



**SANGAMTM
UNIVERSITY**



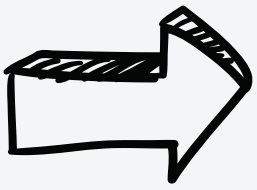
where Aspiration meets Opportunity

“VIDHI-VIMARSH” NATIONAL MOOT COURT COMPETITION, 2024

DATE: APRIL 23-24, 2024

**ORGANIZED BY: SCHOOL OF LEGAL STUDIES,
SANGAM UNIVERSITY**



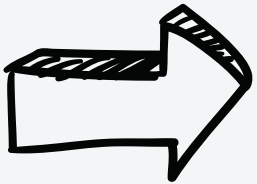


About The University

The word SANGAM means a Confluence of rivers, denoting an act of coming together or all merging into one. To uphold this unity, Sangam University, situated in the Mewar Region, Bhilwara (Manchester of Rajasthan), has been established by BadrilalSoni Charitable trust and promoted by Sangam Group of Industries with the mission to make world class higher education affordable and accessible to all sections of society. The vision of our University is to become a center of excellence for holistic development and global education by cultivating and nurturing young minds to transform into global leaders of the future. The University tries to provide a professional environment along with imbining a sense of moral and human values. We are committed to bring forth an educational milieu which is tuned to the needs of global markets.

Founded in the year 2012, with state-of-the-art infrastructure and facilities, Sangam is built with the objective to become one of the best universities of Rajasthan. We meet the demands of this dynamic corporate and professional society.

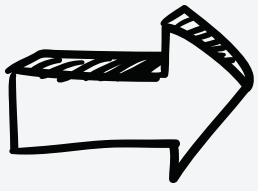
Sangam is a student-centered university that empowers each individual to succeed. We offer an accessible, nurturing and student-focused educational experience to those who want to move ahead steadily towards personal or professional growth. Our diverse faculty maintains good association with students, mentoring them throughout their entire educational journey.



About School of Legal Studies

Sangam University's School of Legal Studies, approved by Bar Council of India, has been established with a view to cater to the requirements of the legal profession. Students are groomed to face challenges of the legal world by providing them with a wide range of exposure on the theoretical as well as practical aspects of law.

School of Legal Studies at our university is a dynamic and innovative department that prepares students for successful careers in law and related fields.

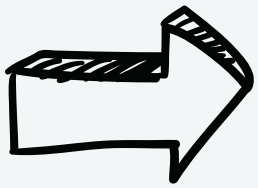


Message from the Chairman

SHREE R.P. SONI JI



Sangam is an innovative, forward-thinking University with high standards of teaching, research and support. It is located in Bhilwara (Rajasthan) which is one of the fast developing cities of India. We have committed ourselves to provide a strong infrastructure base, ranging from state-of-the-art classrooms, laboratories, comfortable boarding and lodging arrangements, support services, learning resources, etc. Most importantly, we have committed ourselves to getting the best of faculty for every discipline. We understand the education scenario and practical needs of the students staying away from their homes and their family.

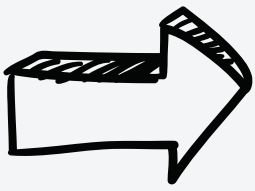


Message from the President

PROF. (DR.) KARUNESH SAXENA



Sangam University, is a confluence where Aspiration meets Opportunity. The University is on the path of academic excellence and holistic development of students through strong research-based interface with academic bodies, industry and government. We look forward to achieve our vision through dedicated faculty-student synergy and establish our University as a "Centre of Learning and Excellence". In alignment to the New Education Policy Sangam university aspires to cater multidisciplinary programs with focus on integrating skills, health and wellness, and ethical grounding with day to day academics. In the new era of "Sushikshit - Sashakth - Saksham Bharat" Sangam University has initiated its efforts to develop vision 2035.



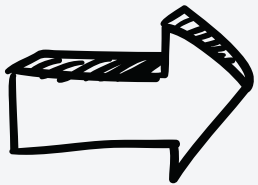
Message from the Pro President

PROF. (DR.) MANAS RANJAN PANIGRAHI



Sangam University epitomizes the harmonious junction where ambitions are met with opportunities. The institution is dedicated to pursuing academic distinction and fostering the comprehensive development of its students. This is achieved through a robust, research-oriented collaboration with academia, the corporate sector, and governmental agencies. Sangam University is committed to tackling the complexities of upward mobility, societal acceptance, sustainability over the long term, alignment with corporate expectations, and the delivery of quality education and research. It offers a spectrum of Certificate, Diploma, and Degree Programs, meticulously curated to align with industry demands and cater to diverse societal segments. These programs are thoughtfully crafted to address the dynamic requirements of the contemporary workforce, thereby preparing our students to excel in a rapidly evolving international environment.

One of our core values is accessibility, and we take immense pride in offering flexible learning options to cater to the diverse needs of our students. Furthermore, we understand the importance of fostering a supportive and inclusive community. Our faculty members are renowned experts in their respective fields, and they are passionate about guiding and mentoring students on their educational journey. Our staff is dedicated to providing unparalleled support, ensuring that the students have all the resources and assistance they need to excel academically and personally. In addition to this, in the spirit of continuous improvement, we are constantly refining our curriculum and expanding our offerings to reflect emerging trends and emerging fields of study.



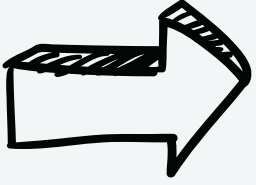
Message from the Registrar

PROF. (DR.) RAJEEV MEHTA



Sangam University has always been committed to nurturing talents, encouraging creativity, and fostering a spirit of innovation among its students. Through our diverse academic programs, state-of-the-art facilities, and experienced faculty members, we strive to provide a vibrant and conducive learning environment for all. Our aim is to empower our students with knowledge and skills that will enable them to excel in their chosen fields and contribute meaningfully to society.

You will find comprehensive information about our academic programs, admission procedures, research initiatives, extracurricular activities, and much more on our website. Whether you are a prospective student, a current student, an alumna/alumnus, or a visitor, we hope that you find the resources here valuable and informative.

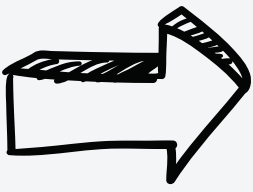


About National Moot Court Competition, 2024

We, at the SOLS, Sangam University, are committed to a show of cooperative and collective resilience. Hence, we have planned to organise its National Moot Court Competition, 2024 to provide an environment where aspiring lawyers can enhance their legal proficiencies and mooting skills with a unique concept.

Participation from all the year's bonafide law students enrolled in the PG Course, 5-year integrated programme, and 3 years LLB programme with the aim to inspire, promote, and inculcate drafting & writing techniques, oratory skills, and high-focus research acumen in 1st year law students.

The competition strives to give a platform to the budding lawyers of our country to imbibe analytical skills in real-time situations. The aim is to engage with students and allow them to have the first-hand experience of the complexities of the law



Moot Proposition

Ruhi, a girl around 16 years of age, belonging to poor labourer family, lives in city named Manpura, situated in the Republic of Industan. Ruhi used to get training of sewing of clothes at a Silai centre registered under Pradhan Mantri Kaushal Vikas Yojna. She had to dropped out from school during her 7th class due to family financial conditions.

On February 12, 2024, when she was going to training centre, a boy named Manav, called her and told that her friend Jiya is calling her. Manav was working in a shopping mall nearby training centre. The boy on this pretext took her to Hotel Aavhan on his bike. She went to the room at first floor of the hotel along with him. Manav offered her forcibly two intoxicating tablets along with cold drink. After five minutes, she started feeling dizzy and was not conscious. Then he committed rape upon her. When she regained consciousness, there was no clothes on her body. He also prepared her obscene video and clicked her nude photos. He gave her a pill and threatened that if she will disclose about the incident and video to anybody, he will kill her parents. After that, he left her back to training centre. He also gave her a mobile phone and told her that if she will not talk to him through this phone, then he will kill her and her parents.

Later on, he started threatening her and demanding her nude videos, and if she will not send the same, he will kill her family members. He used to ask her to send her videos with smiling face. For this, Manav created Ruhi's account on Instagram, through which she used to send her obscene videos & photos to Manav. Hence, he was blackmailing her and she was badly scared and started living upset. Ultimately, she informed her parents about the whole incident.

On the basis of this complaint, FIR under Sections 363, 366-A, 328, 506 of Industan Penal Code, 1860, Section 4 of the Protection of Children from Sexual Offences Act, 2012; and Sections 67, 67-A of the Information Technology Act, 2000 was registered against Manav.

The counselling of Ruhi was got conduced from Child Welfare Committee, Manpura. Her medical-examination was conducted and her samples were sent to the Laboratory.

During investigation, the rough site plan of place of occurrence was prepared. The statement of Ruhi, under Section 164 of Cr.P.C. was got recorded. The copy of her birth certificate was not found with authorities as her family is a migrant labour. In absence of birth certificate of Ruhi, ossification test was conducted, wherein her age was opined around 16 years and almost the same was found in her school record from where she dropped out in 7th standard.

he mobile phone which was given by Manav to Ruhi was taken into the police's possession. The accused was arrested by police and his mobile phone was also taken into police possession. His medical examination was conducted and samples were sent to Laboratory.

After completion of necessary investigation proceedings and usual formalities, challan under Section 173 of Cr.P.C. was presented in the Court for trial of the accused, Manav. It was also found that her parents were not aware of Ruhi's friend Jiya. The Father i.e., Complainant, failed to give reasonable cause about delay in filing of complaint. The investigating officer when inquired about record of hotel bookings, the Receptionist has deposed that the guest register of their hotel was destroyed by termite. Ruhi's Mother denied the suggestion that accused is not known to her daughter/ victim or that she never met him at any point of time.

The Medical Officer conducted medico-legal examination of Ruhi and opined that the possibility of sexual assault cannot be ruled out. She stated that nowadays, the female child derives the age of puberty at the age of 13. There is possibility of rupture of hymen due to cycling, horse riding, gymnastics, and any other such like physical activity. Sexual assault may be one of the reasons for the same but it cannot be the sole cause.

The photographs which are on record have been relied upon by the prosecution to prove that the accused enticed the victim-prosecutrix in a room of the hotel and committed sexual acts with her. The Prosecution contended that the photographs showing both boy and girl were obscene and thus, the accused has committed penetrative sexual assault upon the minor victim-prosecutrix.

On the other hand, the Learned Defence Counsel stated that no doubt, the photographs in CD & DVD have been proved on record but original media is not available on record and mere testimony of the victim prosecutrix does not inspire confidence to prove the case of prosecution. In her cross-examination, she has admitted that she knew the accused for the last one month.

The trial court held the accused guilty for the commission of offence punishable under Section 67-B of IT Act. Further concluded that the prosecution has failed to prove its case against the accused under Section 328, 363, 366-A, 506 of IPC and Section 4 of the POCSO Act, 2012 and therefore, he is acquitted under these Sections, whereas the prosecution has been able to bring home the guilt against the accused and he was held guilty for commission of offences punishable under Section 67-B of IT Act and convicted therein.

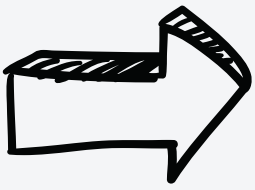
The appeal was filed in High Court against the judgment of trial court. The High Court affirmed the decision of trial court. Now, the appeal is filed against High Court's decision in Hon'ble Apex Court of Republic of Industan.

The Constitution of Republic of Industan and other laws are in pari materia with the Constitution of India and its Statutes.

Prepare the list of Issues and argue the matter depending on which side you represent before the court.

MOOT PROPOSITION PREPARED BY:

Mr. Ayush Patriya (LL.M. Student, School of Legal Studies, Sangam University, Bhilwara)



RULE BOOK

1. RULES AND REGULATIONS

The Organising Committee of the National Moot Court Competition will have exclusive authority to interpret the rules in the interest of just and fair competition. The definitions placed below by the Organising Committee shall be final and the decision of the Organising Committee regarding the applicability of these rules will be final.

2. DEFINITIONS

- ‘Bench’ refers to the members duly invited by the institute, to adjudge any of the rounds, collectively.
- ‘Clarifications’ means any questions, queries, or doubts sent by the registered teams to the organisers, within the given deadline.
- ‘Competition’ means the 1st National Moot Court Competition, 2024.
- ‘Speaker’ refers to a participant who presents oral arguments in any given round.
- ‘Penalty’ refers to the deductions imposed on the memorandum scores of a participating institution.
- ‘Participating Team’ means the team which has registered itself for the competition as per the rules for registration.
- ‘Participating Institution’ shall be presumed to be the institution of the participating teams.
- ‘Moot Problem’ means a set of facts published by the institution for moot court competition.
- ‘Rebuttals’ refer to those arguments/ questions that the Complainant may raise at the end of the main pleadings of all the Orators.
- ‘Sur-rebuttal’ refers to the defense presented by the Respondent to the rebuttals.
- ‘Organiser’ means School of Legal Studies, Sangam University.
- ‘Organising Committee’ means the Moot Court Committee (MCC).
- ‘Scouting’ means a person observing the Oral Rounds of a team other than the team such person is associated with.
- ‘Team Code’ refers to the code allocated to a participating institution by the organising committee after completion of the Registration.

3. KEY DATES

Commencement of Registration	March 30, 2024
Last date of Registration	April 14, 2024
Last date for submission of Memorials (online)	April 18, 2024
Last date for seeking Clarifications (if any)	April 20, 2024
Inaugural Ceremony and Orientation	April 23, 2024
Preliminary Rounds	April 23, 2024
Quarter-final Round	April 23, 2024
Semi-final Rounds	April 24, 2024
Final Round	April 24, 2024
Valedictory Ceremony and Prize Distribution	April 24, 2024

4. LANGUAGE

The official language of the competition shall be English only

5. TEAM COMPOSITION

The team shall comprise of either two members (being designated as Speakers and one of the speakers shall be designated as Researcher) OR three members (two of them shall be designated as Speakers and one of them shall be designated as Researcher). No team will be allowed to substitute any of its members after a team has submitted its Registration form, except with the permission of the organisers.

6. DRESS CODE

The participating teams must adhere to the following dress code during the Moot Court Competition -

Male - White shirt, black trousers, black tie, black coat, and black shoes.

Female - White salwar and kurta or white shirt and black trousers along with a black coat and black shoes.

7. REGISTRATION PROCEDURE

- Online registrations are open from March 30, 2024.
- The teams must register online by April 14, 2024.
- The registration shall be done by filling up the registration form [Available Here](#).
- The registration shall be considered complete only when the 'Registration Fee' has been paid successfully and the registration form is duly filled with all the credentials.
- The participants will receive an official approval mail from organising committee carrying the 'Team Code' latest by April 18, 2024 or earlier.
- The teams shall quote their respective team code in all further communications with the organising committee.
- The registration fee for the competition is INR 1700/- (with Accomodation or INR 1500/- (without Accomodation).
- Registration fee once paid is non-refundable.

8. CORRECTION AND CLARIFICATIONS

The team(s) may request for correction and clarification regarding the moot proposition as per the date given in the important dates, i.e., April 20, 2024. Such requests shall be sent at nmccsangamuniversity@gmail.com only. No other mode of communication will be taken into consideration.

9. MEMORIAL SUBMISSION

- All memorials submitted for all purposes of the Competition shall firmly comply with the rules of the competition.
- Each participating team must prepare two written submissions, one for each Petitioner/ Applicant(s) as well as Respondent(s) side.
- Petitioner/ Applicant(s) memorials are required to have a [Blue](#) cover and Respondent(s) memorials are required to have [Red](#) cover.
- Only soft copies of memorials shall be submitted in both .pdf and .doc/.docx format latest by 11:59:59 PM on April 18, 2024 through at nmccsangamuniversity@gmail.com only.
- Late submissions shall be penalised (1 mark per day) and no memorial shall be accepted after two days from the specified date.

10. MEMORIAL CONTENT

The memorial must contain the following pages only: -

- **Cover Page** – The cover page shall contain the Case Title, Side of the Memorial, Year of the Competition, Name of the Court, and Team Code on the top right corner.
- **Table of Contents**
- **Index of Authorities**
- **Statement of Jurisdiction**
- **Statement of Facts**
- **Issues Raised**
- **Summary of Arguments**
- **Arguments Advanced (20 Page max.)**
- **Prayer**

11. GUIDELINES FOR MEMORIAL FORMATTING

The following content specifications must be strictly followed: -

- The memorial shall be typed on an A4 size page and all the pages of the memorial should have a page number at the bottom.
- **Font and Size (General)** – Times New Roman, 12 pts.
- **Line Spacing (General)** – 1.5 lines.
- **Font and Size (Footnotes)** – Times New Roman, 10 pts.
- **Line Spacing (Footnotes)** – Single lines.
- All the citations and footnotes must be in compliance with the 20th Edition of Bluebook.

12. PLAGIARISM

The written submissions in the memorials will not be plagiarized. A similarity index of more than 20% considering the standard exclusions, is not acceptable.

13. ANONYMITY OF TEAMS

- Teams shall not reveal their identity in any form, except by means of the Team Code allotted to them during the Competition.
- The Written Submissions shall not reveal the identity of the team in any form and should not bear the logo, name, etc. of the University represented.
- Any violation of the above rules shall attract severe penalty or disqualification as determined by the organising committee.
- The decision of the organising committee in this regard shall be final and binding on the participating team.

14. MEMORIAL MARKING CRITERIA

Marking Criteria	Total Marks Allotted
Evidence of Original Thought	25
Knowledge of Laws and Facts	25
Proper and Articulate Analysis	10
Structure, Language and Grammar	10
Extent and Use of Research	20
Correct Format and Citation	10
<u>Total</u>	<u>100</u>

15. EXCHANGE OF MEMORIALS

- The Exchange of Memorial for the Preliminary Round will be on April 23, 2024.
- The memorial exchange for the advanced rounds of the Competition shall take place prior to the commencement of the advanced rounds (Quarter-Finals, SemiFinals, and Finals) wherein hardcopies of the respective memorials shall be provided.
- Teams are prohibited from making any remarks on the opponent's Memorial, i.e. the exchanged memorial. Teams are also prohibited from making any copies of the opponent's Memorial, electronically or otherwise.

16. RESEARCHER'S TEST

- The Researcher's Test for the Competition will be conducted on April 23, 2024.
- The Researcher's test will be conducted in offline mode and venue for the test shall be the same as the venue of the competition.
- It shall be a test of 100 marks and it is mandatory for the Researcher of each participating team to give the Researcher's Test.
- If any team fails to appear for the researcher's test, they shall be awarded with zero marks.

17. STRUCTURE OF ORAL SUBMISSIONS

- The Competition shall consist of Preliminary Round; and Advanced Rounds including the Quarter-Finals; Semi-Finals; and the Final Round.
- During each of the above-mentioned rounds, the order in which the teams shall present their arguments is as follows:
 - Appellant Speaker 1 & Appellant Speaker 2;
 - Respondent Speaker 1 & Respondent Speaker 2;
 - Rebuttal: Appellant - Any one of the two Speakers; and
 - Sur-rebuttal: Respondent - Any one of the two Speakers.

18. TIME DIVISION BETWEEN SPEAKERS

- Each Teams shall be furnished with 15 mins. for their Oral Submission (inclusive of division of time between the 2 Speakers).
- Teams exceeding the time limit for the oral rounds shall be awarded with a deduction of 2 (two) marks for every minute.

19. ORAL ROUNDS' MARKING EVALUATION

Marking Criteria	Total Marks Allotted
Appreciation and Application of facts	10
Application of Legal Principles	10
Use of Authorities and Precedents	10
Presentation Skills	10
Clarity of Thoughts and Structure of Arguments	10
Poise and Demeanour	10
Court Mannerism	10
Strategy & Time Management	10
Knowledge of Laws	10
Response to Forum's Questions	10
<u>Total</u>	<u>100</u>

20. ACCOMODATION AND FOOD

- Accommodation shall be provided by the Organizers to the designated category of Participants of each team for the two nights and two days of the competition, i.e. from the morning of April 23, 2024 to the night of April 24, 2024.
- Any changes in this rule will be duly notified.
- Accommodation shall be provided on a sharing basis and no independent accommodation will be made available.
- All facilities shall be provided only to the registered members of a team only. If any additional members or faculty advisors are planning to come along, Respective Team shall duly notify the Organizers in advance.
- The Organizers shall arrange Breakfast, Lunch, and Dinner only for above 2 days of the competition all the participants, as applicable.

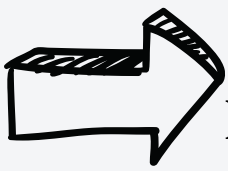
21. MISCELLANEOUS RULES

- The Organising Committee reserves the right to amend, modify, change, or repeal any of the competition rules at any stage.
- The Organising Committee shall convey any changes made in the competition rules to the Participating Teams.
- If a team is of the perspective that violation of the rules of the competition has taken place at any stage of the competition, the team (s) shall inform within half an hour after the completion of the round to Organising Committee.
- Team(s) under no circumstances shall approach the Judges with any complaints.

22. PRIZES AND AWARDS CATEGORY

Winning Team	Cash Prize of Rs. 20,000/- + Trophy
Runner Up Team	Cash Prize of Rs. 10,000/- + Trophy

- Best Speaker/ Mooter - Cash Prize of Rs. 5,000/- + Trophy
- Best Memorial - Cash Prize of Rs 5,000/- + Trophy
- Best Researcher - Cash Prize of Rs. 2,000/-
- Certificate of Participation shall be provided to all the participants and the Mementoes shall be provided to each participating team.



FOREWORD FROM THE FACULTY CONVENOR, MOOT COURT COMMITTEE



**MR. AVATAR CHAUBEY
(CONVENOR)**

ASSISTANT PROFESSOR, SOLS

+91-8756810808

avatar.chaubey@sangamuniversity.ac.in



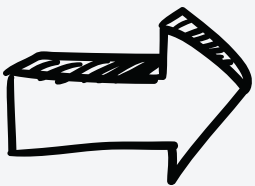
**MR. GAURAV SAXENA
(CO-CONVENOR)**

ASSISTANT PROFESSOR, SOLS

+91-75687 77928

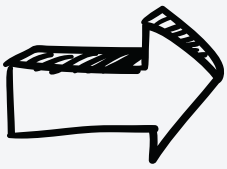
gaurav.saxena@sangamuniversity.ac.in

We cordially invite all law schools and colleges from all over India to participate in the National Moot Court Competition, 2024. It gives us immense pride that our school will host this event. With great enthusiasm, we welcome your esteemed institution to participate in this academic extravaganza, showcasing the finest legal minds across the nation. Rest assured, we extend our expertise and resources to ensure that the event is organized impeccably, offering a platform that allows participants to display their legal acumen and prowess. Together, let us create an event towards academic excellence and the elevation of legal discourse at our Moot Court Competition. We are committed to ensuring an enriching and seamless experience for all participants. As your guide and supporter throughout this competition, We will give unwavering support and assistance to students, aiding them in overcoming any challenges they may encounter. Our primary objective is facilitating an environment conducive to learning, growth, and developing essential legal skills.



SOLS FACULTY MEMBERS

- **Dr. Omprakash Somkunwar**
- **Dr. Sunakshi Sharma**
- **Mr. Shashank Shekhar singh**
- **Mr. Avatar Chaubey**
- **Mr. Aditya Dadhich**
- **Ms. Vartika Mishra**
- **Mr. Gaurav Saxena**
- **Dr. G.L. Pandey**
- **Dr. Shreejaya Patil**
- **Dr. Vishnupriya Dadhich**



CORE ORGANIZING TEAM

Mr. Ayush Patria
(Chairperson)

Ms. Kashish Marwaha
(Convenor)

Ms. Diksha Duggar
(Co-Convenor)

Ms. Rani Lodha
(Co-Convenor)

Mr. Abhinav Jain
(Secretary)

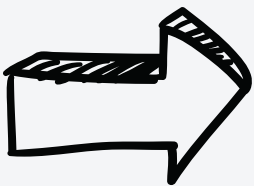
Mr. Angad Meghwanshi
(Secretary)

Ms. Kiran Ranawat
(Treasurer)

Ms. Sanjna
(Treasurer)

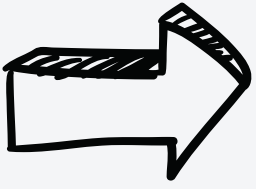
Mr. Kartikey & Mr. Adtiya
(HoD, Public Relations)

Ms. Mahima
(HoD, Hospitality)



MEMBERS

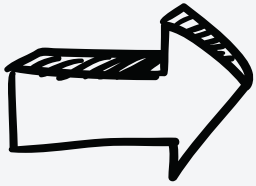
- Shubham Sharma
- Neelesh Meghvanshi
- Priti ray
- Vijyant panwar
- Anushka Jain
- Sakshi Jain
- Harshita Maheshwari
- Pranjal
- Vedika
- Diya
- Viswajeet
- Mrityunjay
- Harshita surana
- Shashank
- Rohan
- Yash
- Prashant Singh
- Vaibhav
- Abhishek
- Dhruv
- Pratibha Ranawat
- Kanika Shktawat
- Uma jat
- Pratibha Rajput
- Palak
- Deepika
- Khushi
- Asha
- Raghvendra



PAYMENT DETAILS



BANK ACCOUNT DETAILS:
HDFC BANK , SABUN MARG, BHILWARA
ACCOUNT NO.: 50100557577081
IFSC CODE: HDFC0001959



CONTACT DETAILS

- Kashish Marwaha- +91-94139 30665
- Deeksha Duggar- +91-63768 35433
- Rani Lodha- +91-94132 27805
- Abhinav Jain- +91-73399 77750
- Kartikeya Mishra- +91-82094 71382

REGISTRATION LINK

**Sangam University - NH-79,
Bhilwara Chittor Bypass, Bhilwara,
Rajasthan, India - 311001**

+91-7891050000



**SANGAMTM
UNIVERSITY**



where Aspiration meets Opportunity