

# **2nd Online Memorial Writing and Drafting Competition by The Law Communicants**

---

**MEMORIAL DRAFTING COMPETITION, 2022**

**VIRTUAL EVENT**

---



**ORGANISED BY:**

**THE LAW COMMUNICANTS**

---

**Last Date of Registration 16th February, 2022**

## **ABOUT THE ORGANIZATION:**

The Law Communicants is a legal tech platform for law students and aspiring lawyers. We aim to create a bridge between Students, Advocates and Academic scholars. The Law Communicants also publishes articles, blogs and expert opinions of ace legal professionals. The Law Communicants is a 360° platform of complete legal information – about academics, profession and opportunities. The team also works on various law institutes and scholars across the country to collate and share knowledge.

## **ABOUT THE COMPETITION:**

Law students are very enthusiastic about participating in the moot court competition in order to improve their skills and knowledge. In a moot court competition, however, much of the credit is offered to the speakers alone and somewhere, the importance of a high-quality memorial is overshadowed.

The drafting of memorials is one of the most important aspects of any moot court competition, and without them, no moot court competition will be as stimulating as it should be.

Thus, to highlight the importance of Moot Memorials, The Law Communicants feels privileged to announce its 1st National Memorial Drafting Competition for the budding law students all over India.

**MODE OF THE COMPETITION:** Online

**LANGUAGE:** English.

## **ELIGIBILITY:**

- The students currently enrolled in either five years or three years LL.B. courses or LL.M. programs from any recognized University/ Law College/ College/ Institution are eligible for participation in the competition.
- There is no restriction on the number of entries from any college or university.

## **TEAM COMPOSITION:**

- Each team shall consist of one individual or two individuals or three individuals that qualify the eligibility criteria.
- Multiple teams are allowed from different University/ Law School/ College/ Departments.

## **REGISTRATION:**

- There shall be a nominal registration fee of
- **Rs. 199/-** for Single participant,
- **Rs. 299/-** for the team of two individuals and
- **Rs. 349/-** for the team of three individuals.
- Registration Link is given below- <https://forms.gle/kTAQqpDUhmGAfUwx6>
- The registration fee shall be non-refundable and non-transferable in any circumstance.
- The last date for registration is 11:59 p.m. IST, **16th February 2022.**
- Once a team registers by completing the formalities given, a Code (hereinafter “Team Code”) shall be assigned to the team.

*Note:* No approval from the respective institute of the participants is required for participation.

## **PAYMENT METHOD:**

- **Paytm** (9968957864)
- **Google Pay** (9968957864) keyur.tripathi05@okhdfcbank
- **Phone Pay** (keyur.tripathi05@okhdfcbank)

*After the payment all participants are required to upload screenshots of the same on Google form given below while registration.*

## **IMPORTANT DATES:**

- Last date of Registration: **11:59 PM IST, 16th February, 2022**
- Last date to seek clarification: **17th February, 2022**
- Last date for memorial Submission: **11:59 PM IST, 20th February, 2022**
- Date for Announcing Result: **05:00 PM IST 25th February, 2022**

## **MEMORIAL GUIDELINES:**

### Submission of Memorials

1. Every participant or team registered for the competition would be required to prepare one side memorial: Either memorial on behalf of the Petitioner/ Appellant or Memorial on behalf of the Respondent.
2. All memorials must be submitted through Google Form on or before 11:59 P.M. on 16<sup>th</sup> February, 2022. The link of the google form for submission, will be forwarded to the participants with the acknowledgement of registration and allotted team code.
3. Any submission made after the deadline specified shall attract a penalty of deduction of 0.50 marks per hour from the aggregate marks.
4. No submission made after 24 hours of the deadline shall be accepted at any cost.

## **FORMATTING GUIDELINES:**

1. All the Memorials must be submitted in a PDF Format (.pdf).
2. The Memorial shall be typed on an A4 size page in Font type: Times New Roman, Font size: 12, 1.5-line spacing & 1-inch margin on each side.
3. The Footnotes shall be in Times New Roman, size 10, single line spacing, justified.
4. Each source or authority must be supported by bibliographical information using The Bluebook: A Uniform System of Citation (20th ed.).

The Memorials must include all the following specifications:

- A.** Cover Page
  - B.** Table of Contents
  - C.** List of Abbreviations
  - D.** Index of Authorities
  - E.** Statement of Jurisdiction
  - F.** Statement of Facts
  - G.** Issues Raised
  - H.** Summary of Arguments
  - I.** Arguments Advanced
  - J.** Prayer
  - K.** Annexures, if any (not mandatory)
5. The Memorial shall not be of more than forty (40) pages, and the Arguments advance shall not exceed more than twenty-five (25) pages.
  6. The Cover Page of the Memorial must follow the following colour scheme, Blue For the Petitioner Cover Page and Red for the Respondent Cover Page.

7. The Team Code allotted to a team must be mentioned on the Cover Page of the Memorial's upper right corner.
8. The Cover Page must consist of the followings:
  - a) Team Code
  - b) Name of the Court/Forum
  - c) Jurisdiction
  - d) Cause Title
  - e) Party on whose behalf the Memorial is filed
9. The participants are required to mention only those abbreviations which are used in the Memorial. If an abbreviation is found in the 'List of Abbreviations' but not used in the Memorial, it will attract a negative mark of 1 at a time. The 'Index of Authorities' must reflect the page(s) of Memorial where any authority is cited.
10. The submission of the Memorials will be only accepted through email to [submission@thelawcommunicants.com](mailto:submission@thelawcommunicants.com) and it will be in PDF format. The Subject line of the mail will be Memorial Submission (Team Code).
11. Mentioning of identification of any type in the Memorial shall lead to immediate disqualification.

**PENALTIES:**

- The non-adherence of sub-rule I shall attract the penalty of 5 marks.
- The non-adherence of sub-rule ii, iii, and iv shall attract the penalty of 1 mark each discrepancy.

**EVALUATION OF MEMORIAL:**

The contents of memorials shall be evaluated out of 100 marks. The criteria of evaluation are:

<b>PARAMETERS</b>	<b>MARKS</b>
<i>Knowledge of law &amp; facts</i>	20
<i>Interpretation of Law &amp; Application of Law</i>	20
<i>Extent and use of research</i>	20
<i>Clarity &amp; Organization</i>	20
<i>Style, Grammar, &amp; Citation of Sources</i>	20
<i>Total</i>	100

## **RULES-**

1. The decision of the Judges shall be final regarding the outcome of the results.
2. No additional documentation will be allowed.
3. The organizers reserve the right to take any action against unethical, wrongful or unprofessional conduct.
4. If there is any situation, not covered by the rules, the decision of the organizers shall be final and binding.
5. The organizers reserve the right to amend the rules. However, due notice shall be provided to all participating teams.
6. Selection will be on first come first basis as there will be limited seats.
7. The participants are always required to comply with the rules formulated by the organizing Committee. In case of any non-compliance with the rules of the competition, penalty may be imposed by deduction of marks.
8. All certificates shall be in digital form & digitally signed and will be sent on the e-mail id provided in the google form.
9. Participants are advised to check their mailboxes regularly for updates.
10. In the case of a tie, the higher rank would be determined on the basis of least time taken by the participant in submission of memorial.

### **AWARDS: PRIZES WORTH RS. 10,000/-**

**BEST TEAM (1<sup>st</sup> Position) - Prize worth Rs. 2000/- + Certificate of Excellence + 50% Discount in Publication in Journal having ISSN No.**

**Runner up Team (2<sup>nd</sup> Position) - Prize worth Rs. 1000/- + Certificate of Excellence + 50% Discount in Publication in Journal having ISSN No.**

**3<sup>rd</sup> Position - 5<sup>th</sup> Position- Certificate of Merit + Complementary Publication in The Law Communicants Blog.**

**All the participants who will register for this event, will receive “CERTIFICATE OF PARTICIPATION”**

**For More Information, Click on the link given below-**

<https://thelawcommunicants.com/>

**Social Media:**

Telegram: <https://t.me/thelawcommunicants>

Instagram: <https://www.instagram.com/thelawcommunicants/>

YouTube: <https://www.youtube.com/channel/UCdclCrmfJ2hkSW6iUkLWNRg>

**Contact us for any query:**

**E-mail:** [admin@thelawcommunicants.com](mailto:admin@thelawcommunicants.com)

**WhatsApp number:** 9971912048 (WHATSAPP ONLY)

**Note:** *if in case of any query, participant can drop a message on WhatsApp on the number given above and they will receive a call from concerned authority in 24 hours to resolve their query.*

## PREPOSITION

Kamlesh, a guy living in Delhi, belongs to a lower-middle-class family. He works with his father who is a halwai and takes orders for catering small gatherings. Sushila who lives in Faridabad also belongs to a lower-middle-class family. The families of Kamlesh and Sushila came to know about each other through common contact and decided to get them married. The marriage of Kamlesh and Sushila was solemnized on 29/04/2018.

During the marriage, the family of Sushila gifted some gold articles and a few items to Sushila and Kamlesh. The family of Kamlesh started torturing Sushila by pulling out small mistakes and scolding her for every small work soon after marriage. The mother of Kamlesh turned all the household work on Sushila in case she was late or made any mistake, Sushila used to face the beating of her life and this was becoming an everyday routine. One day Sushila tried to stop her mother-in-law and opposed her action. On that day mother of Kamlesh instigated him and upon that instigation, Kamlesh beat Sushila mercilessly.

After marriage, Sushila got to know that Kamlesh is an alcoholic and he consumes alcohol daily. One night under consumption of alcohol Kamlesh tried to get physically intimate with Sushila, and when she tried to object Kamlesh got angry and started beating her. Sushila was facing a lot of problems just to save her marriage. One day Kamlesh's Father and Mother demanded a sum of Rs. 5,00,000/- (Five Lakh Rupees) and not fulfilling their demand they threw Sushila out of the house and asked her to come back only when she has Rs. 5,00,000/- (Five Lakh Rupees). Sushila went to her house and told her story to her parents just to save their daughter. The Family of Sushila somehow managed to get the demanded amount and give it to Kamlesh and his family so that their daughter can have a peaceful married life.

Even after so many efforts made by Sushila, Kamlesh and his family were not happy. After a year of marriage, Sushila got to know she is pregnant. This gave her hope that now she might get some good treatment, but all her hopes were in vain, even during pregnancy



Sushila used to do all the household work and Kamlesh's mother never helped her during that time. During the time of pregnancy, Kamlesh used to beat Sushila under the consumption of alcohol. By the grace of God on 07/01/2019, a baby girl was born. Sushila was really happy but Kamlesh and his family were not happy because of the birth of a girl child. This made the life of Sushila worse, she was criticized for the fact that she gave birth to a baby girl. On 18/09/2019 Kamlesh and his family threw Sushila and her daughter out and asked her to either bring Rs. 10,00,000/- (Ten Lakh Rupees) or a car if she wants to live in this house. Since then Sushila has been living with her parents. Sushila's parents tried to talk to Kamlesh and his family members but all the efforts were in vain.

Sushila's Father is the sole earner in the family and works hard to make both ends meet. Sushila wants to give a try to reconcile her marriage with Kamlesh. To reconcile her rights Sushila has filed a case before Judicial Magistrate First Class, Faridabad.

Teams are required to draft a Memorial of this case.  
Teams are at liberty to form issues as per their own choice.