N.J. YASASWY MEMORIAL NATIONAL MOOT COURT COMPETITION
(October 16th & 17th, 2015)

Organized by

The ICFAI University
Nerul, Navi Mumbai
September 1, 2015.

**SUBJECT: INVITATION TO PARTICIPATE IN N.J. YASASWY MEMORIAL NATIONAL MOOT COURT COMPETITION**

Dear Sir/Madam,

It is a matter of great pleasure that we are going to organize N.J. YASASWY MEMORIAL NATIONAL MOOT COURT COMPETITION (16th-17th October 2015). For the same, we cordially invite the team from your esteemed institution.

The Moot Problem, Authorization letter from the head of the institution and the detailed Rules and Regulations for the Moot Court Competition are enclosed herewith.

The Teams must send their Registration fee through Demand Draft latest by September 20, 2015. Please feel free to write or contact us for any further clarifications.

Anticipating your kind reply.

With regards,

ICFAI Law School (The ICFAI University), Dehradun.
<table>
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<th>DATES</th>
<th>EVENTS</th>
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<tr>
<td>1st Sept</td>
<td>Release of Moot Problems and Rules of the Moot Court Competition</td>
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<tr>
<td>15th Sept</td>
<td>Last date of Registration</td>
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<td>18th Sept</td>
<td>Last date for reaching Demand Draft and Authorization letter to the University</td>
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<td>28th Sept</td>
<td>Last Date for Submission of Memorials (soft copy)</td>
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<td>3rd Oct</td>
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*mail to: iudmoot@gmail.com*
Formalized in 1948, the Universal Declaration of Human Rights recognizes “the inherent dignity” and the “equal and unalienable rights of all members of the human family”.

**BACKGROUND** - In the Republic of Tranvenia, the capital Carakun is the most advanced city, having rich infrastructure and provides best possible medical facilities. While, there being rich natural resources available with the state, the corruption remains the main issue to deal with.

Awadhesh, a poor sweeper in his 40's, developed chronic obstructive pulmonary disease even without tobacco smoking, as occupational exposure to dust leads to an obstructive pattern among sweepers. His daily wage of Rs. 300 was not enough to meet both, his medical and ration expenses for family of six, the couple and four children. Since, he being illiterate and ignorant about govt. insurance schemes, he was left with no cover and hence he headed to the govt. hospital for checkup on 30th of September 2014, where he had to wait for the physician in OPD for four hours, who advised him to go for a tuberculin skin test, other scans and X-rays, surgical biopsy in a private clinic Makowen Labs, because X ray machines in the govt. hospitals were out of order and pathological tests/blood test facility was beyond question because of unavailability of Doctors who were on leave for three days. The Doctor Mr.Gabbaria advised him in oral to go for Morx Flod hospital which is most advanced hospital in the state. Regarding free checkup, he gave a written reference.

On 3rd of July, Dr. Daygem asked Awadhesh to be admitted in the hospital for a week long observation. When enquired about the cost involved, the Doctor assured him to be as minimal as possible. He was given a form where he gave his thumb impression, details of which was not read out, but three witness were present. This was a mere admission form where he authorizes the Doctor to perform tests and surgeries involved to cure his issues and if in this course he dies, the Hospital shall not be responsible. The form was accompanied with an undertaking to pay subsidized cost of seven days accommodation which includes-Bed, Visit by doctors, pathological tests, food, other facilities like wheelchairs etc. in total Rs. 14000 only....
In hospital he used to talk about his poverty and deteriorating condition all the time. The two attendants Mr. Jeane and Mr. Greye used to make fun of his poverty and they even gave him unnecessary sleeping pills.

4th of July- He insisted to leave for work because his family needs to fed, but was denied, because he was in treatment and hospital has not realized the sum as per undertaking. With extreme agony and pain, he assaulted two hospital staffs Mr. Jeane and Mr. Greye.

5th of July- He received a message that his whole family committed suicide, not bearing the hunger. But he was still restricted to his room and whenever he attempts to run, hospital security guard ensures his return to his bed. Enraged by this attitude of the hospital staff he even threatened to commit suicide by saying “Either permit me to go home or I will commit suicide and will make u people being hanged for abating me to commit suicide”. But the hospital staff didn't pay any attention in this regard.

6th of July – His health was improving and he was feeling better now. He asked Dr. Daygem to relieve him. He was allowed to leave, but by paying the sum assured +13% tax that amounted to Rs. 15820. They threatened him that if would not pay then they will lodge a criminal case against him for assaulting Ms. Jeane Mr. Greye and non payment of sum undertaken and duly thumb printed. He was not in condition to pay. He thought for a while and put before doctor a deal that he would sell his kidney for INR 75000 after deducting INR 15820 for treatment. The doctor discussed with others about the deal and finally they agreed. But he was not given a single rupee, since there was no instrument involved to prove the transaction.

7th of July- He was discharged and in severe pain. He went to police station near his home and reported the entire incident and even told them that he was abetted to commit suicide by those hospital attendants who wished to blackmail hospital authorities for money. But no FIR was lodged. He, then went to the Magistrate but it was all in vain. The Magistrate refused to entertain his case. He committed suicide by hanging in his house. The deceased was having a son from his first wife whom he had left for his second marriage. But the son was very much attached to him. Aggrieved by the news of his father's committing suicide. He lodged an FIR against the hospital authorities and the police officers for abatement of suicide.
When the matter was laid before the Hon'ble District Court the court held that it was a case of suicide as hospital authorities succeeded in proving that his mental condition was not good. The matter is listed for hearing before the High Court of the Republic of Tranvenia, Argue on behalf of petitioner and State.

ASSUMPTIONS:-
(1) The laws of The Republic of Tranvenia are in 'pari materia' with the laws of India.
(2) Reservation and treaties entered into by India are to be assumed as reservations and treaties by the Republic of Tranvenia to UDHR.
(3) Reports of Law commissions of the Republic of Tranvenia are analogous to those of Law Commission reports of India.
**COMPETITION RULES AND REGULATIONS - I**

**ELIGIBILITY**

The Competition is open for students pursuing three/ five year LL.B. Degree Course from any recognized Law College/University subject to fulfillment of the registration formalities.

**II. LANGUAGE**

The Competition shall be conducted in the English language only.

**III. TEAM COMPOSITION:**

Each team shall consist of a three members, (two speakers and one researcher).

**IV. REGISTRATION:**

In order to confirm participation, teams of every Institution should register themselves. Early bird registration limited to 32 teams only. The registration process consists of the following two Steps:

**Step one:**

Each Team is required to fill in the online Registration form at this address [http://goo.gl/forms/TjQ5tIGKhz](http://goo.gl/forms/TjQ5tIGKhz) and send the Demand Draft details to iudmoot@gmail.com by September 15, 2015. Subject of the mail should bear “Registration Form for N.J. YASASWY MEMORIAL NATIONAL MOOT COURT COMPETITION - 2015”. The details for Demand Draft transactions are given hereunder:

*The Demand Draft shall be drawn in the favour of “The ICFAI University” payable at Dehradun.*

**Step two:**

Original Demand Draft and the authorization letter should be sent by September 20, 2015 to the address of the University and “Registration Form N.J. YASASWY MEMORIAL NATIONAL MOOT COURT COMPETITION - 2015” should be super scribe on the envelope. The address is as under: Faculty of Law, The ICFAI University, Dehradun. Central Hope Town, Rajawala Road, Selaqui, 248197.

**Registration Fee:**

Rs. 1500/- (Rupees One Thousand and Five Hundred only) for each participating team consisting of 3 members. No additional member shall be permitted.

Forms received after the deadline i.e. September 15, 2015 may not be considered for registration.

**V. CRITERIA FOR MEMORIAL EVALUATION**

Teams have to prepare Memorials for both the sides.

The teams must send a soft copy on or before September 28, 2015 to iudmoot@gmail.com. In addition 6 (SIX) hard copies of the memorials from each side should reach at the University address by October 3, 2015.


**COMPETITION RULES AND REGULATIONS-2**

**Format of Memorials**

The memorial shall not exceed 30 typed A4 size pages.

Colour of the cover page must be Blue in case of Appellant and Red in case of Respondent.

Body of Memorial shall include:

The Cover Page of the memorial must state the Cause Title

Table of Contents

List of Abbreviations

Index of Authorities / Table of cases

Statement of Jurisdiction

Statement of Facts

Statement of Issues

Summary of Arguments

Arguments advanced/detailed arguments.

Prayer

Bibliography

**Note:** Identity of the Institution should not be revealed anywhere in the memorial as well as in any Annexure. Violation of this provision will result in penalties including disqualification. The Organizer’s decision shall be final in this regard.

The font of the body of the memorial should be Times New Roman, size 12, line spacing 1.5 & headings should be 14. The font of the footnotes should be Times New Roman, size 10.

Memorials should be spiral bound.

Memorials should have one inch margin on all sides of each page.

Pages should be numbered at the bottom middle.

The memorial should not contain any photographs/sketches/exhibits/affidavits etc.

All memorials received within time schedule will be evaluated by the Memorial Evaluation Committee (MEC) to be constituted by the National Coordinators, FOL, The ICFAI University, Dehradun.

The evaluation will be done on the following parameters:

- **A Knowledge of Facts & Law** 25
- **B Extent & use of research** 25
- **C Proper & Articulate Analysis** 20
- **D Clarity & Organization** 10
- **E Correct format & Citation** 10
- **F Grammar & style** 10
COMPETITION RULES AND REGULATIONS

6. Evaluation done by the MEC shall be final and binding.

VI. ROUNDS

Draw of lots
Each team will be provided with a Team Code on reporting to the venue. After the draw of lots, each team will be assigned a side (appellant/respondent). Fixtures of the teams will be pre-determined based on the team codes.

Elimination Round
This will be a knock-out round. Each team is allowed 20 minutes to represent their case. Each team shall represent only one side as decided during the draw of lots. The winner of each court-room will be decided on the basis of the scores awarded by the judges in this round and the marks awarded by MEC.

Note: The top eight teams selected after this round will proceed to the quarter-finals.

Quarter Finals
The top four teams selected after this round will proceed to the semi-final.

Semi Finals
The top two teams selected after this round will proceed to the finals. 30 minutes shall be provided to each team.

Final Round
The final round shall take place between the winners of the semi-final round. 30 minutes shall be provided to each team.

VII. PROCEDURE AND MARKING OF COURT ROUNDS

Each team will get a total of 30 minutes to present its case. This includes the time for rebuttal but not sur-rebuttal.

The division of time per speaker is left to the discretion of the team.

The arguments should be confined to the issues presented in the memorial.

The researcher needs to be present with the speakers during all the rounds.

Maximum scores for the court rounds will be 100 marks per speaker. The court rounds will be judged on the following parameters:

A Knowledge of Law 20
B Application of law to Facts 20
C Ingenuity & ability to answer questions 20
D Style, Poise, Courtesy & Demeanor 20
E Time Management 10
F Organization 10
VIII. DRESS CODE

Inside the Court Room the participants shall be in Formals.

Female(s): White Salwar and Kurta /White Shirt, Black Trouser and Black Tie along with Black Blazer and Black Shoes.

Male(s): White Shirt and Black Trouser along with Black Tie, Black Blazer and Black Shoes.

Categories of Awards:

Winner of the Final Round will be given the “Best Team” award.

Runner-up of the Final Round will be given the “Runner Up” award.

Team with the highest memorial scores will be given the “Best Memorial” award.

“Best Mooter” award shall be determined on the basis of the total marks secured during the court rounds.

In addition to the above, certificates will be issued to all the participants.

ACCOMMODATION AND FOOD

Accommodation per se shall not be provided but support for the same shall be extended whole heartedly. There shall be complimentary lunch during the tenure of the event.

IX. QUERIES AND CLARIFICATIONS

In case of any questions related to problems or clarifications regarding the competition, feel free to contact the following:

E-mail: iudmoot@gmail.com

Contact National Moot Court Conveners

Asst. Prof. Saurabh Siddhartha ☎ +91- 8953894626
Asst. Prof. Rohit Shukla ☎ +91- 7060763266

Student Co-Ordinators -

Minakshi Priya - 09548606646
Amit Dadhich - 09045429842
Yashvardhan Krishna - 08881039298
Deepanjan Dutta Roy - 07895213036
Ashutosh Thakral - 09756410409
Pranjal Singh - 07060471941
Aditya Anand - 07060324487
X. GENERAL INFORMATION

Date and Venue:
The ‘N.J. YASASWY MEMORIAL NATIONAL MOOT COURT COMPETITION – 2015”, held at FOL, The ICFAI University, Dehradun.

Postal Address:
Faculty of Law, The ICFAI University, Central Hope Town, Rajawala Road, Selaqui, Dehradun. Postal code: 248197.

E-mail: iudmoot@gmail.com

Event Blog: http://iudmoot.blogspot.in

XI. AWARDS AND CERTIFICATES

Winning Team Award: The winning team will receive a trophy and prizes.

Runner Up Team Award: The runner up team will receive a trophy and prizes.

Best Speaker shall receive a trophy.

The team with the Best Memorials will receive a prize.
N.J. YASASWY MEMORIAL
NATIONAL MOOT COURT
COMPETITION - 2015

Authorization Letter

Name of the Institution: _______________________________________________________________

Address: __________________________________________________________________________

Person to whom communication relating to the Competition should be sent:

Name:____________________________________________________________________________

Phone Number: ___________________ Email Address: ________________________________

Details of the Team

Name of the First Speaker: ______________________________________________________

Gender: ____ Email Address: __________________________________________

Name of Second Speaker: ______________________________________________________

Gender: ____ Email Address:  __________________________________________

Name of Researcher: ______________________________________________________

Gender: ____ Email Address:  __________________________________________

Signature of Team Members

Seal of Institution with signature of Head of the Department.