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20<sup>th</sup> Rank of **OUTLOOK** India's Best Professional Colleges (Law) 2019

33<sup>rd</sup> Rank of **INDIA TODAY** India's Best Professional Colleges (Law) 2019

15<sup>th</sup> Rank of **Careers 360 Magazine** best traditional law Colleges in India 2019

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Ref. No. MPLCA/2019-20/384

Date: 23/10/2019

To,

The Registrar/Director/HOD/Principal,

*Respected Sir/Madam,*

It gives us immense pleasure to invite your institution to participate in the **XX National Moot Court Competition -2020** to be held on 11<sup>th</sup>& 12<sup>th</sup> January 2020 at *M. P. Law College, Aurangabad, and Maharashtra.*


We kindly request you to confirm the participation of your institution by sending registration form duly filled at the earliest before the scheduled date.

We kindly request you to advise your College team to read rules of the competition carefully.

With warm regards,

  
Prof. P.R. Girbane  
**Coordinator**

  
Dr A.N. Kottapalle  
**IQAC Coordinator**

  
Dr S.G. Shirsat  
**Principal I/C**  
M.P. Law College,  
AURANGABAD



- Encl.:-**
1. Rules of the Moot Court Competition
  2. Problem No. 1 & 2 for the preliminary and final round respectively
  3. Registration Form & Travel Plan

### **Glimpses of XIX National Moot Court Competition- 2018**





MARATHWADA LEGAL & GENERAL EDUCATION SOCIETY'S  
**Manikchand Pahade Law College, Aurangabad.**

**XX National Moot Court Competition-2020**

**11<sup>th</sup> & 12<sup>th</sup> January 2020**

**☞ RULES FOR THE COMPETITION:**

1. Each team shall comprise of 3 (Three) participants **only** (Mooter 1, Mooter 2 and Researcher) and it must not be less or more than 03 participants.
2. Competition is restricted to bonafide regular students of Law School / College/ University. All participants must be students of either from LL.B. 3 years or 5 years degree course & one team from one college.
3. The participants will have to bear the travelling and all other incidental expenses.
4. Free lodging will be provided to the team of three participants only on the days of the competition i.e. **10<sup>th</sup> January from 9.00 pm to 12<sup>th</sup> January 2020 up to 9.00 pm** and boarding will be provided on the days of Competition i.e. 11<sup>th</sup> & 12<sup>th</sup> January 2020. The Participants should follow disciplinary rules at the accommodation where they will be boarded.
5. Each Team shall pay an entry fee of **Rs. 1500.00** (One Thousand Five Hundred Rupees only) by way of a Demand Draft drawn in favour of **The Principal, M.P. Law College, payable at Aurangabad, Maharashtra State.**
6. The dress code shall be as prescribed for Advocates.
7. The home team will be competing in this competition.

**☞ PHASES OF THE COMPETITION**

8. The competition will have **TWO** Rounds (i.e. Preliminary and Final), the preliminary round will be held on **11<sup>th</sup> January from 9.00 am onwards** and Final round will be held on **12<sup>th</sup> January 2020 from 9.00 am onwards.**
9. The best **FIVE** teams from the overall preliminary round will be qualified for the **FINAL** round.
10. In both the rounds, one participant from each team shall argue on behalf of the petitioner, and the other on behalf of the respondent.
11. **There will be direct performance of petitioner of a team against respondent of another team according to lots drawn in different Court Halls. There will be exchange of memorials of each round on previous day of the respective rounds.**
12. Problem No. 1 and 2 are for the preliminary and final rounds respectively.
13. In case of a tie, both the teams will be considered qualified.

**☞ MEMORIALS**

14. All teams shall submit their written memorials / submission for both sides along with synopsis in English.
15. All teams shall submit typed / computerized memorials fulfilling the following specifications.
16. The memorials shall be typed on a - 4 size paper with prescribed margin on both sides in the "Times New Roman" font size 12 with double line spacing.
17. Memorials not following the above specifications will be penalized.
18. Each team shall send three copies of memorials for each side for both rounds. **Neither the name of the student nor the name of the Institution shall reflect on the memorials.** However, the said details shall be mentioned in the covering letter.

19. The cover page shall be coloured differently i.e. *Gray for Petitioner* and *Blue for the Respondent*. **Use of chart paper instead of plastic sheets or transparencies, would be highly appreciated. For binding use staples or cotton thread stitches instead of spiral binding.** Teams which have not sent memorials for both the rounds within specified time shall be disqualified.
20. Participants shall send the Registration form, Travel plans, Demand Draft of Rs.1500.00 and Memorials so as to reach the organizing college on the following address as per the scheduled prescribed at the end.  
**The Principal, M.P. Law College,  
 Samarth Nagar, Aurangabad - 431 001 (M.S.)**
21. Participants shall send the soft copies Registration form, Travel plans and Memorials on the following e-mail id :  
[mplcmootproblem@gmail.com](mailto:mplcmootproblem@gmail.com)
22. Participants should carry their personal copies of memorials for their own use. The Copies of the memorials submitted to the organizing college, will not be returned.
23. Each participant shall have time of 15 minutes to present their oral submission and 05 minutes for rebuttal. **Rebuttal is mandatory for each Mooter.** No Mooter will be allowed to address the court for more than the prescribed time without permission of the Court. The oral submission and Rebuttal shall be in English.
24. Five minutes before the completion of the allotted time, for each participant, a warning bell will be given and at the completion of the allotted time there will be a final bell.
25. All teams are expected to carry with them the case laws and authorities which they intend to refer.

#### **ASSESSMENT CRITERIA**

26. The following will be the assessment criteria

Knowledge and application of law	25
Presentation and perusal of facts	10
Answer to court queries	15
Advocacy / Court Etiquettes	25
Written Memorials / Drafting	15
Rebuttal	10
<b>TOTAL MARKS:</b>	<b>100</b> _____

27. All the participants are expected to maintain the decorum of the court during the competition and are expected to conduct themselves in a manner befitting the legal profession.
28. The organizers reserve the right to take appropriate action for any unethical, unprofessional and immoral conduct.
29. **The organizer's decision as regards the interpretation of rules or any other matter relating to the competition shall be final.**
30. If there is any situation, which is not contemplated in the rules, the organizers decision shall be final.
31. For any query or clarification regarding moot problems please contact  
 ➤ **Prof. P. R. Girbane**


**PRIZES**

32. There shall be cash prizes as follows along with trophies

- I) **Winner Team cash prize of Rs. 7000/- from college and Late Adv. Shri. Sudhakar Rao Deshmukh Trophy.**
- II) **Runner up Team cash prize of Rs. 5000/- from college and Late Adv. Shri. Sudhakar Rao Deshmukh Trophy.**
- III) **Individual Prizes & Trophies.**
  - ❖ **Late Adv. Shri L. N. Sirsamkar-Best Petitioner from final round cash prize of Rs. 2000/- and Trophy.**
  - ❖ **Best Respondent from final round cash prize of Rs. 2000/- and Trophy from college.**
  - ❖ **Late Adv. Shri. Sudhakar Rao Deshmukh Trophy for Best Mooter in both rounds.**
  - ❖ **Ghate Foundation, Aurangabad - Best Mooter Trophy for Preliminary Round.**
  - ❖ **Diamond Jubilee Best Memorial Prize for Final Round**

**DATES TO REMEMBER - SCHEDULE OF COMPETITION**


- |   |                                |
|---|--------------------------------|
| 33. Submission of registration form along with travel plans and demand draft. | 5 <sup>th</sup> December 2019  |
| 34. Submission of memorials   | 25 <sup>th</sup> December 2019 |
| 35. Date of Preliminary Round.  | 11 <sup>th</sup> January 2020  |
| 36. Date of Final Round.  | 12 <sup>th</sup> January 2020  |

**Contact details:**
**Teacher Coordinators:**

Prof. P. R. Girbane	9923484741
Prof. S. N. Morey	9325228041
Dr. A.N. Kottapalle	9923412234
Prof. A. D. Jadhav	9970449376

**Student Convenors:**

Mr. Mayur Subhedar	8390301222 (Convener, Moot Court Association)
Mr. Shahrukh Shah	7745851077 (Co-convener, Moot Court Association)



**Dr. S.G. Shirsat**  
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**Manikchand Pahade Law College, Aurangabad.**

**XX National Moot Court Competition-2020**

*11<sup>th</sup> January 2020*

*Moot Problem for Preliminary Round*

**Isic People vs Union of Hindavi**

1. Iceland, one of a State in the Union of Hindavi is fully covered by ice and enhanced by nature which is situated in her upper most. Article 370 which comes under Part XXXVII of the Hindavi Constitution deals with "Temporary, transitional and special provisions". It grants Iceland the special status. Constitutional provisions that are applicable to Hindavi states are not applicable to Iceland.

2. According to old facts the provisions was drafted in 1920, by Mohammad Kazi, then prime minister of Iceland appointed by Hari and Harelal. Mohammad has argued that Article 370 should not be placed under temporary provisions, he instead wanted 'Iron clad' for the state. The center didn't grant his wish.

3. According to new fact of Constitutional provision Kesari government has finally dropped a big snow ball on Iceland and their citizens in 1990. Home Minister Ajit Sharma moving to revoke two Constitutional provisions Article 370 & 35(A) that gives State of Iceland, a host of special right.

4. CURRENT SITUATION OF ICELAND.

After Iceland special provisions has gone. People from anywhere in Union of Hindavi are able to buy the property and permanently settle in the state. This has fuelled fear in the mind of Isicpeople, they think it would led to a states demographic transformation from majority Isic to majority Hindva people. A separate union territory will be created for Iceland with legislature. Ajit Sharma has reveled a notification "Keeping in the view the prevailing the internal security situation fuelled by cross border terrorism in the existing state of Iceland, a separate union territory is been created." Accordingly the Government of Hindavi has recently initiated the Bill for reorganization of State of Iceland in the Parliament of Hindavi. The Bill is passed with overwhelming majority as 'The Iceland Reorganisation Act, 2019'.

5. 'Isic People', the Non-Governmental Organization working for cultural, religious and other civil rights of Isic people has challenged the Reorganization of State of Iceland by way of Public Interest Litigation filed in the Supreme Court of Hindavi.

**Note:**

**The history and laws of Hindavi are similar to that of India subject to identical mentions in above facts. The Counsels are at liberty to frame issues and advance their arguments accordingly.**

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**Disclaimer:** This problem/fact is hypothetical and framed with academic objectives only. The Author or organizing institution has no affiliation or enmity with any ideology



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**XX National Moot Court Competition-2020**

*12<sup>th</sup> January 2020*

*Moot Problem for Final Round*

**XYZ vs Union of Indica**

1. There is a country named “Republic of Indica” which is similar to “Republic of India” having being its Constitution similar to Constitution of India. The Republic of Indica is a Democratic, Socialist, Secular country having its fundamental rights enshrined under part III of its Constitution as similar to that of the part III of Constitution of India.
2. The Government of Indica has recently amended the Unlawful Activities (Prevention) Act 1967, which confers power upon the Central Government to designate an individual as a terrorist, it has become a matter of debate within the country. A Public Interest Litigation has been filed by one XYZ in the Supreme Court of Indica seeking to struck down amendments made in Unlawful Activities (Prevention) Act, 1967 as unconstitutional, as it suppresses the rights conferred by Article 14, Article 19, Article 21 of the constitution of Republic of Indica.
3. The petitioner who claims to be a public spirited person, says Unlawful Activities (Prevention) Act, 2019 seeks to substantially modify Chapter VI of the Unlawful Activities (Prevention) Act, 1967 and sections 35 and 36. The new section 35 of the Unlawful Activities Prevention Act, 1967 empowers the Central Government to categorise any individual as “terrorist” and add name of such a person in Schedule IV of the Act. It is submitted that conferring of such a discretionary, unfettered and unbound powers upon the Central Government is antithesis to the Article 14 of the Constitution of Indica. The recent amendment allows for notification of individual as “terrorist” while under Unlawful Activities (Prevention) Act, 1967 only organisation could be so notified. “Right to reputation is an intrinsic part of fundamental right to life with dignity under article 21 of the Constitution of Indica and terming / tagging an individual as “terrorist” even before commencement of trial or any application of judicial mind over it, does not amount to following of ‘procedure established by law’ and is thus violative of right to reputation of such an individual who is being categorised as terrorist and then added in schedule forth of the unlawful activities Prevention Act 1967.

4. Stressing on right to reputation as an integral part of right to life the petitioner cited the relevant case wherein the Supreme Court had held that, “It is thus amply clear that one is entitled to have and preserve, one’s reputation and one also had a right to protect it in case any authority, in discharge of its duties Fastened upon it under the law, traverses into the realm of personal reputation adversely affecting him must provide a chance to him to have his say in matter. The Public Interest Litigation states that section 35 of the impugned law is also violative of International Convention ratified and implemented by Indica as the International Covenant on civil and political rights (1965) recognises right of reputation of others and right to hold opinion without interference.

The material issue in the case is as follow, other relevant issues are to be argued by counsels on their own:

- 1) Whether the amendment made in Unlawful Activities Prevention Act 1967 which empowers the Government of Indica to notify a person as terrorist is Unconstitutional?

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**11<sup>th</sup> & 12<sup>th</sup> January 2020**

### Registration Form

Name & Address of Participating Institution:-

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Phone No.  
E-mail ID

Name of the Mooter - 1 :- \_\_\_\_\_

Class \_\_\_\_\_

Address \_\_\_\_\_

Mobile No. \_\_\_\_\_

E-mail ID \_\_\_\_\_

Passport

Size

Photograph

Name of the Mooter - 2 :- \_\_\_\_\_

Class \_\_\_\_\_

Address \_\_\_\_\_

Mobile No. \_\_\_\_\_

E-mail ID \_\_\_\_\_

Passport

Size

Photograph

Name of the Researcher :- \_\_\_\_\_

Class \_\_\_\_\_

Address \_\_\_\_\_

Mobile No. \_\_\_\_\_

E-mail ID \_\_\_\_\_

Passport

Size

Photograph

Particulars of Demand Draft

D.D. No. \_\_\_\_\_ Date \_\_\_\_\_

Bank Name \_\_\_\_\_ Branch \_\_\_\_\_

Mooter	Preliminary Round	Final Round
Mooter 1	Petitioner / Respondent	Petitioner / Respondent
Mooter 2	Petitioner / Respondent	Petitioner / Respondent

(Strike out unnecessary fields.)

Signature and Seal of Head of  
the  
Institution.



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**11<sup>th</sup> & 12<sup>th</sup> January 2020**



**TRAVEL PLANS**

Name of the participating Institution :- \_\_\_\_\_

**☺ Arriving on date :-**

Mode of travel : railways/airways/roadways \_\_\_\_\_

Train name : \_\_\_\_\_

Flight name : \_\_\_\_\_

Bus/travels name : \_\_\_\_\_

Reaching at time : \_\_\_\_\_

**☹ Departure on date :-**

Mode of travel : railways/airways/roadways \_\_\_\_\_

Train name : \_\_\_\_\_

Flight name : \_\_\_\_\_

Bus/travels name : \_\_\_\_\_

Reaching at time : \_\_\_\_\_

**Signature and Seal of Head of  
 the Institution**