



"Lex Evento - 2016"
**THE NORTHCAP UNIVERSITY,
GURGAON
(SCHOOL OF LAW)**



1st Mock Trial Advocacy & Judgment Writing Competition

RULES AND REGULATIONS

I. Eligibility & Registration:

1. Teams from Law Colleges recognized by Bar Council of India will be eligible to participate in the competition.
2. The members of each team should comprise of students of UG Level, either pursuing 3 year or 5 year Law course.
3. Each team shall comprise of 3 students. One shall conduct trial on behalf of Plaintiff/ Complainant/Petitioner, and the other shall conduct trial on behalf of Opponent/ Respondent.
4. The third member shall be the moot judge, who shall conduct the trial and on the evidence produced before him, shall participate in the Judgment Writing Competition to be held on 2nd and 3rd November 2016.

II. The Competition shall consist of:

1. One preliminary round and the final round. However, the organizers are at liberty to change the rounds depending upon number of participating teams.
2. The participants shall prepare either problem 1 or problem 2 for preliminary round and same is to be communicated to the college and witnesses.
3. Preliminary Round on Problem No. 1 & 2 which shall be held on Saturday 2nd November 2016, in which all teams, shall participate.

4. Four teams from among them shall be selected for final round on Problem No.3 which shall be held on Sunday 3rd November 2016. However, the organizers are at liberty to make necessary changes depending upon number of participating teams. The decision of the organizer institution shall be final.

5. The judgment writing competition shall be held on Problem No. 1 or 2, which the participants have chosen for preliminary round, which shall be held on Saturday 2nd November 2016.

III. Rules for Conducting of Trial:

1. The dress code for the mooters conducting the trial will be white dress with black band. For the mooter judge it would be white dress, black coat with gown and band.

2. Two witnesses for the trial for both the preliminary and final rounds will be provided by Host College, who will be well versed with the facts of the case and shall depose exactly as per the facts given in the moot problem. Contact numbers of the witnesses will be provided to each participating team well in advance so that participants can develop communication and brief them accordingly.

3. The mooters would record the evidence orally only and submission of affidavits shall not be allowed.

4. One observer and a moot judge appointed by the host college will assess the competition. Their decision will be final.

IV. Rules of Memorials:

1. The teams shall prepare two memorials, one for preliminary round and one for final round. Each team shall in advance send their two sets of memorials of each side of each round, which shall be precondition to participate in the competition.

2. The memorials shall be typed on Legal size paper with margin, in Arial font, with 12 size.

3. Last date for submitting memorials is on or before 5th January, 2016.

V. Oral Submissions:

1. Each team shall be given 40 minutes in all. 30 Minutes to conduct the trial along with examining of two witnesses, and 10 minutes for arguing the case. The mooters may distribute the time among them.

2. There shall be a warning bell three minutes before completing of the allotted time for each team. There will be final bell on competition of allotted time.

3. If any team exceeds time more than time allotted, except with the permission of the judge, the team shall be abruptly stopped and would be liable for negative marking.

VI. Scoring Criteria:

1. Memorials: 20marks

2 Examination of witness: 40marks

3 Arguments: 20marks

4. Answer to queries of Court & Court mannerisms: 20marks

Total=100 marks

VII. Judgment Writing Competition:

1. The host college will appoint a Judge for the competition and entire trial will be conducted under his control.

2. The participant moot judge will sit with the judge appointed by the host college to conduct the trial; by this the moot judge will learn how to conduct the trial. However, there shall be no marks allotted for this. The marks allotted are only for judgment writing.

3. The mooter judge shall be given 30 minutes for writing judgment immediately after the trial, on the problem which they have selected for trial.

The moot judge is allowed to keep the evidence notes of the trial, points of arguments, case laws etc. except the copy of earlier written judgment, with him for writing the judgment.

4. The moot judge may choose any language, either English or Marathi for writing judgment.

5. The scheme of marking is as follows:

(i) Format: 05marks

(ii) Points of determination: 05 marks

(iii) Appreciation of Evidence & Law: 30 marks

(iv) Order: 10 marks

Total: 50marks

6. The decision of the judges appointed by the host college shall be final.

VIII. Other Rules:

1. All participants are expected to maintain maximum decorum of the court during the competition.

2. All teams should report at 9.00 a.m. on 2nd November 2016.

3. Accommodation will be provided to participants by the organizers for the days of competition.

4. No. TA, DA shall be provided to the participants.

5. Lunch and tea shall be provided to participants for the days of competition.

6. The host college reserves the right to make necessary changes in the rules prescribed herein above.

IX. Programme Schedule:

1. Date of Confirmation -16-10-2016
2. Date of submission of memorial -26-10-2016 Soft copy and 28-10-2016 hardcopy by post . The
3. Date of preliminary round -03-10-2016
4. Date for final round -04-10-2016
5. Date of Judgment Writing Competition -03-10-2016

X. Correspondence:

For further information please contact on email, cell, telephone, fax.

- a) Mailing Address : to Kshitez Kaushik #4068 sector 23A
 - b) Contact: Geetam Jangra -9717803089 , Brijesh Ladwal- 7011611205
- E-mail ID: lexevento16@gmail.com

(Note: All communication with coordinators preferably on email only)

**The NorthCap University MOCK TRIAL AND
JUDGEMENT WRITING COMPETITION, 2016**

Problems for the First Round

(Choose any one of the following)

MOOT PROBLEM – I

“A” is the sole earning member of his family. He and his wife were run down by a speeding motor cyclist while they were going for the evening walk. A died on the spot and his wife suffered severe injuries. The motorcyclist was 17 years of age. The owner of the motorcycle was his father and the motor cycle is insured with an insurance company.

- a) Draft a Motor Accident Claim on behalf of A’s wife and two minor children.
- b) A joint WS on behalf of Motor Cyclist and his father and separate WS on behalf of insurance company.

MOOT PROBLEM – II

‘A’ and ‘B’ are working in an office, where A is the boss and B is his secretary. They developed closeness over the years. A is already married and also has a child from the first marriage. B is absolutely ignorant about this fact. A and B married in the temple and lived together happily for few months. After that they developed differences and B comes to know about A’s previous marriage. Infuriated by this fact, B files a Criminal case against A.

- a) Draft a complaint on behalf of B
- b) Draft a reply on behalf of A

‘A’ and ‘B’ are husband- wife. B had purchased a property from her own earning. But A, her husband had helped her to pay the EMI for the purchase. A’s contribution to the EMI was 30% of the total amount to be paid. Now, due to some disputes they both have decided to part their ways.

- a) Draft a complaint and reply on behalf of both the parties.
- b) Can husband claim right over wife’s property?

Problem for the Final Round

MOOT PROBLEM – III

‘A’ and ‘B’ are the traders, and in course of their trade, A issued a Cheque to B, payable at par. Nasik is the ordinary place of business of B. The transaction between A and B has taken place at Mumbai which is ordinary place of business of A. B is resident of Vaijapur, Dist. Aurangabad. B deposited the Cheque at the Vaijapur branch, but it returned with a remark “Insufficient Funds”. B wants to file a criminal complaint.

- a) Draft a notice, complaint on behalf of B.
- b) Draft a Notice reply and reply to complaint.

Notes for both Rounds:

1. Participants are free to give names to the parties in the moot problem and create documents in support of the case, which shall be justified in the trial.
2. A story can be created without destructing the skeleton structure given in the moot problem.
3. For each round only two witnesses shall be allowed to be examined by a participating team, which the participants shall choose and justify in the trial.
4. For any clarifications about the problem the coordinators may be contacted only through email address
5. Affidavits won't be entertained.