

**MDU- Centre for Professional and Allied Studies**

*LEX FETE' 19*

(12<sup>th</sup> -14<sup>th</sup> April 2019)



*“It is better to risk saving a guilty man than to condemn an innocent one”.*

# ABOUT THE CENTRE

MDU- CPAS formerly known as UILMS established in 2000 as National Law College is the maintained Centre of M.D. University, Rohtak. CPAS spread in 7 acres is the Satellite Campus of Maharshi Dayanand University, Rohtak and is located in the vicinity of Gurugram city in Sector 40. Institute offer Quality Education in discipline of Management and Law through programs like 2 year MBA (General), B.A.L.L.B -5 year, L.L.B.- 3year, L.L.M Evening. Centre has well qualified faculty and administrative staff recruited by University itself. Centre is approximately 1 km away from NH-8 and 2km from Huda city centre. Since its inception, the centre has attained numerous laurels to its credit. The centre has numerous societies which are involved in diverse fields & activities ranging from the cultural arts, photography, academics to scholarly events. The societies not only successfully organized Internal and National Events but also participate in various National level competitions with great enthusiasm, adroitness, efficiency and skillfulness.

**MDU- Center for Professional and Allied Studies, Gurugram, Sec- 40**, has created a professional and healthy competitive environment for its students, ensuring that they get the best understanding of law. It also continuously works hard and focuses on improving the professional skills of their students and provides them with the best academic and practical experiences. The MDU-CPAS has organized many triumphant Events the most recent being the ZONAL YOUTH FESTIVAL'17 and also their 1<sup>st</sup> NATIONAL MOOT COURT COMPETITION, 2018.

Moreover the objective of **MDU- Center for Professional and Allied Studies National Law Fest, 2019** is to home the academic excellence in the student community concerning the rights of people, and to develop their advocacy and research skills in an environment of friendly competition. The competition also aims to provide a platform for law students to exhibit their argumentation skills which are the core part of advocacy.

## ***FROM THE DESK OF VICE CHANCELLOR***

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**Prof. Rajbir Singh**

**Vice Chancellor MDU**

**Rohtak**

“Students of Law today are more active, they have numerous competitions and events. At MDU-CPAS, I have seen the amount of preparations, dedication and efforts put in by our students and faculty in organizing **1<sup>st</sup> National Moot court competition, 2018**. Our Faculty and students are very passionate about mooting and this is reflected in the growing level of our Annual Competitions. This is also in sync with our larger objective of seeing MDU-CPAS as the leading Centre for legal education in the Country. I wish all those associated with the ***LEX FETE’ 19*** the very best of luck.”

## ***FROM THE DIRECTOR***

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**Prof. Santosh Nandal**

**Director MDU- CPAS**

**Gurugram**

“Ensuring a proper, effective and regulated education system is of high priority to MDU- CPAS, Gurugram. The law school strives to provide various platforms to the students by contesting a series of programs like Debate Competitions, Parliamentary Debates, Legal Conferences, Legal Aid Camps, Intra and National Moot Court Competitions which builds and enhances their legal skills and helps them put forward their way to the competition in the arena of law. With unceasing efforts of our professionally dedicated faculty, motivated students, we successfully organized first edition of National Moot Court Competition in 2018, and I take this opportunity with immense pleasure to announce **LEX FETE’19** which includes MDU- CPAS moot court society’s 2<sup>nd</sup> National Moot Court competition and various other competitions. The closest experience that a law student can get to appearing in a court is mooting. Mooting is the better way to learn the law than to read, interpret, comprehend, and understand research, frame arguments, and write. I wish the participants all luck for the competition and a wonderful opportunity to learn and grow.” We have gone through with fine-tooth comb in ensuring that this Competition is organized academically and administratively in the best possible manner. This is a National Competition and it welcomes law students from across India to participate and exhibit their advocacy skills.

**“I wish the event a great success and may the Best Team win.”**

# ***RULES AND REGULATIONS***

## **1. DEFINITIONS**

The following Rules shall be called the MDU- Centre for Professional and Allied Studies *LEX FETE*'19 rules. Wherein,

**1.1** Organizers mean the **MDU- Centre for Professional and Allied Studies** in association with the **MDU- Centre for Professional and Allied Studies Moot Court Society (MDU- CPASNMCS)**.

**1.2** Competition means the MDU- Centre for Professional and Allied Studies, *LEX FETE*' 19, which includes *2<sup>nd</sup> National Moot Court Competition*' 19, *Essay Writing Competition, Drafting Competition and, Judgment Writing Competition.*

**1.3** Participating Team/ Institution means the team that has registered itself for the competition as per the rules.

**1.4** Venue means MDU- Centre for Professional and Allied Studies, Dalal Street , Sector – 40,(opposite Sector 40 Police Station) Gurugram, Haryana.

The Rules mentioned herein are not exhaustive. The Rules shall be strictly adhered to and any violations to the same shall result in immediate disqualification, unless exempted by the Organizers.

## **2. INTERPRETATION OF THE RULES**

**2.1** Organizers have the authority to interpret the Competition rules, to resolve any complaints or disputes connected thereto and to develop, update or amend these rules.

**2.2** The Faculty Convener shall serve as final arbiter of implementation and interpretation of these rules.

## **3.GENERAL**

**3.1 Date:** The Competition shall be held from **12<sup>th</sup> to 14<sup>th</sup> April, 2019**in MDU- Centre for Professional and Allied Studies, Gurugram.

**3.2 Dress Code:** The participants shall adhere to the following dress code when present in any courtroom during the Competition and otherwise when present within the campus premises.

**Boys:** White shirt, black trousers and black tie along with black coat and black shoes.

**Girls:** Black salwar and white kurta or white shirt and black trousers along with a black coat, blacktie and black shoes.

**3.3 Theme:** The moot proposition for the **2<sup>nd</sup>MDU-CPAS National Moot Court Competition, 2019** is based on — **Hindu Marriage Act, 1955 and Applicability of Foreign Judgments in India .**

**3.4 Language:** The official language for the Competition shall be strictly **English.**

#### **4. ELIGIBILITY:**

**4.1**The teams will be allowed to participate on a first come first serve basis.

**4.2** The Competition shall be open for bona fide students of an institution who are pursuing an integrated 5 year B.A. LL.B/ B.B.A. LL.B. Programme or a 3 year LL.B Programme in India. Such institution must be recognized by the Bar Council of India.

#### **5. TEAM COMPOSITION**

**5.1** Each team shall consist of a minimum of two members and maximum of three members. Under no circumstance a team consisting of more than 3 members will be allowed to participate. No observer/ additional member can be part of a team in any capacity.

**5.2** In case of a three-member team, there shall be two speakers and 1 researcher in the team.

**5.3** In case of a two-member team, there shall be one speaker who shall be registered as the “Researcher” in order to be eligible for the Researcher’s Test.

#### **6. ANONYMITY**

**6.1** The teams shall remain anonymous. Teams shall not disclose their identity, i.e. the name of their institution, city, etc. or any other information which has the effect of disclosing their identity and affiliation with a particular University or Institution, except in the registration form.

**6.2** Each team shall be allotted a team code before the competition. During the competition teams shall be identified by the team code allotted to them.

**6.3** Disclosure of details with respect to identity to any participating team or member(s) other than the MDUCPAS Moot Court Society is strictly prohibited and stands as a ground for disqualification.

**6.4** Sharing of personal details especially, during the proceedings will lead call for immediate disqualification.

## **7. REGISTRATION**

**7.1** Teams must register by **20<sup>th</sup> March, 2019** by sending soft copy of registration form with soft copy of Demand Draft through an email to [mducpasnmcc@gmail.com](mailto:mducpasnmcc@gmail.com) with the subject —**Registration for MDU-CPASII National Moot Court 2019.**

**7.2** On receiving the registrations, a maximum of 32 teams will be allowed to participate in the Competition on First come-First serve basis.

**7.3** The Team shall then send:

- A printed copy of the Registration Form by post which must reach the Organizers latest by **25<sup>th</sup> March, 2019.**
- A **non-refundable participation fee of Rs. 5000/-** (Five Thousand rupees only) in the form of a Demand Draft drawn in favour of **XXXXXXXXXXXXXXXXXXXX**, and **payable at GURUGRAM** (clearly stating the name of the institution at the reverse side of the demand draft), addressed to:

**DR. SANTOSH NANDAL,**

**DIRECTOR,**

**MDU- Centre for Professional and Allied Studies**

**Opposite Sector 40 Police station.**

**Dalal Street Sector 40, Gurugram-122001**

**7.4** Any change in the team composition shall be intimated to the Organizers before the Formal Registration.

**7.5** Forms received after the deadline shall not be considered for registration.

# **MOOT COURT COMPETITION**

## **8. MEMORIALS**

Memorials submitted for all purposes of the competition shall strictly adhere to the rules as stated below:

**8.1** Teams have to prepare memorials for both the sides, i.e. Appellant and Respondent.

**8.2** The registered teams shall submit the soft copy of their memorial (in word and PDF format) **mducpasnmcc@gmail.com** by **23:59 hours** of **5<sup>th</sup> April, 2019** and shall carry **6 copies** of each side on the day of event i.e. 12<sup>th</sup> April, 2019.

**8.3** The soft copy file pertaining to the memorials in Word/Pdf format shall be named as, T (for the Petitioner's Memorial) and, T for the Respondent's Memorial. (Here, T means the allotted Team Code), with their team code.

**8.4** The cover page of the memorials sent for both the soft and hard copies shall clearly mention the word "A" for memorials on behalf of the Appellant, and the word "R" for memorials on behalf of the Respondent, followed by the team code for both the instances, such being clearly inscribed on the top right hand corner of the cover page of the memorial for the Appellant and Respondent.

For example, if a team has been assigned a code of 15, the memorials sent by such team shall have "P15" and "R15" clearly marked on the top right hand corner of the cover page of the respective memorials.

**8.5** The teams should not disclose their own identity or identity of their institution anywhere on the memorial. Violation of this rule will result in immediate disqualification.

**8.6** The cover page of the Appellant's memorial shall be printed on Blue colour A4 size paper, and the cover page of the Respondent's memorial shall be printed on Red colour A4 size paper.

**8.7** The memorials have to be submitted on A4 size paper and **must only contain the following sections** in the order stated below:

<b>Cover Page</b>	<b>1 Page</b>
<b>Table of Contents</b>	<b>1 Page</b>
<b>Statement of Jurisdiction</b>	<b>1 Page</b>
<b>Index of Authorities</b>	<b>1 Page</b>
<b>Statement of facts</b>	<b>3 Pages(Maximum)</b>
<b>Summary of Arguments</b>	<b>2 Pages (Maximum)</b>
<b>Arguments Advanced</b>	<b>25 Pages (Maximum)</b>
<b>Prayer</b>	<b>1 Page</b>

**8.8** Non-compliance with above criteria shall result in a penalty of two marks per missing section.

**8.9** The memorials must be printed in Times New Roman font with 12 font size and 1.5 line spacing. The footnotes must be in Times New Roman font with 10 font size and 1.0 line spacing.

**8.10** The memorials should have a 1 inch margin on all sides of each page.

**8.11** The 'Arguments Advanced' section should not exceed 25 pages, while the memorial as a whole should not exceed 35 pages including the cover page.

**8.12** The numbering should be on the bottom center of each page.

**8.13** The teams have to use the citation method as stated in the 19<sup>th</sup> Edition of the Harvard Blue Book for citation throughout the memorial, with strict adherence.

**8.14** There shall be no speaking footnotes in the memorial.

**8.15** The maximum scores for the memorials shall be 100 marks. The memorials shall be evaluated on the following criteria:

<b>Knowledge and Applicability of Law</b>	<b>20 Marks</b>
<b>Proper and Articulate Analysis</b>	<b>25 Marks</b>
<b>Extent and Use of Research</b>	<b>25 Marks</b>
<b>Clarity and Originality</b>	<b>20 Marks</b>
<b>Language and Grammar</b>	<b>10 Marks</b>

## **9. FORMAT OF ORAL ROUNDS**

**There shall be two Preliminary Rounds, a Quarter Final Round, a Semi Final Round and a Final Round which will be held on 13<sup>th</sup> and 14<sup>th</sup> April, 2019.**

### **9.1 Preliminary Rounds**

**9.1.1** The Preliminary Rounds are scheduled to take place on **13<sup>th</sup> April, 2019.**

**9.1.2** Teams shall be subjected to two Preliminary Rounds. The teams shall be arguing on behalf of each side during the Preliminary Rounds.

**9.1.3** The total of each round shall determine selection, with the top 8 teams qualifying for the Quarter Final Round.

**9.1.4** No two teams shall face each other more than once in the preliminary rounds.

### **9.2 Quarter-Final Rounds**

**9.2.1** The Quarter Final Rounds are scheduled to take place on **13<sup>th</sup> April, 2019.** The top-eight scoring teams from the Preliminary Rounds shall compete according to the draw of lots.

**9.2.2** The top four scorers will proceed to Semi-Final Rounds.

### **9.3 Semi Final Rounds**

**9.3.1** The Semi-final Rounds are scheduled to take place on **14<sup>th</sup> April, 2019.**

**9.3.2** The top-four scoring teams shall compete according to the draw of lots.

**9.3.3** The top two scoring teams will proceed to the Final Round.

### **9.4 Final Rounds**

**9.4.1** The Final rounds are scheduled to take place on **14<sup>th</sup> April, 2019.**

**9.4.2** The teams shall argue from the side decided by the draw of lots.

**9.4.3** The team obtaining a higher score shall be declared as the winner of the Competition.

## **10. PROCEDURES FOR ORAL SUBMISSIONS**

**10.1** The speakers can provide the copies of the compendium, only if the same is permitted by the Panel of Judges in their respective court rooms.

**10.2** Each Team will get a total of **30 Minutes** to present their case in **Preliminary and Quarter Final Rounds**.

**10.3** Each Team will get a total of **45 Minutes** to present their case in **Semi-Final Rounds and Final Round**.

**10.4** The oral arguments should be confined to the issues presented in the memorial. The researcher shall be present with the speakers during the oral rounds.

**10.5** Rebuttal and Surrebuttal are allowed at the discretion of the Judges in every round. However, it should not exceed 5 Minutes in Preliminary and Quarter Final Round and 10 Minutes in Semi-Final Rounds and Final Round.(Sur-surrebuttal is not allowed under any circumstance.)

**10.6**Maximum scores for the oral rounds shall be 100 points per speaker per Judge.

**10.7**Extension of time beyond the specified limit shall depend upon the Judge's discretion.

**10.8**The oral rounds shall be judged on the following criteria:

<b>Knowledge of Law</b>	<b>15 Points</b>
<b>Application of Law to Facts</b>	<b>15 Points</b>
<b>Ingenuity and Ability to Answer to Questions</b>	<b>25 Points</b>

<b>Style, Poise, Courtesy, and Organization</b>	<b>25 Points</b>
<b>Time Management</b>	<b>20 Points</b>

### **11.RESEARCHER'S TEST**

**11.1**Researcher's test shall be conducted on 12<sup>th</sup> April, 2019, simultaneously with memorial Exchange.

## **12. DRAFTING COMPETITION**

### **12.1 Rules for Drafting competition-**

- Any participant enrolled in *LEX FETE'19* shall participate in this competition. Any participant enrolled for Drafting Competition is not allowed to participate in Judgment Writing Competition and Essay Writing Competition these competitions will take place simultaneously on 12<sup>th</sup> April, 2019.
- The draft must contain a minimum of 1200 words.
- The drafts will be judged on the basis of legal language used, facts, issues, appreciation of the relevant law and the overall drafting skills.
- The participant shall be given a maximum time of one hour.
- The draft must be done in English language only.

### **12.2 The topics for the drafting competition shall be any one amongst the following -**

1. Plaint
2. Bail Application
3. Will Deed
4. Sale Deed
5. Partnership Deed
6. Gift Deed
7. Trust Deed
8. Lease Deed

### **13. ESSAY WRITING COMPETITION**

#### **13.1 TOPIC OF ESSAY:**

*Constitutionality of Art. 35a and 370 of Constitution of India*

#### **13.2 RULES FOR THE ESSAY WRITING COMPETITION:**

- The Competition is open to any one member enrolled for **LEX FETE'19**. Any participant enrolled for Essay Writing Competition is not allowed to participate in Judgment Writing Competition and Drafting Competition as these competitions will take place simultaneously on 12<sup>th</sup> April, 2019.
- Essays must be written only in the English language.
- The word limit for the essay is 2000 words, excluding the footnotes
- The essays must be typed using MS Word in Times New Roman Font size 12 with a margin of 1” on all sides and 1.5 line spacing. Footnotes must be in Font size 10 in Times New Roman.
- The Citation style should conform to “Standard Indian Legal Citation”
- All essays should be the original work of the authors. All essays shall be subject to an anti-plagiarism check. Any plagiarism will render the essay liable for disqualification.

#### **13.3 DEADLINE AND METHOD OF SUBMISSION:**

The deadline for submission is 1<sup>st</sup> April 2019 23:59 Hrs IST All submissions must be made by e-mail only, at **mducpasnmcc@gmail.com** in Word Format as well as PDF file attachments. In the subject line please mention “Submission: Essay Competition with their respective Team Code.

#### **14. JUDGMENT WRITING COMPETITION.**

**14.1** Competition is open to any one member enrolled for *LEX FETE' 19*. Any participant enrolled for Judgment Writing Competition is not allowed to participate in Essay Writing Competition and Drafting Competition as these competitions will take place simultaneously on 12<sup>th</sup> April, 2019.

**14.2** Judgment must be written in English Language.

**14.3** Participants will be provided with the facts and arguments for both sides on 12<sup>th</sup> April, 2019 at the time of competition itself.

**14.4** Participants will be given 1 hour to write the judgment.

#### **15. CULTURAL EVENING**

**15.1** Cultural evening will be held on 13<sup>th</sup> April 2019 in the premises of MDU-CPAS Sector 40, Gurugram from 7pm-9pm for the participants *LEX FETE'19*.

**15.2 TALENT HUNT** competition will take place in which the participants are required to showcase their talent which may include dancing, singing, poetry, mimicry, etc.

**15.3** The participating teams are required to give in their names for the same on or before 13<sup>th</sup> April 2019 to the student convener.

**15.4** The evening will include DJ Party for the participants.

#### **16. ANNOUNCEMENT OF RESULTS**

**16.1** The results of each round will be declared shortly after the conclusion of the rounds.

**16.2** The results of the final round shall be announced in the Valedictory and Award Ceremony, to be held on 14<sup>th</sup> April, 2019.

#### **17.FINALITY OF DECISION**

**17.1** The ruling of the Judges with regard to the outcome of the rounds shall be final.

**17.2** In case of evaluation of all the rounds, the Memorial Marks shall not be included to decide the merit, mere scoring of the ongoing rounds would be considered to move ahead for the next round.

**17.3** In case a tie takes place in any round, the marks of the memorial will become a deciding factor, wherein, the higher scorer will proceed further.

## **18. AWARDS**

**18.1 Winning Team Award – The winning team will receive a trophy, certificate of excellence and a cash prize of INR 11,000/-.**

**18.2 Runners-Up Team Award – The runners up team will receive a trophy , certificate of excellence and a cash prize of INR 7,500/-**

**18.3 Best Student Advocate/Counsel – The Best Student Advocate/Counsel will receive a trophy,certificate of excellence and a cash prize of INR 5,000/-.**

**18.4 Best Memorial - The team submitting the best Memorial will receive a trophy, certificate of excellence and a cash prize of INR 7,500/-.**

**18.5 Best Researcher - The Best Researcher will receive a trophy, certificate of excellence and a cash prize of INR 5,000/.**

**18.6 Best essay winner will receive cash prize of Rs. 2,500 and certificate of excellence.**

**18.7 Winner of Drafting Competition will receive cash prize of Rs. 2,500 and certificate of excellence.**

**18.8 Winner of Judgment Writing Competition will receive cash prize of Rs. 2,500 and certificate of excellence.**

**18.9 All the other participants will receive certificate of participation.**

## **19. SCOUTING**

**19.1 Scouting is strictly prohibited.**

**19.2** Teams shall not be allowed to observe the oral rounds of other teams, unless they have been officially knocked-out of the competition. Scouting by any team shall entail instant disqualification.

## **20. ACCOMMODATION FOOD AND TRANSPORT**

**20.1** Accommodation and food shall be provided to all participating outstation teams by the MDU- CPAS Moot Court Society `from 12<sup>th</sup>- 14<sup>th</sup> April, 2019. **Thus teams are directed to report by latest 12<sup>th</sup> April, 2019 09:00 Hrs in Gurugram. Failing which teams will strictly be prohibited from participating in any of the event.**

**20.2** The interested students are required to inform the Organizing Committee, through their Travel & Accommodation Form, so as to enable them to make necessary arrangements.

**20.3** Under no circumstances shall the Organizers provide accommodation to any other person accompanying the team.

**a.** It is **MANDATORY** for the teams to send their travel plans along with the soft copy of registration forms by **20<sup>th</sup>, March, 2019** and hard copy of the same with hard copy of Registration Form and Demand Draft on or before **25<sup>th</sup> March, 2019**.

## **21. MISCELLANEOUS PROVISIONS**

**21.1** All participants are expected to maintain the decorum in the Court during the competition and are expected to conduct themselves in a manner befitting the legal profession.

**21.2** During the oral rounds, teams shall not be allowed to use any electronic devices such as mobiles, laptops etc.

**21.3** The Organizers reserve the right to amend, modify, change or repeal any of the Competition Rules at any point of time. The Organizers shall communicate any such change made in the Competition Rules to the teams.

**21.4**The Organizers reserve the right to take decisions on any matter not mentioned in the Competition Rules. Any such decision taken by the Organizers shall be final and binding.

**21.5** No audio or videotaping of oral pleadings is permitted without the permission of the Organizers.

**21.6** If a team believes that violation of any of the Competition Rules has taken place at any stage of the competition, the teams, within half an hour after the completion of the round wherein a violation has allegedly occurred shall register a complaint with the Faculty/Student Convener of the MDU-CPASNMCs and under no circumstance are the teams allowed to approach the Judges for any complaints.

**21.7**The Organizers reserve all rights to audio and videotaping, or any other form of audio or visual re-cording and its reproduction, of any oral round or part thereof.

## **22. CLARIFICATIONS**

**22.1** Teams may request for clarifications regarding the moot problem by sending an Email to:

**[mducpasnmcc@gmail.com](mailto:mducpasnmcc@gmail.com)**, latest by **5<sup>th</sup> April, 2019**. The subject of the mail should be **—Clarification of Moot Problem**

## ***IMPORTANT DATES***

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Last Date Of Registration (soft copy)	20 <sup>th</sup> March 2019
Last Date Of Registration (hard copy)	25 <sup>th</sup> March 2019
Clarification of doubts	5 <sup>th</sup> April 2019
Submission of memorial (soft copy)	5 <sup>th</sup> April 2019
Submission of memorial (hard copy)	12 <sup>th</sup> April 2019
Submission of Essay	1 <sup>st</sup> April 2019

## **CONTACT US**

### **Faculty convener**

Dr. G.S. Chauhan- 09811346171

### **Faculty co- convener**

Dr. Omprabha- 09650255040

### **Organizing Secretary**

Dr. Kailash Kumar- 09212704898

### **Student Convener**

1. Aishwary Jain – 08468883370
2. Yanit Chauhan- 08510017719

### **Email us-**

[Mducpasnmcc@gmail.com](mailto:Mducpasnmcc@gmail.com)

**MEDIA PARTNER**

The logo for Lawctopus features a stylized orange 'L' icon on the left, composed of two intersecting diagonal lines. To the right of the icon, the word 'Lawctopus' is written in a sans-serif font. The 'Law' portion is in orange, and 'ctopus' is in black. A thin horizontal line is positioned below the text.

**Lawctopus**

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