

**18TH KSHAN NATIONAL TRIAL AND APPELLATE MOOT
COURT COMPETITION, 2023**

24TH, 25TH & 26TH MARCH, 2023

**VENUE: G. H. RAISONI LAW COLLEGE, NAGPUR- 440014,
MAHARASHTRA**

E- mail: - mca@ghrlawschool.raisoni.net

RULES AND REGULATIONS

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RULES AND REGULATIONS

1. RULEBOOK:

In the moot court competition this year, the Preliminary Rounds and the Quarter Final Round will be conducted as per 'trial' proceedings in a Trial Court, and the other rounds i.e., Semi-Final & the Final Round, will be argued under the Appellate Jurisdiction on the basis of the judgment passed by the Trial Court.

2. AIM AND PURPOSE:

The Trial and Appellate Moot Court Competition aims to promote the trial advocacy skills among budding lawyers and also to understand how the Appellate Court appreciates evidence. It seeks to achieve two-fold purpose, one that teams get an exposure on how trial is conducted and other on how the arguments are to be tendered in the higher courts on the basis of evidence recorded in the lower courts.

3. LANGUAGE:

The language to be used throughout the event is strictly English.

4. DRESS CODE:

Advocates attire (does not include neckband and gown) i.e. -

For Males: Black trouser and black blazer/coat, White Shirt, tie, and formal shoes.

For Females: Black blazer/coat and black trouser/skirts, white shirt, or Indian wear (Black and White)

5. ELIGIBILITY:

Bonafide students enrolled in either 3 years LLB course or 5 years (B.A.L.L.B, B.B.A.L.L.B, ETC.) only, are eligible.

6. TEAM COMPOSITION:

- Each team shall consist of a maximum of 3 members. This number cannot be modified under any circumstances. There shall be 2 speakers and 1 researcher designated for each team. There shall be no team consisting of members other than 3 members.

- This is not an open Competition. All the members of a team must be from the same institution.
- The team shall notify the arrangements of the speakers before the commencement of the round to the court assistants. Such a team shall not, during any stage of the competition, rearrange the position of its members to form any new combination.
- Each team will be provided with a unique team code soon after the registration process. The identity of the teams shall not be disclosed at any stage, such disclosure shall invite penalties which shall also include disqualification.
- The decision for the same shall be at the discretion of the MCA¹ and it will be final.
- Scouting and lobbying are not allowed. Anybody found indulging in these activities will be immediately disqualified from the competition. The decision of the MCA shall be final.

7. VENUE AND DATE:

The competition² shall be held on 24th, 25th and 26th March, 2023. The venue of the competition would be G. H. Raisonni Law College, Nagpur. In case of any changes in the venue, the same will be notified to the teams a week prior to the competition.

8. REGISTRATION:

- **REGISTRATION:** The participants are requested to register themselves by sending a soft copy of the duly filled registration form attached here as **ANNEXURE 1**, on the email id mca@ghrlawschool.raisoni.net.
- After completing these steps, the registration process will be deemed to be completed. The last date for completing the registration process is **25th January, 2023**.
- A registration fees of **Rs.5000/-** is to be paid and the same shall be non-refundable. Please e-mail the final team details on mca@ghrlawschool.raisoni.net.

¹ Refers to the Moot Court Association of the Institution.

² Refers to 18th KSHAN, 2023.

- **Registration Amount to be transferred to:**
Account Holder: G.H. RAISONI LAW SCHOOL
A/c No. 624201032729
IFS Code: ICIC0006242
Bank: ICICI BANK NAGPUR RAMDASPETH BRANCH.
- **Registration amount once paid shall be non-refundable. The decision of the MCA shall be final in this regard.**

9. ACCOMMODATION:

- Accommodation and food from 24th March to 27th March will be provided by the MCA to the team members. Checkout will be at 11 AM on 27th March. Any additional expenses such as room service, stay extension, etc. shall be borne by the teams separately.
- A pickup and drop service will be made available to the teams to and fro from the Hotel to the Venue. Teams will be picked up from Railway Stations/ Bus Stations and airports on their arrival in the city by the MCA and they shall be dropped to their respective destinations on 27th as well. The teams are requested to communicate their time of arrival to their respective coordinators and the email of the MCA.
- No accommodation or any other amenities will be provided to attendees other than the registered Team Members.
- Teams are requested to reach Nagpur by any means of transport, on the morning of 24th March.

10. ROUND DETAILS:

The order of the rounds will be as followed: Preliminary rounds, Quarter final rounds, Semifinal round, and final round

A. PRELIMINARY ROUNDS 1 & 2 (TRIAL ROUNDS):

- There will be two preliminary arguments per team, once for prosecution & another for defence. Each team will face a different bench and opponents in their second round of arguments.
- Draw of lots will be on 24th March 2023. Draw of lots will take place after inaugural during the orientation ceremony.
- Top eight teams winning both the rounds will qualify for the quarter finals. This will not be a knockout round.
- In case of a tie, memorial points will be considered. In case the memorial points also tie, marks of the researcher will be considered.
- Researchers will be questioned by the bench in these rounds.
- Witnesses for the prosecution and for the defence will be provided by the Institution³. 30 minutes will be given to the teams for witness briefing before each round.
- Exhibits of the case are already before the Honorable Court.
- All the 4 witnesses need to be examined along with the Investigating Officer.
- Teams are at liberty to expand the statements of the witnesses given in the Moot Problem.
- The host institution will provide the witnesses. The witnesses will be generally briefed and assigned by the MCA. However, each team will have an opportunity to specifically brief their witnesses. The witnesses to be briefed will be assigned to each team 40 minutes prior to the commencement of the respective round and the briefing will go on for not more than 30 minutes.
- Each team will get a total of 30 minutes to present their case. Every minute of extra time will attract automatic penalties for the speaker crossing the limit.

³ Refers to the Organising Institution.

- The rounds would be divided among the following stages/sequence:

STAGE	TIME
Opening statement by the prosecution	2 minutes
Opening statement by the defence	2 minutes
Examination in Chief by the prosecution	8 minutes
Cross Examination by the defence	12 minutes
Examination in Chief by the defence	8 minutes
Cross Examination by the prosecution	12 minutes
Closing statement by the prosecution	3 minutes
Closing statement by the defence	3 minutes
Rebuttal by both teams	3 minutes each

- The allotted time for each segment is the maximum that the respective speaker can avail of.
- Each of the speakers shall conduct either the chief or the cross-examination and deliver either the opening or closing statement. Therefore, each speaker shall compulsorily conduct an examination and deliver either the opening or closing statement.
- The order of speakers and the examination and statements they would present, is to be intimated by the teams before the commencement of the rounds and cannot be altered at any subsequent stage.
- The oral arguments need not be confined to issues presented in the memorials.
- Researcher shall be mandatorily questioned and marked.

B. QUARTER FINAL ROUND (TRIAL)

- This will be a knockout round.
- Fixtures will be decided by draw of lots after the declaration of result OF preliminary rounds.

- Witnesses for the prosecution and for the defence will be provided by the Institution. 30 minutes will be given to the teams for witness briefing before the round.
- Each team will get a total of 30 minutes to present their case. Every minute of extra time will attract automatic penalties for the speaker crossing the limit.

STAGE	TIME
Opening statement by the prosecution	4 minutes
Opening statement by the defence	4 minutes
Examination in Chief by the prosecution	10 minutes
Cross Examination by the defence	16 minutes
Examination in Chief by the defence	10 minutes
Cross Examination by the prosecution	16 minutes
Closing statement by the prosecution	5 minutes
Closing statement by the defence	5 minutes
Rebuttal by both teams	5 minutes each

- All the 4 witnesses need to be examined along with the Investigating Officer.
- Teams are at liberty to expand the statements of the witnesses given in the Moot Problem.
- The host institution will provide the witnesses. The witnesses will be generally briefed and assigned by the MCA. However, each team will have an opportunity to specifically brief their witnesses. The witnesses to be briefed will be assigned to each team 40 minutes prior to the commencement of the respective round and the briefing will go on for not more than 30 minutes.

C. SEMIFINAL ROUND (APPELLATE)

- The winner in each courtroom of the quarter final rounds would proceed to the Semi Finals; this will also be a knockout round.
- The fixtures for the semi final round will be decided by Draw of Lots or Power Matching by MCA.
- Memorial exchange for this round will take place after the results of quarter final round are declared.
- Each team will get a total of 45+5 minutes to present their case. The time allotted above is inclusive of rebuttal time. The speaking time of each mooter is to be notified to the Court Room officer prior to the commencement of the round.
- This will be a knockout round.
- The oral arguments need not be confined to the issues presented in the memorials.
- The judgment arising out of the trial will be mailed to the participants soon after final registrations.

D. FINAL ROUND (APPELLATE)

- Winners of the semifinal round in each courtroom will compete in the final round which will be held on 26th March, 2023.
- Each team will get a total of 50+10 minutes to present their case. The time allotted above is inclusive of rebuttal time. The speaking time of each mooter is to be notified to the Court Room officer prior to the commencement of the round.
- Memorial exchange for this round will take place after the results of semi-final round are declared.
- The oral arguments need not be confined to the issues presented in the memorials.

11. RECORDING OF EVIDENCE:

The team members should take notes of questions and answers during the chief/ cross examinations.

12. SCORING:

Memorials scores will be added to the oral scores obtained by the participants in preliminary rounds only.

ORAL PARAMETERS FOR JUDGING PRELIMINARY ROUNDS AND QUARTERS ON A SCALE OF 0 – 100 POINTS (EACH SPEAKER) ARE:

SR. NO.	PARAMETERS	MAXIMUM MARKS
1.	Knowledge of facts	10
2.	Logic, reasoning, and clarity articulate and systematic analysis of the issues arising out of facts	20
3.	Persuasiveness & deference to court	20
4.	Understanding of the laws of evidence and procedure	20
5.	Ability to successfully conduct chief / cross examinations in allotted time	10
6.	Ability to elicit favorable facts from witnesses	10
7.	Ingenuity (ability to argue by analogy) & innovate	10
TOTAL		100

ORAL SUBMISSIONS FOR THE, SEMI FINAL, FINAL ROUNDS: 100 MARKS (EACH SPEAKER)

SR. NO.	PARAMETERS	MAXIMUM MARKS
1.	Advocacy and presentation skills	20
2.	Knowledge and application of Law & Facts including use of authorities	40
3.	Court manners	10

4.	Answers to the questions from the bench	20
5.	Time adherence	10
TOTAL		100

13. MEMORIALS

- Each team must prepare memorials for both parties to the dispute (Appellant & Respondent i.e., on the basis of the judgment passed by the trial court).
- The briefs shall be consistent with The Criminal Procedure Code 1973. (Revised)
- Once the memorials have been submitted, no revisions, supplements, or additions will be allowed.
- The memorials have to be submitted (typed) on A 4 size paper printed on one side and must contain:
 - The table of contents
 - The index of authorities
 - The statement of jurisdiction
 - The statement of facts (1 page only and submissions of an argumentative statement of facts would attract penalties)
 - The statement of charges
 - The summary of arguments
 - The arguments advanced (15 pages)
 - The prayer
- The Memorials must not exceed 30 pages.
- The font size should be 12, Font Style should be Times New Roman and line spacing should be 1.5. Footnotes must be in font size 10; Font Style should be Times New Roman line spacing should be 1.0.
- Memorials must have a one-inch margin on all sides of each page.
- Page numbering should be on the top right side of each page.
- Covers must be placed on briefs as follows:

- **APPELLANT: BLUE COLOUR,**
- **RESPONDENT: RED COLOUR.**
- The cover page of Memorials must state the following
 - The cause title.
 - Identity of brief as Appellant or Respondent.
 - Identity of the institution as well that of the team members shall not be revealed anywhere in the memorial. Instead, code numbers allotted to the teams by the host institution should be mentioned on the top right corner. Violation of this provision shall result in penalties including disqualification. The MCA's decision shall be final.
 - The teams shall have an option to submit a compendium of not more than 25 pages (pdf), which shall carry all the Annexure and case laws that have been referred to in the memorial.
 - There is no additional marking for the Compendium. The teams shall submit the compendium, if any, along with the memorials. Separately received compendium shall not be entertained.
 - Last date of submitting the memorials in **pdf as well as word** format is till 11:59 PM of **20TH FEBRUARY, 2023**. The memorials are to be mailed to the following email address mca@ghrlawschool.raisoni.net with the subject line '18TH KSHAN 2023 MEMORIAL SUBMISSION (TEAM CODE)'.
 - Hard copies are to be sent to the college address via post latest by 5:00 PM on **27TH FEBRUARY, 2023**. The official postal address shall be notified to the registered teams via mail.
 - Late submissions or time extensions will result in penalty of 1 point per category (i.e., 1 for Appellant/ Petitioner and 1 for Respondent) per day till 11:59 PM of 27TH after which no submissions whatsoever will be entertained.
 - Memorials need to be drafted for appellate rounds only and is compulsory for all the participants.

MEMORIAL SCORING CRITERIA (0-100 points):

SR. NO	PARAMETERS	MAXIMUM MARKS
1.	Originality in analysis of issues	20
2.	Logical progression of ideas & clear, precise, and unambiguous writing style	20
3.	Proper and articulate analysis of strengths and weakness of the case	20
4.	Understanding of the legal principles directly applicable to the issues	20
5.	Presentation of arguments with appropriate citations	10
6.	Variety & depth of research (new points and unique interpretation of fact/law)	10
TOTAL		100

14. RESEARCHER'S TEST:

The researcher's test will be conducted simultaneously along with the Orientation on 24th March.

Researchers will be judged as follows:

- Questioning by the judges during the rounds- Maximum marks 20.
- A written test which will be conducted in the evening of 24th March, 2023- Maximum marks 30.
- Total marks out of which the researcher will be marked- 50 marks.
- Anyone found using any unfair means during the test shall attract heavy penalties including disqualification of the Researcher from competing in the test.
- All decisions made by the MCA shall be final.

15. AWARDS:

THE FOLLOWING AWARDS SHALL BE PRESENTED:

- Best Team: Rs. 25,000/- + Trophy + Certificate of Merit
- Second Best Team: Rs. 15,000/- + Trophy + Certificate of Merit
- Best Advocate: Rs. 10,000/- + Trophy + Certificate of Merit
- Second Best Advocate: Rs. 7,000/- + Trophy + Certificate of Merit
- Best Researcher: Rs. 5,000/- + Trophy + Certificate of Merit
- Best Memorial: Rs. 5,000/- + Trophy + Certificate of Merit
- Best Witness: Rs. 5,000/- + Trophy + Certificate of Merit
- Participating certificates would be given to all teams.

16. FOR CLARIFICATIONS CONTACT:

1. Harsh Kanjwani (President, MCA) – 9021401387
2. Nayan Mirpuri (General Secretary, MCA) – 8007637801
3. Himanshu Jhaveri (Treasurer) – 7038945540

NOTE: In case of any doubt, the organisers' interpretation shall be final and the discretion of the organisers shall be final. Please make clarifications through written mail on mca@ghrlawschool.raisoni.net. The organisers reserve the right to amend any of the above rules.

ANNEXURE 1
REGISTRATION FORM

INSTITUTION DETAILS:

NAME: _____

ADDRESS: _____

CONTACT DETAILS: _____

FACULTY-IN-CHARGE: _____

MOBILE NUMBER OF THE FACULTY-IN-CHARGE: _____

EMAIL ID OF THE COLLEGE: _____

TEAM DETAILS: -

SPEAKER 1:

NAME: _____

GENDER: _____

CONTACT NUMBER: _____

EMAIL ID: _____

YEAR/ SEMESTER: _____ **SIGN:** _____

PHOTO HERE

SPEAKER 2:

NAME: _____

GENDER: _____

CONTACT NUMBER: _____

EMAIL ID: _____

YEAR/ SEMESTER: _____ SIGN: _____

PHOTO HERE

RESEARCHER:

NAME: _____

GENDER: _____

CONTACT NUMBER: _____

EMAIL ID: _____

YEAR/ SEMESTER: _____ SIGN: _____

PHOTO HERE

We, the undersigned, confirm that the above mentioned three students are bonafide students of our institute and we have obtained permission from the parents of the Abovementioned students to participate in the Moot court competition hosted by G. H. Raisonni Law College, Nagpur.

FACULTY-IN-CHARGE

SIGN AND SEAL OF THE HEAD OF THE
INSTITUTION

DATE:

PLACE: