



**MOOT COURT COMMITTEE  
HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH (HILSR)  
SCHOOL OF LAW  
JAMIA HAMDARD**

*Announces*

**1<sup>st</sup> INTRA MOOT COURT COMPETITION**

*1<sup>st</sup>-4<sup>th</sup> February 2022*

## TABLE OF CONTENTS

S. No.	Particulars	Page No.
1.	Rules and Regulations	3-9
2.	Moot Proposition	10-12
3.	List of Important Dates	13

**Important Note:** - *On the successful completion of the Competition, students shall be allowed to participate in National Moot Court Competitions (in 2022 or until the next Intra Moot Court Competition takes place) only on the basis of their performance in this competition. Students who do not take part in this Competition shall not be permitted to take part in any National or Inter University Moot Court Competition for the time period mentioned above.*

## **RULES AND REGULATIONS**

### **1. GENERAL**

#### **1.1. Composition of Team**

Each time must comprise of three (3) members. Two (2) speakers and One (1) Researcher.

#### **1.2. Eligibility**

Bona-fide students studying in 3<sup>rd</sup>, 5<sup>th</sup> and 7<sup>th</sup> Semesters at School of Law, HILSR are eligible to participate.

#### **1.3. Date and Venue**

The Competition shall take place on 1<sup>st</sup>-4<sup>th</sup> February 2022. The Competition may be conducted in Online/Offline manner at the discretion of the organisers subject to the prevailing situation of Covid-19 in Delhi-NCR and after taking into account guidelines issued by the appropriate government and authorities.

#### **1.4. Language**

The language of the Competition shall only be English.

#### **1.5. Dress Code**

The dress code shall be White Shirt, Black Pant, Black Coat and Black shoes for Boys and White Shirt, Black Pant, Black Coat, Black shoes or White and Black Indian Formals along with Black Coat for Girls.

### **2. REGISTRATIONS**

**2.1.** All interested teams must register themselves by filling the following form: -

<https://forms.gle/BoTksjqKw9SqPGqx7>

**2.2.** The last date for registration shall be 31<sup>st</sup> October 2021.

2.3. There shall be no registration fee.

2.4. After filling the form, the registered teams shall receive a team code, which shall be used for any further communication.

### 3. **COMPETITION ROUNDS**

The Competition shall comprise of Two (2) Preliminary Rounds, One (1) Quarter Final Round, One (1) Semi Final Round and One (1) Final Round. In case, the number of registered teams exceeds Sixteen (16), shortlisting will be done on the basis of Memorials and the top 16 teams shall qualify for the oral rounds.

#### 3.1. **Preliminary Rounds**

3.1.1. There shall be Two (2) Preliminary Rounds.

3.1.2. Each team has to argue once from each side.

3.1.3. Each team shall be given a maximum of 20 Minutes to present their case, subject to a maximum of 10 Minutes per speaker. There shall be no rebuttal or sur-rebuttal.

3.1.4. Each team shall be marked as per the criteria laid down. On the basis of the aggregate score attained by the two speakers, the teams shall be ranked. The top Eight (8) teams shall proceed to the Quarter Final Round.

3.1.5. In case of tie between teams, the Memorial Scores shall be taken into consideration. Team with the higher Memorial score shall proceed to the next round in such a scenario.

#### 3.2. **Quarter Final Round**

3.2.1. There shall be One (1) Quarter Final Round.

3.2.2. This shall be a knock-out round.

**3.2.3.** Each team shall be given a maximum of 30 Minutes to present their case, subject to a maximum of 15 Minutes per speaker. There shall be no rebuttal or sur-rebuttal.

**3.2.4.** Each team shall be marked as per the criteria laid down. On the basis of the aggregate score attained by the two speakers, the teams shall be ranked. The top Four (4) teams shall proceed to the Semi Final Round.

**3.2.5.** In case of tie between teams, the Memorial Scores shall be taken into consideration. Team with the higher Memorial score shall proceed to the next round in such a scenario.

### **3.3.Semi Final Round**

**3.3.1.** There shall be One (1) Semi Final Round.

**3.3.2.** This shall be a knock-out round.

**3.3.3.** Each team shall be given a maximum of 30 Minutes to present their case, subject to a maximum of 15 Minutes per speaker. There shall be no rebuttal or sur-rebuttal.

**3.3.4.** Each team shall be marked as per the criteria laid down. On the basis of the aggregate score attained by the two speakers, the teams shall be ranked. The top Two (2) teams shall proceed to the Final Round.

**3.3.5.** In case of tie between teams, the Memorial Scores shall be taken into consideration. Team with the higher Memorial score shall proceed to the next round in such a scenario.

### **3.4. Final Round**

**3.4.1.** There shall be One (1) Final Round.

**3.4.2.** This shall be a knock-out round.

**3.4.3.** Each team shall be given a maximum of 45 Minutes to present their case, subject to a maximum of 22 Minutes per speaker. There shall be no rebuttal or sur-rebuttal.

**3.4.4.** Each team shall be marked as per the criteria laid down. On the basis of the aggregate score attained by the two speakers, the teams shall be ranked. The team with the higher score shall be declared as the Winner.

**3.4.5.** In case of tie between teams, the Memorial Scores shall be taken into consideration. Team with the higher Memorial score shall proceed to the next round in such a scenario.

#### **4. MEMORIALS**

Each team is required to submit a Memorial for both sides.

**4.1.** Format of the Memorials: Each team must submit a typed Memorial for both sides. The Memorial must contain the following: -

- (i). Cover Page
- (ii). Index
- (iii). Index of Authorities
- (iv). Statement of Jurisdiction
- (v). Synopsis of Facts
- (vi). Summary of Arguments
- (vi). Arguments Advanced
- (vii). Prayer

**4.2.** The Cover Page must contain the Case Title, Name of the Court, Side on whose behalf the Memorial is presented and Team Code. The cover page of the Memorial

on Behalf of the Petitioner shall be in Blue Colour and the cover page of the Memorial on Behalf of the Respondent shall be in Red Colour.

**4.3.** The font size of the Memorial should be 12, Times New Roman, 1.5 line spacing for the body of the Memorial and 10, Times New Roman, 1 line spacing for footnotes.

**4.4.** ILI rules of footnoting must be followed. The same can be accessed here:-  
<https://www.google.com/url?sa=t&source=web&rct=j&url=https://www.ili.ac.in/footnoting12.pdf&ved=2ahUKEwi04qfKzqjzAhU67HMBHT1GAgQQFnoECBQQAQ&usg=AOvVaw1ZazX71NkAUmuICm-SiaYo&cshid=1633070846011>

**4.5.** Memorials must not be plagiarized. Any team that submits a plagiarized memorial shall be disqualified subject to a 25% threshold.

**4.6.** The synopsis of facts must not exceed Two (2) pages, summary of arguments must not exceed Two (2) Pages, Arguments Advanced must not exceed Twenty (20) Pages. The total pages of the Memorial must not exceed Forty (40) including the cover page.

**4.7.** The last date for submissions of Memorial shall be 7<sup>th</sup> January 2022 by 11:59:59 PM IST. Delay of each day shall attract a penalty of One (1) mark subject to a maximum of Ten (10) Marks.

**4.8.** The Memorials must be sent as a soft copy to [mccchilsr@gmail.com](mailto:mccchilsr@gmail.com) in pdf as well as word format.

**4.9.** The teams may be required to submit hard copies of the Memorials in case the Competition takes place in Offline mode.

**4.10.** Memorials must not contain any sign, symbol, etc. that may reveal their identity to the judges. Further, the use of any graphical representation, annexures, pictures in the Memorial are prohibited.

**4.11.** Teams may submit Compendiums latest by 10<sup>th</sup> January 2022, 11:59:59 PM IST if they so desire.

## **5. MARKING CRITERIA**

**5.1.**The following is the marking criteria for Memorials: -

<b>S. No.</b>	<b>Marking Criteria</b>	<b>Marks Allocated</b>
1.	Depth and Quality of Research	30
2.	Proper and Articulate Analysis & Clarity and Organization	20
3.	Knowledge and Application of Facts	15
4.	Grammar and Style	15
5.	Referencing	10
6.	Presentation and Neatness	10
7.	<b>TOTAL</b>	<b>100</b>

**5.2.**The following is the marking criteria for the Oral Rounds: -

<b>S. No.</b>	<b>Marking Criteria</b>	<b>Marks Allocated</b>
1.	Knowledge and Application of Relevant Law	25
2.	Interpretation and Use of Facts	20
3.	Ability to Answer Questions	15
4.	Style, Poise, Courtesy and Court Etiquettes	15
5.	Organisation and Flow of Arguments	15
6.	Reference to Memorials in the course of Arguments	10
7.	<b>TOTAL</b>	<b>100</b>

**5.3.**In case of any dispute, the decision of the judges and organizers shall be deemed final and binding.



## **6. AWARDS**

The following awards shall be given: -

**6.1.** Best Team/Winner: - Rs 5000 Cash Prize + Certificate of Merit

**6.2.** First Runner Up: - Rs 3000 Cash Prize + Certificate of Merit

**6.3.** Best Mooter, Best Memorial, Second Runner Up team shall be given Certificate of Merit.

**6.4.** All Participants shall be given Certificate of Participation.

## **7. MISCELLANEOUS**

**7.1** No member of any team or any individual connected with any team will be permitted to hear the arguments in any court room in which that team is not one of the contesting teams whilst that team is still in the competition.

**7.2** All Participants are expected to maintain decorum in Court.

**7.3** Any revelation of identity by any student/team shall lead to disqualification.

**7.4** The Organizers with respect to any matter related to the competition will be final.

## **8. CONTACT INFORMATION**

In case of any queries, please write to [mcchilsr@gmail.com](mailto:mcchilsr@gmail.com) or feel free to contact the following student organisers: -

- Sakshi Singh: - +91 9935398997
- Tushar Batra: - +91 9971375727
- Wasefa Naim:- +91 7004815279

## **MOOT PROPOSITION**

### **In The Supreme Court of Salexa Public Interest Litigation No. 1018 of 2021**

#### **Rights of People**

#### **Versus**

#### **Union of Salexa and Ors.**

1. The country of Salexa is located in South Asia. It has the second largest population and the sixth largest economy in world. It has been categorized as a developing country. It has trade networks with a number of countries across the world. In the year 2019, a deadly, highly transmissible virus called Rovid-19 struck the world. It initially began in the Buhan, a state in the country of Shina.
2. As time passed, by Mid-January 2020, the virus had reached various parts of the world. On 30<sup>th</sup> January 2020, Salexa reported its first case of the virus. Slowly and gradually by April 2020, the virus had spread rapidly across the country with approximately 5500 infections and 150 deaths. Keeping in mind the nature and behavior of the virus, World Health Organization (WHO) declared Rovid-19 as a pandemic in March 2020.
3. On 24<sup>th</sup> March 2020, the Prime Minister of Salexa announced that the country would be put under a nationwide lockdown for a period of 21 days starting from 25<sup>th</sup> March 2020. Ministry of Home Affairs (MHA) issued the relevant order to this effect. As a result, a number of hardships had to be faced by the people of the country, especially the migrant workers who were seen walking long distances back to their hometowns and villages. A number of migrant workers were reported to have died.
4. As the infections continued to surge, the lockdown had to be extended until 30<sup>th</sup> May 2020 through orders passed by the MHA to the effect. The phased and gradual

reopening and unlocking began from 1<sup>st</sup> June 2020. Worried by the surge in cases, various countries starting working on vaccines to combat the virus.

5. Two influential pharmaceutical companies in Salexa developed one indigenous vaccine each. After getting the Emergency Use Authorization by the Drug Regulator of Salexa on 16<sup>th</sup> January 2021, Salexa kick-started the vaccine administering process for front line workers and doctors. This was later extended to voluntary vaccination of those above 60 years of age and those aged 45 and above with specified co-morbidities. Subsequently, the government announced that from May 1, 2021 anyone above 18 years of age would now be vaccinated. After a rough patch with a shortage of vaccine for the initial few months, the government streamlined the production and distribution. Pertinent to mention, the government targets to vaccinate the eligible population by December 2021.
6. Even after data about the efficacy of the vaccine emerged, many people are still reluctant to take the vaccine. This prompted the central government to emphasize the need to get vaccinated for protection from the virus. In view of this, many states and UTs made the vaccine mandatory for office staff, teachers, audience in cinema halls in order to check the spread of the virus. One such state is the State of Kaya.
7. A teacher working in one of the schools in Kaya did not want to take the vaccine due to his beliefs. Due to his reluctance of not taking the vaccine, the school suspended him. Moreover, many reports of people being denied entry into their workplaces and movie halls started to emerge. Similar incidents were reported in other states of the country and the same gained widespread media attention.
8. An NGO, Rights of People, approached the Hon'ble Supreme Court by filing a PIL under Article 32 of the Constitution.
9. The Hon'ble Supreme Court will decide the matter on the following issues: -
  1. Whether the present PIL is maintainable?

2. Whether the decision by states to make vaccines mandatory for various activities/provision of services is legitimate?
3. Whether the MHA order that led to the migrant crisis was arbitrary, disproportionate and violative of their fundamental rights?
4. Whether the teacher in Kaya can legitimately refuse to be administered with the vaccine on constitutional grounds?

*Note: - The laws of Salexa and the laws of India are in pari materia.*

**DISCLAIMER:** - The moot proposition is fictitious and any resemblance to any incident or person, if any, is merely co-incidental.



### LIST OF IMPORTANT DATES

<b>S No.</b>	<b>Event</b>	<b>Date/Deadline</b>
1.	Release of Moot Problem	11 <sup>th</sup> October 2021
2.	Last Date of Registrations	31 <sup>st</sup> October 2021
3.	Last Date of Memorial Submission	7 <sup>th</sup> January 2022
4.	Last Date to Submit Compendium, if any	10 <sup>th</sup> January 2022
5.	Result of Memorial Shortlisting round if the number of registered teams exceeds 16	18 <sup>th</sup> January 2022
6.	Inauguration Ceremony, Draw of Lots and Exchange of Memorials	1 <sup>st</sup> February 2022
7.	Preliminary Rounds, Draw of Lots and Exchange of Memorials for Quarter Finals	2 <sup>nd</sup> February 2022
8.	Quarter Final Round, Draw of Lots and Exchange of Memorials for Semi Final Round. Semi- Final Round, Draw of Lots and Exchange of Memorials for Final Round	3 <sup>rd</sup> February 2022
9.	Final Round and Valedictory Ceremony	4 <sup>th</sup> February 2022

## ORGANIZING COMMITTEE

- Sakshi Singh, B.A.,LL.B, VII Semester
- Tushar Batra, B.A.,LL.B, VII Semester
- Wasefa Naim, B.A.,LL.B, V Semester

