to address the Court for more than 23 minutes. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. The maximum time for Rebuttal is 2 minutes and the maximum time for Sur-rebuttal is 1 minute. Each speaker is required to speak for a minimum of 17 minutes exclusive of time taken for Rebuttals and Surrebuttals.

2.4 Four (4) teams shall qualify for the Semi Final Rounds on a knock out basis, i.e., the winner of each Quarter Final Round shall qualify to the Semi Final Rounds.

2.5 In case of a tie, the team with higher aggregate speaker scores will be declared the winner for that round. If the aggregate speaker scores of the teams are the same, then the team with higher memorial score i.e., the score of the memorial without deducting penalties shall be ranked higher.

3 The Semi Final Rounds

3.1 The four (4) teams that proceed to the Semi Final Rounds, as determined by the Rules above, shall each argue only ONCE for the side allotted by a draw of lots. The fixtures for the Semi Final Rounds shall be as follows:

Winner of Quarter Final Round I v. Winner of Quarter Final Round IV

Winner of Quarter Final Round II v. Winner of Quarter Final Round III

3.2 Each side shall get a maximum time of 45 minutes to present their arguments of which no Speaker shall be permitted to address the Court for more than 23 minutes. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. The maximum time for Rebuttal is 2 minutes and the maximum time for Sur-rebuttal is 1 minute. Each speaker is required to speak for a minimum of 17 minutes exclusive of time taken for Rebuttals and Surrebuttals.

3.3 Two (2) teams shall qualify for the Final Round on a knock out basis, i.e., the winner of each Semi Final Rounds shall qualify to the Final Round. The bench-strength for this round shall be an odd number but not one (1).

3.4 In case of a tie, the team with higher aggregate speaker scores will be declared the winner for that round. If the aggregate speaker scores of the teams are the same, then the team with higher memorial score.

4 The Final Round

4.1 The two (2) teams that proceed to the Final Round, as determined by the Rules above, shall each argue only ONCE for the side allotted by a draw of lots.

4.2 Each side shall get a maximum time of 45 minutes to present their arguments of which no Speaker shall be permitted to address the Court for more than 23 minutes. The time limit is inclusive of the time for Rebuttal or Sur-rebuttal respectively. The maximum time for Rebuttal is 2 minutes and the maximum time for Sur-rebuttal is 1 minute. Each speaker is required to speak for a minimum of 17 minutes exclusive of time taken for Rebuttals and Surrebuttals

4.3 The team which wins the Final Round shall be declared as the 'Winning Team'. The other team shall be declared as the 'Runners-Up Team'.

4.4 In case of a tie, the team with higher aggregate speaker scores will be declared the winner for that round. If the aggregate speaker scores of the teams are the same, then the team with higher gross memorial score i.e., the score of the memorial without deducting penalties shall be ranked higher.

IX. SCOUTING

- i. Scouting is strictly prohibited.
- ii. Any person may submit a complaint regarding Scouting to the Organizers.
- iii. Teams found scouting shall be disqualified immediately.

X. DELAY IN APPEARANCE/ PRESENTATION:

If a team scheduled to take part in a Round does not appear within 10 minutes of the scheduled time, the other team present shall be allowed to submit ex-parte.

XI. SCORING CRITERIA:

S. NO.	MARKING CRITERIA	Max Marks
1.	Knowledge of Law	20
2.	Application of Law & Facts	20
3.	Ingenuity and ability to answer questions	20
4.	Style, Poise, Courtesy, Demeanour	15
5.	Organisation and Flow of Arguments	15
6.	Reference to Memorials	10
	Total	100

XII. AWARDS:

The following awards shall be awarded in the Competition:

- i. **Best Team:** The Team winning the final round of the Competition shall be given a trophy and a cash prize of INR 35,000 /- (Indian Rupees Thirty Five Thousand Only).
- ii. **Runners Up:** The runners up team in the final round of the Competition shall be given a trophy and a cash prize of INR 30,000 /-(Indian Rupees Thirty Thousand Only).
- iii. **Best Speaker:** The speaker having the highest score in the preliminary rounds shall be given a cash prize of INR 12,000/- (Indian Rupees Twelve Thousand Only).

- iv. **Best Memorial:** The team having the highest average written submission score from both sides shall be given a cash prize of INR 11,000/- (Indian Rupees Eleven Thousand Only)
- v. **Best Researcher:** The participant having the highest score in the researcher's test shall be given a cash prize of INR 12,000/- (Indian Rupees Twelve Thousand Only)
- vi. Certificates of merit shall be given to all the teams qualifying for Quarter-finals and beyond.
- vii. Certificate of participation shall be given to all the participating teams.
- viii. The awards, certificates of merit and certificates of participation shall be given during the valedictory ceremony to be conducted on 21th March, 2020. No certificate will be given to the team before the valedictory function.

XIII. ACCOMODATION & FOOD

- a. Accommodation in the respective girls and boys hostel shall be provided to the participating teams for the duration of the competition.
- b. All facilities shall be provided only to the registered members of a team and no additional members, parents, observers, coaches or faculty advisors shall be accommodated.
- c. No accommodation shall be provided to teams from Lucknow.

XIV. INTEPRETATION OF RULES AND REGULATIONS:

- i. All interpretations, as well as any waivers, consents or other decisions in the administration of the Competition are at the complete discretion of the Organizers.
- ii. Any decision made by the Organizers shall be final and binding on all participating teams.

XV. CONTACT DETAILS:

Faculty Convenor:

Mrs. Sarita Singh (8707589851) **Student**

Convenors:

Jayesh Sahai (7905878935)

Shivali Bansal (6306536813)

Any and all clarifications and queries regarding the Moot Proposition and Rules & Regulations shall be sought only via e-mail to mootcourt.sols@gmail.com

XVI. LIST OF IMPORTANT DEADLINES

Release of the Moot Proposition	07 th February, 2020
Last date for Provisional Registration	15 th February, 2020
Last Date for Seeking Clarifications to the Moot Problem	20 th February, 2020
Release of Clarifications	23 th February, 2020
Last date for Final Registration (open for those as well who haven't provisionally registered), Submission of Scanned copy of Registration form, Demand Draft/Screenshot of E-payment and Travel form	24 th February, 2020
Last Date for Submission of hard copy of Registration form, Demand Draft/Screenshot of E-payment and Travel form	28 rd February, 2020
Allotment of Team Codes	2 nd March, 2020
Last Date of Submission of Soft Copy of Written Submissions	14 th March, 2020
Last Date of Submission of Hard Copy of Written Submissions	19 th March, 2020
Exchange of Written Submissions	19 th March, 2020
Researcher's Test	19 th March, 2020
Preliminary Rounds	20 th March, 2020
Quarter Final Rounds	20 th March, 2020
Semi Final Rounds	21 th March, 2020
Final Rounds	21 th March, 2020
Valedictory and Prize Distribution	21 th March, 2020