

**St. Xavier's University, Kolkata**

**MOOT COURT SOCIETY  
XAVIER LAW SCHOOL**



**&**



**VICTOR MOSES & CO.**

Solicitors, Advocates & Trademark Attorneys

**PRESENTS**



**Xau Aequitas'24**

**1<sup>st</sup> Xavier's National Moot Court Competition**

**OFFICIAL BROCHURE**



SCAN THE QR TO  
KNOW MORE

**Date:**  
24<sup>th</sup> - 26<sup>th</sup>  
October, 2024

**Venue:**  
SXUK, Action Area IIIB,  
Kolkata - 700 160

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# ABOUT SXUK



St. Xavier's University, Kolkata (SXUK), stands as a beacon of excellence in higher education, deeply rooted in the Jesuit tradition of fostering academic rigor, ethical integrity, and social commitment. Established with the vision of shaping future leaders who are not only intellectually equipped but also morally and socially responsible, SXUK aims to cultivate a holistic learning environment. The university is committed to providing a platform where students are encouraged to think critically, innovate, and contribute to society. Through its diverse academic programs, cutting-edge research, and

emphasis on community engagement, SXUK seeks to nurture individuals who can address contemporary challenges with wisdom and compassion. The institution prides itself on its vibrant campus life, enriched by a blend of cultural diversity and a strong sense of community. With a focus on character formation, leadership development, and the pursuit of knowledge, St. Xavier's University, Kolkata, aspires to be a transformative force in the field of education, guiding students to realize their full potential and become agents of positive change in a global society.

# ABOUT XLS

Xavier Law School (XLS) was established in August, 2019 by the Honorable Lokpal of India, Mr. Pinaki Chandra Ghosh. It seeks to carry on the legacy of Jesuit education in the fields of legal education and research. It promises to provide all the facilities to the student which would help them to reach the pinnacle of success. Currently it offers two undergraduate courses, namely B.A.LL.B. (Hons.) and B.Com.LL.B. (Hons.).

XLS comprises of highly qualified faculty members and modern infrastructure including a Moot Court Hall and a Law Library dedicated to the Law school. It seeks to set international standards in legal education and to promote holistic development of students. With this at the backdrop, Xavier Law School is determined to feature among the top law schools in the country.



# ABOUT MCS XLS



The *Moot Court Society, Xavier Law School* is an integral part of the academic and professional development of law students, embodying the school's commitment to nurturing future legal minds. MCS, XLS provides a dynamic platform for students to engage in simulated court proceedings, where they hone their advocacy skills, legal reasoning, and understanding of the law in practice. By organizing and participating in national and international moot court competitions, the society empowers students to confront complex legal issues and develop the confidence and competence required for their future careers.

MCS, XLS is dedicated to fostering a deep understanding of the law while encouraging innovation and critical thinking. Beyond mooting, the society offers workshops, seminars, and guest lectures from esteemed legal professionals, providing invaluable insights into the intricacies of the legal system. The society's activities are designed to promote teamwork, ethical practice, and a commitment to justice, reflecting Xavier Law School's broader mission of forming socially responsible leaders. Through its efforts, the Moot Court Society at Xavier Law School aspires to be a cornerstone of legal education, shaping students into proficient advocates who are well-prepared to make meaningful contributions to the legal profession and society at large.



# ABOUT 1<sup>ST</sup> XAVIER'S NATIONAL MOOT COURT COMPETITION



## XavAequitas'24

**XavAequitas'24**, the first National Moot Court Competition organized by the Moot Court Society of Xavier Law School, is a prestigious event that embodies the institution's dedication to cultivating legal acumen and advocacy skills among aspiring lawyers. This competition is a monumental step in Xavier Law School's journey, aimed at establishing a tradition of excellence in legal discourse and practice.

**XavAequitas'24** is designed to challenge participants with complex legal problems that require not only a deep understanding of the law but also the ability to think critically and argue persuasively. The competition will simulate real-world courtroom dynamics, providing students with the opportunity to engage in rigorous legal debates before panels of distinguished judges and legal professionals.

The vision behind XavAequitas'24 is to create a national forum where the brightest legal minds can converge, exchange ideas, and hone their advocacy skills in a competitive yet collegial environment. The event aims to inspire a new generation of legal professionals who are not only proficient in legal reasoning but are also committed to the pursuit of justice. Through this competition, Xavier Law School seeks to contribute to the broader legal community by nurturing talent and fostering a spirit of excellence and integrity in the practice of law.

# THE TEAM

## CORE ORGANISING COMMITTEE



**Chairperson & Patron**  
Rev. Fr. Dr. John Felix Raj  
Hon'ble Vice Chancellor, SXUK



**Co-Patron**  
Prof. Ashis Mitra  
The Registrar, SXUK



**Co-Patron & Advisor**  
Adv. D N Mitra  
Solicitor & Advocate, Supreme Court of India.  
Advocate-on-record, Supreme Court of India  
Senior Partner, Victor Moses and Co



**Co-Patron**  
Dr. Ranjeeta Mukherjee  
Dean, Xavier Law School



**Convener**  
Dr. Rajrupa Sinha Roy  
Convener, Moot Court Society



**Co-Convener**  
Dr. Prashna Samaddar  
Faculty, Xavier Law School



**Student Convener**  
Sagar Dutta  
Secretary, MCS XLS



**Student Co-Convener**  
Harshvardhan Gupta  
Joint Secretary, MCS XLS



**Student Co-Convener**  
Radhika Basu  
Joint Secretary, MCS XLS



**Student Co-Convener**  
Boidik Ghosh  
Treasurer, MCS XLS



**Student Co-Convener**  
Aahana Bhattacharya  
Joint Treasurer, MCS  
XLS



**Hribhu Gupta**  
Core Committee, MCS XLS



**Suhashini Sen**  
Core Committee, MCS XLS



**Ashmit Sen**  
Core Committee, MCS XLS



**Binayak Srivastava**  
Core Committee, MCS XLS



**Joshua Attick**  
Core Committee, MCS XLS



**Meghna Mitra**  
Core Committee, MCS XLS



**Sagnik Debnath**  
Core Committee, MCS XLS



**Ahana Raha**  
Core Committee, MCS XLS



**Yash Bajoria**  
Core Committee, MCS XLS



**Yazad Motishaw**  
Core Committee, MCS XLS



## The Inter-Sessional Working Committee, MCS XLS



# OUR SPONSORS

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# ABOUT OUR TITLE SPONSOR



## **VICTOR MOSES & CO.**

Solicitors, Advocates & Trademark Attorneys

Established in 1930, Victor Moses and Co. has been a beacon of legal excellence and unwavering commitment to justice. With a rich heritage that spans nearly a century, we combine time-honoured traditions with contemporary insights to navigate the evolving legal landscape.

Our firm is built on a strong foundation of trust, integrity, and commitment to client success. We have a proud history of serving a diverse clientele, from multinational corporations to individual clients, across a broad spectrum of legal areas, both civil and criminal, including real estate, admiralty, corporate, constitutional, intellectual property and cyber laws.

Our team of experienced attorneys brings a wealth of knowledge and expertise to every case, ensuring personalized and effective legal solutions. At Victor Moses and Co., we believe in a client-centric approach, where each case is treated with utmost dedication and care. Our long-standing reputation for excellence is a testament to our commitment to uphold the highest standards of professionalism and ethics.

As we continue to evolve with the changing legal landscape, we remain steadfast in our mission to provide exceptional legal services with the same passion and dedication that has defined us for generations.

Victor Moses and Co. is proud to support the future of legal professionals as the Title Sponsor of this prestigious National Moot Court Competition. We believe in nurturing the next generation of legal minds who will shape the future of laws in India and abroad.



# PROGRAM SCHEDULE

<b>14<sup>th</sup> September</b>	Team Registration Opens
<b>14<sup>th</sup> October</b>	Team Registration Closes
<b>18<sup>th</sup> October</b>	Memo Submission Closes
<b>23<sup>rd</sup> October</b>	Online Draw of Lots
<b>23<sup>rd</sup> October</b>	Online Memorial Exchange
<b>24<sup>th</sup> October</b>	Opening Ceremony
<b>24<sup>th</sup> October</b>	Preliminary Round - I & II
<b>25<sup>th</sup> October</b>	Quarter Final Round
<b>25<sup>th</sup> October</b>	Semi Final Round
<b>26<sup>th</sup> October</b>	Final Round
<b>26<sup>th</sup> October</b>	Valedictory Session + Prize Distribution

# RULES & REGULATIONS

## GENERAL RULES AND INFORMATION ABOUT XAVAEQUITAS

The inaugural edition of **XavAequitas'24**: St Xavier's National Moot Court competition shall be hosted and administered by the Moot Court Society, Xavier Law School, St. Xavier's University Kolkata.

### **Date of the Competition:**

The competition shall be held on the **24<sup>th</sup>, 25<sup>th</sup> and 26<sup>th</sup> of October 2024**.

### **Venue of the Competition:**

The competition shall be held within the premises of St Xavier's University, Kolkata based within the state of West Bengal, India.

**Address: St Xavier's University, Kolkata. Action Area III B, New Town, Kolkata- 700160**

### **Official Language of the Competition:**

The language of the competition shall be **English**. All oral and written submissions are required to be made in English

### **Structure of the Competition:**

The competition shall start and conclude within the 3 days as mentioned. The competition shall consist of four (4) rounds; **Preliminary Rounds, Quarter-Final Rounds, Semi- Final Rounds and the Final Round**.

The rounds shall take place as follows.:

<b>24<sup>th</sup> October 2024 (Day 1)</b>	<b>Preliminary Rounds 1 and 2</b>
<b>25<sup>th</sup> October 2024 (Day 2)</b>	<b>Quarter Finals and Semi-Finals</b>
<b>26<sup>th</sup> October 2024 (Day 3)</b>	<b>Finals and Valedictory.</b>

\*Teams will alternate between sides in the Preliminary Rounds. No Team shall represent the same side in Prelim 2, which was represented by them previously in Prelim 1.

\*Quarter-finals, Semi-finals and Final rounds will be knockout rounds.

### **Eligibility for Participation and Team Composition:**

**The competition is open to all students who are pursuing LLB three/five- year courses during the current academic year.**

- Each team should consist of **three members**.
- There shall be two speakers, and one researcher designated for each team.
- All Team related issues and queries should be answered at the discretion of the organisers.
- Teams should not disclose the identity of their institution; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the organisers.
- No additional team member other than the above three shall be entertained.

# RULES & REGULATIONS

- Each team shall be assigned the team code through due notification. Teams shall use only their Team code for identification purposes. Names of participants shall not appear on or within the written submissions.

**Bar on Number of Teams:** A maximum of 5 Teams may be sent from **one Institution**. Any more registering from the same institution shall not be accepted.

## AWARDS

- I. The team with the maximum score in the final round will be declared as the "**Winning Team**" and the team with the second highest score in the final round will be declared as the "**Runners up Team**".
- II. The speaker with the maximum score in the Preliminary Rounds will be declared the "**Best Speaker**".
- III. The team with the maximum Memorial scores will be awarded "**The Best Memorial**".
- IV. The researcher scoring the highest marks in the Researcher Test will be awarded "**The Best Researcher**".

**The following positions shall be awarded:**

1. Winners [1<sup>st</sup> Place]
2. 1<sup>st</sup> Runners up [2<sup>nd</sup> place]
3. Best Speaker - Petitioner
4. Best Speaker - Respondent
5. Best Researcher
6. Best Memorial



**All above positions shall be gratified with prizes worth over ₹1L in total.**

- Kindly note that the Winner, 1<sup>st</sup> Runner up, and Best Memorial shall be **awarded to the team** as a whole on behalf of their respective Institutions.
- Individual participants will be awarded the best Speaker (Petitioner and Respondent) and best Researcher.

**Certificate of participation shall be given to all the participating teams.**

- The awards, certificates of merit, and certificates of participation shall be given during the valedictory ceremony to be conducted on Day 3, which is 26<sup>th</sup> October 2024.
- At Least 1 person from each team must be present at the valedictory ceremony to receive the certificates and awards.
- No certificate will be given to the team before or after the valedictory function.

# RULES & REGULATIONS

## 1. Definitions

The name of the **Xavier's National Moot Court Competition** shall hereby be known as "XavAequitas'24".

These rules shall be called the "Xavier's National Moot Court Competition rules, 2024".

- a) "Host" shall mean and denote **St. Xavier's University, Kolkata**.
- b) "Petitioner" shall include Appellant, Plaintiff, Petitioner, Complainant, Prosecution, Informant, etc.
- c) "Respondent" shall include Defendant, Respondent, Defence, etc.
- d) "Bench" refers to the judges duly invited to adjudge the oral rounds, collectively. All decisions and marking by the "bench" are deemed final and binding.
- e) "Clarifications" means an explanation published by the Host University on the moot problem, at any point of time of the competition to a query posed by any participating team within the given deadline.
- f) "Compendium" means a compilation or collection of legal or other authorities that a participating team seeks to rely upon during the round of oral pleadings.
- g) "Competition" shall mean "**XavAequitas**: Xavier's National Moot Court Competition"
- h) "Moot Proposition" means the Proposition released by the Organizers and shall include any subsequent clarification(s) as and when issued by the Organizers.
- i) "Oral Score" means the scores given by the judge to a particular orator of the participating team pleading before it during the round of oral assessment.
- j) "Speaker" or "Orator" shall mean the same and shall denote one of the two designated speakers in a participating team.
- k) "Researcher" means a team member who will sit with the teams at the Oral Rounds but shall not be permitted to address the Court during the Oral Rounds. The Researcher may, however, be permitted to pass notes to the Speakers at the discretion of the Judges. The researcher shall be the only person allowed to take the Researchers Test.
- l) "Organizers" or "Organizing Committee" (abbreviated as OC) means the Xavier Law School, Moot Court Society.
- m) "Participating Team," means the team, which is eligible to participate in the competition after completion of the registration procedure.
- n) "Participating Institution" shall be presumed to be the parent institution of the participating teams.
- o) "Rules" means the St. Xavier's National Moot Court Competition Rules.
- p) "Team Code" means a unique code assigned by the Host University to the registered participating team.
- q) "Written Score" means the scores given by the organisers to a particular participating team on the written submissions submitted by them according to the rules of the Competition.
- r) "Written Submissions" means the memorandum of written submissions (memorials) submitted by any participating team according to the rules of the Competition.

# RULES & REGULATIONS

## 2. DETAILED STRUCTURE OF ORAL ROUNDS:

### **Preliminary Rounds:**

- Each team shall present their arguments from one side in this round, i.e., Petitioner's side or the Respondent's side, as determined by the Draw of Lots.
- The top eight teams based on their Total Preliminary Score in the Preliminary Round shall qualify for the Quarter-Final Rounds.
- The total Preliminary score does not include the memorial score.
- In case of a tie between the teams, the memorial scores of the respective teams in the tie shall be considered to break the tie.

### **Quarter-Final Rounds:**

- The top eight teams from the Preliminary Round shall proceed to the quarter-finals.
- This will be a knockout round; hence, winners will be decided based on courtroom win.
- The sides of the teams will be determined by a draw of lots. The Draw of Lots will also decide which team you will be competing against (There will be no pre-decided fixtures).
- The memorial scores will not be considered and in case of a tie, there will be a rebuttal round, to break the tie.

### **Semi-Final Rounds:**

- The top four teams from the Quarter Finals shall proceed to the semi-finals.
- This round again will be a knock-out round. The draw of Lots will determine the sides of the teams. The Draw of Lots will also decide which team you will be competing against (There will be no pre-decided fixtures).
- The highest-scoring team in each semi-final round will advance to the final round.
- The memorial scores will not be considered and in case of a tie, there will be a rebuttal round, to break the tie.

### **Final Round:**

- The winner of each courtroom fixture i.e., two teams from the semi-final round shall proceed to this round.
- A Draw of Lots will determine the sides of the teams.
- The highest-scoring team in this round will be adjudged as the winner of the competition.
- The memorial scores will not be considered and in case of a tie, there will be a rebuttal round, to break the tie.



# RULES & REGULATIONS

## 3. WRITTEN SUBMISSIONS (MEMORIAL)

Every team which has successfully registered for the competition, is required to prepare two memorials:

- Memorial on behalf of the Petitioner(s)
  - Memorial on behalf of the Respondent(s)
- a) All teams are required to send soft copies of their memorials via mail with the Subject “Memorials (Team Code) – Xavier’s National Moot Court Competition.
  - b) A penalty of one mark per hour on each memorial shall be imposed for any submission made after the deadline specified. Memorials submitted 12 hours beyond the specified deadline shall not be evaluated.
  - c) Binding of Written Submission: The teams shall bind their written submission with any binding they deem convenient between channel file or spiral, however, spiral binding is advised.
  - d) Teams are not permitted to raise issues in the Oral Rounds that have not been submitted in the Written Submissions
  - e) The memorials which are submitted shall be considered final. After completing the Competition, the Organizers reserve the right to use the memorials as they deem appropriate.
  - f) All guidelines about Memorial Submission must be followed.
  - g) Non-compliance with the Memorial Guidelines will result in Direct Disqualification.

**Note: Any difference between the soft copy and the hard copy will lead to direct disqualification.**

A general deduction of marks will be done for errors including but not limited to Wrong file name or incomplete file name, failure to submit memorial as one file, exceeding page limit, failure to include required information on the cover page, failure to use correct color coding, wrong footnotes etc.,

### **I. Memorial Format**

All soft copies of the Memorial submitted to the respective email must be in **Word Document Format**.

#### **i. Cover Page:**

- The cover of the Petitioner Memorial must be blue coloured, while the cover of the Respondent Memorial must be red. The colour of the memorial pages must not make the text ineligible to be read. All other pages, except the cover pages of all memorials, can be in Black and White.
- Non-compliance will result in Negative Marking.

#### **ii. Team Code:**

- The team code (allotted) must be ascribed to the top right corner of the cover page. The side for which the written submission is prepared must succeed the code. The teams must use “P” for “Petitioner” and “R” for “Respondent”. [For example, Team code 100 would present petitioner memorial as “TC-100P” and respondent as “TC-100R”]
- Individual names should not be mentioned anywhere in the memorials or written documents. Terms like Speaker 1 and Speaker 2 must be used in place of the member names, as per appointment in the Registration Form.
- Non-compliance will result in Disqualification.

#### **iii. Margin:**

- The written submission must maintain an equal margin of 1 inch on all sides.
- Non-compliance will result in Negative Marking.

# RULES & REGULATIONS

## iv. Font, size and line spacing:

- The text font should be Times New Roman only, size 12, and must be in 1.5 line spacing.
- Non-compliance will result in Negative Marking.

## v. Footnotes:

- The footnotes must be in Times New Roman only, size 10, and single space.
- BLUEBOOK (21<sup>st</sup> Edition) – The Harvard System for Citation of Legal Authorities should be followed in the written submission throughout. Incomprehensible footnotes will warrant negative marking.

## vi. Header and Footer:

- The font used for the header/footer, if any, shall be Times New Roman only, size 10, 1.5 line spacing.
- Non-compliance will result in Negative Marking.

## vii. Memorial Content:

The Memorials are required to contain the following sections:

Index	Heading	Page Limit
1.	Cover Page	1
2.	Table of contents	1
3.	List of Abbreviations	1
4.	Index of Authorities	1-2
5.	Statement of Jurisdiction	1
6.	Statement of Facts	1
7.	Issues Raised	1
8.	Summary of Arguments	1-2
9.	Arguments Advanced	10-20
10.	Prayer	1

**\*Maximum Page Limit for the memorials is 40 pages**

## viii. PLAGIARISM

- Participants must refrain from plagiarism of any kind. Any use of publicly available information must be accompanied by proper citations.
- Participants should keep the plagiarism limit of their written submissions within 15 percent. Failure to comply with this rule may result in disqualification or negative marking.

## ix. CHANGES IN SOFT COPY

- An attempt at sending a different, shortened, or corrected version of your pleadings as a soft copy will result in disqualification from the selection process for the competition.

## x. CONDONATION OF DELAY

- Delay in submission of memorials will not be condoned on grounds like connection failure, network issues, etc.
- However, the Organising Committee shall have final discretion in case of application for condonation of delay.

# RULES & REGULATIONS

- Decisions could range from full condonation to reduction of marks as the organisers may deem fit.

## xi. EXCHANGE OF MEMORIAL

- Memorials shall be exchanged based on the Draw of Lots that will take place before the commencement of each round.
- The side to be represented and the team clash, as determined by the draw of lots, shall be final; and no request for changing the same shall be entertained.

## 4. ORAL PLEADING ROUNDS

### I. Preliminary Rounds

- The preliminary rounds shall consist of Preliminary Round-I (“Prelim-I”) and Preliminary Round-II (“Prelim-II”). No two teams shall face each other more than once in the Preliminary Rounds.
- In Preliminary Rounds, each team shall argue from one of the sides as allotted in the draw of lots. In preliminary round II, each team shall argue from the other side as they did in the first round. The opposing team will be decided through the draw of lots.
- The marks of each preliminary round shall be the cumulative total of the marks of oral submissions of both the speakers and the marks of the Memorial of the side in which they are appearing for the preliminary round.
- The winners of the preliminary rounds, i.e., the top eight teams shall qualify for the quarterfinals from which the top four teams shall qualify for the semi-finals, and then the top two teams will go to the Final Round.

#### **Time Distribution**

- The teams shall get 20 minutes each for their respective arguments, including the opening statement and prayer in the prelims round.
- The time mentioned above includes the time allotted to the Questioning by the Judges.
- Speakers are not supposed to speak other than in their allotted chances. If they speak out of turn, their team will be penalised and marked negatively.
- The speaker may ask for additional time from the judges, not exceeding more than 3 minutes, which shall be at the discretion of the judges.
- Rebuttal and Surrebuttal Time allocated to the teams will be 05 minutes total outside the allocated 20 minutes each. **(20+20+5= 45 minutes per round)**

### II. Quarter-final Rounds

- The quarterfinal round would be a knockout round. In this round, each team shall argue from one of the sides as allotted in the draw of lots.
- The marks of the quarterfinal round shall be the cumulative total of the marks of oral submissions of both the speakers and the team scoring higher would be moving ahead to the semi-final round.

#### **Time Distribution**

- The teams shall get 25 minutes each for their respective arguments, including the opening statement, and prayer.
- The Speakers of any team, in any round, will, under no circumstance, shuffle positions, i.e., Speaker 1 will never become Speaker 2 and vice versa.

# RULES & REGULATIONS

- The time mentioned above includes the time allotted to the Questioning by the Judges.
- Speakers are not supposed to speak other than in their allotted chances. If they speak out of turn, their team will be penalised and marked negatively.
- The speaker may ask for additional time from the judges, not exceeding more than 3 minutes, which shall be at the discretion of the judges.
- Rebuttal and Surrebuttal Time allocated to the teams will be 5 minutes total outside the allocated 25 minutes each. (**25+25+5= 55 minutes per round**)

## III. Semi-final Rounds

- The Semi-final round would be a knockout round. In this round, each team shall argue from one of the sides as allotted in the draw of lots.
- The marks of the semi-final round shall be the cumulative total of the marks of oral submissions of both the speakers and the team scoring higher would be moving ahead to the Finals.

### Time Distribution

- The teams shall get 30 minutes each for their respective arguments, including the opening statement, and prayer.
- The Speakers of any team, in any round, will, under no circumstance, shuffle positions, i.e., Speaker 1 will never become Speaker 2 and vice versa.
- The time mentioned above includes the time allotted to the Questioning by the Judges.
- Speakers are not supposed to speak other than in their allotted chances. If they speak out of turn, their team will be penalised and marked negatively.
- The speaker may ask for additional time from the judges, not exceeding more than 3 minutes, which shall be at the discretion of the judges.
- Rebuttal and Surrebuttal Time allocated to the teams will be 5 minutes total outside the allocated 30 minutes each. (**30+30+5= 65 minutes per round**)

## IV. Final Round

- In the final round, each team shall argue from one of the sides as allotted in the draw of lots.

### Time Distribution

- The teams shall get 40 minutes each for their respective arguments, including the opening statement and prayer.
- The Speakers of any team, in any round, will, under no circumstance, shuffle positions, i.e., Speaker 1 will never become Speaker 2 and vice versa.
- The time mentioned above includes the time allotted to the Questioning by the Judges.
- Speakers are not supposed to speak other than in their allotted chances. If they speak out of turn, their team will be penalised and marked negatively.
- The speaker may ask for additional time from the judges, not exceeding more than 3 minutes, which shall be at the discretion of the judges.
- Rebuttal and Surrebuttal Time allocated to the teams will be 6 minutes total outside the allocated 30 minutes each. (**40+40+6= 86 minutes per round**)

# RULES & REGULATIONS

**NOTE:** During each of the above-mentioned rounds, the order in which the teams shall present their arguments is as follows:

<u>Serial No.</u>	<u>Speaker Order</u>
1.	a) Petitioner Speaker 1
2.	a) Petitioner Speaker 2
3.	a) Respondent Speaker 1
4.	a) Respondent Speaker 2
5.	a) Rebuttal by Petitioner Speaker
6.	a) Surrebuttal by Defendant Speaker

## **Important points to be remembered:**

- The Best Speaker Award shall be determined based on the individual aggregate score of the Speaker taken only from the Preliminary Rounds
- The Researcher shall not be permitted to address the Court during the Oral Rounds. The Researcher may, however, be permitted to pass notes to the Speakers at the discretion of the Judges.
- The use of mobile phones or any other electronic gadgets during the oral rounds would be strictly prohibited.

## **5. CRITERIA OF EVALUATION**

- Oral Rounds:** Speakers would be adjudged under the following categories during their Oral Presentation:

<b>Sl. No.</b>	<b>Criterion</b>	<b>Marks</b>
<b>1.</b>	<b>KNOWLEDGE OF FACTS</b>	<b>25</b>
<b>2.</b>	<b>ADVOCACY SKILLS</b>	<b>25</b>
<b>3.</b>	<b>ANALYSIS &amp; AUTHORITIES CITED</b>	<b>25</b>
<b>4.</b>	<b>RESPONSE TO JUDGE'S QUESTIONS</b>	<b>15</b>
<b>5.</b>	<b>COURT MANNERISMS</b>	<b>10</b>

## **Grand Total: 100 Marks**

\*Marks awarded to any speaker during oral rounds by the judges shall be final and not subject to change.

## **II. Researcher's Test**

- The researcher's test will be held for the assessment of researchers from each team to test the Researcher's knowledge of the case at hand and the quality of the Research done by them, who is required to appear for the same.
- The Researcher's Test shall be conducted on **Day 2** of the Competition and shall commence from **10:00 a.m. to 10:30 a.m.**
- The Test will be taken in **MCQ Format**.
- The researcher that obtains the highest marks in the test will be awarded the "Best Researcher" Prize at the end of the Competition



# RULES & REGULATIONS

- e) The team which fails to send their researcher for the exam, will not be considered for the “Best Researcher Prize.”

### III. Marking Scheme:

- a) +4 for every correct answer,
- b) -0.50 for every question not attempted or answered wrong.
- c) Total No. of Questions: 25
- d) Time allotted for the Test is 30 Minutes

## 6. COMPENDIUM

- All participating teams at their option can prepare a compendium as a supplement to their memorial submission. The compendium may contain all relevant provisions of law and important judgments cited if any.
- There can be no arguments/argumentative interpretation of facts/judgments in the compendium. Any such arguments will be disregarded and shall result in penalization.
- The compendium may be presented to the judges for further reference and clarity of argument presented by the speaker.
- The compendium should not contain the identity of any team or any institution.

## 7. MISCELLANEOUS

### a) SCOUTING

- Scouting shall be deemed to have happened if the speakers, researcher, or any other person affiliated with a team is found:
- Witnessing, hearing, observing, etc. the oral submissions in a Round in which the respective team has no part.
- Teams shall not be allowed to observe the orals of another team unless they have been officially knocked out of the competition.
- Scouting by any team is strictly prohibited and shall result in immediate disqualification.
- Any person may submit a complaint regarding Scouting to the Organizers.

### b) ANONYMITY

- All teams must maintain strict confidentiality of their personal and institutional identities in an official setting and must not divulge any such information within their written or oral submissions.
- Participants shall ensure that anonymity is not violated while passing on any material to the Judges.
- No mark, name, seal, symbol, or logo of the institution/ college/ university must be present.
- Participants must ensure that the same is rendered unrecognisable.

### c) JURY OF APPEALS

- The Jury of Appeal is constituted to ensure transparency in the competition and accountability of the organisers, concerning any dispute in the competition on the spot.
- If a Team believes that the Rules of the Competition have been violated at any stage of the Competition, the Team shall, within half an hour after the completion of the round in which the alleged violation has occurred, register a complaint with the Jury of Appeal of the Competition

# RULES & REGULATIONS

- All Disputes arising between Participating Teams, participants, Judges and participants, Staff and participants, Participants and Organising Committee should be duly notified to the relevant court authorities (Court officers) and/or other Committee members.
  - Such Disputes or complaints shall be adjudged by the Core Committee of the Moot Court Society only, which shall serve as the jury of appeals and its decisions and directions shall be final.
- d) Any Rule can be added, removed, varied, or modified only by the Core Committee of the Moot Court Society at any given time and its discretion and such Rule shall have the same effect and must be adhered to by all participants,
- e) **ETIQUETTE:**
- Participants are expected to behave in a dignified manner and not to cause any inconvenience to the Organisers, the Judges of the Competition, or any of the other participants.
  - All Participants must adhere to customary Moot Court etiquette and discipline.
  - All participants must maintain a strict professional attitude and composure throughout the competition and not indulge in any disrespectful action or expression.
  - Any participant shall tolerate no form of sexual harassment, any action that can be construed as sexual harassment shall warrant strict disciplinary action that may even include disqualification and intimation to the participant's parent Institution.
  - The Organisers reserve the right to take appropriate action for any unethical, unprofessional, or immoral conduct, which may include direct elimination from the competition.
  - **Dress Code of Competition:** The teams should adhere to the Dress Code of the competition:
    - **Female Participant(s):** Western Formals (in Black and White) - shirt, trousers, blazer, tie Or Indian Formals along with Blazer
    - **Male Participant(s):** Western Formals (in Black and White) - shirt, trousers, blazer, tie.
- On other occasions while on campus, participants may wear casuals or formals at their convenience, which should conform to the dress code rules of St. Xavier's University, Kolkata.*
- f) Interpretation of Any Rule or regulation is to be done by the Organizing Core Committee only. The Core Organising Committee will have exclusive authority to interpret the Rules in instances of interpretational conflict. Such interpretation will be performed according to appropriate procedure and be guided by interests of fairness and equity.
- g) The interpretation placed upon these Rules by the Organising Committee shall be conclusive and the decision of the same regarding the application of these Rules shall be final.
- h) All Participants must adhere to the St. Xavier's University general rules and regulations outside of this brochure at all times throughout the competition period. [Including hostel rules and regulations].
- i) **USE OF ID CARDS:**
- Each participant will be issued a Participant card at the time of registration. Entry into the University campus and Exit shall entail the production of such Participant cards. It shall be mandatory for all participants to wear the Participant card at all times inside the campus.
  - Furthermore, Every Participant must possess a valid ID card from the respective institution they represent, possess such Identification at all times and produce such Identification when called for or required.

# RULES & REGULATIONS

## j) FORCE MAJEURE CLAUSE:

- In case of any Unforeseeable Circumstances or emergency, if the situation arises the Competition must not be held or cannot be held due to any reason.
  - In case of any event, which includes but is not limited to, a declaration of war, a disease epidemic, imposition of lockdowns and curfews, any riots, a cyclonic storm, an earthquake, or any other natural disaster due to "Act of God", the date of the competition may be revised and/or the competition may be conducted in an online mode.
  - The Competition will be deemed to stand postponed until further Notice and such notifications will be communicated to participants duly.
- k) Any Internal Regulations, matters, Concerns, or functioning relating to the competition including Modes of marking, draw of lots decisions, and marks allocation of teams and participants are reserved for the Organising committee and will not be justified or divulged to any participant or team.
- l) All facilities shall be provided only to the registered members of a team and no additional members, parents, observers, coaches or faculty advisors shall be accommodated.
- m) Facilities such as photocopying, library usage, internet connectivity, etc. may be provided subject to the convenience of the Organizers and will be informed to the teams closer to the commencement of the Competition. Irrespective, participants are requested to make their arrangements for the same.
- n) Hosts shall not be responsible for any loss of belongings of the team during the competition.
- o) If any one member of a team is notified or informed of any detail or information concerning the Competition, it shall be deemed as if the said team as a whole has been duly notified or informed.
- p) No audio recording or videotaping of oral pleadings is permitted without the permission of the Organizers, the Bench before which the team is scheduled to present, and the opposing Team. The Organizers reserve all rights to audio recording and videotaping, or any other form of audio or visual reproduction of any oral round or part thereof.
- q) Team(s) shall not approach the Bench with any complaints, under any circumstances whatsoever.

## 8. REGISTRATION FEES:

- The registration fees for participations is **Rs. 2500 per team**
- The Amount can be paid through the following account:

Account Name:	St. Xavier's University, Kolkata
Bank Name:	Canara Bank
Branch:	Rajarhat Bank
A/c No.:	97212010000023
IFSC:	CNRB0019721

NOTE: A Team shall be considered as **participants** once the requisite Participation fees have been paid following the Registration Form and upon receiving a Confirmation email concerning participation from the Moot Court Society of Xavier Law School, St. Xavier's University Kolkata.

## 9. ACCOMMODATION, FOOD, and TRAVEL

### a) Accommodation:

- Participants who wish to avail the accommodation facility will be provided accommodation at the University hostel within Campus premises at **Rs. 500 per participant per day**.

# RULES & REGULATIONS

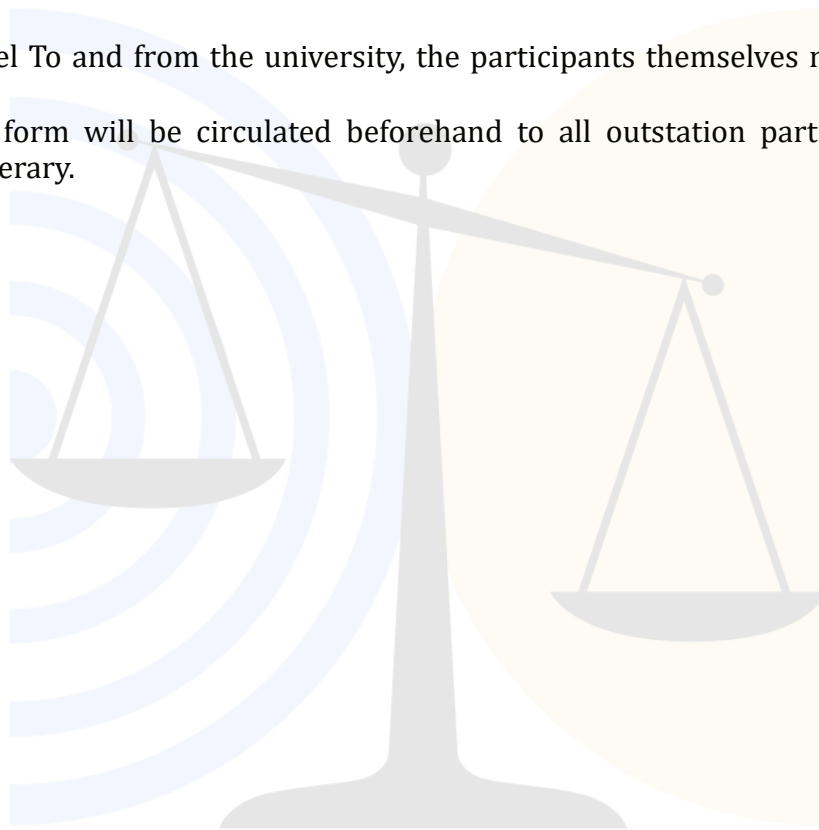
- Participants who do not avail of the accommodation services at the allotted time must arrange for themselves.
- Outstation Participants availing of hostel facilities will also be provided a university hostel pass to be shown when entering the hostel.
- The cost includes all meals.

## **b) Food:**

- Lunch will be served at the venue to all participants.
- Breakfast and dinner for all outstation participants will be served at the Hostel mess (who will be opting for university accomodaton).

## **c) Travel:**

- For all Travel To and from the university, the participants themselves must arrange for the same.
- However, a form will be circulated beforehand to all outstation participants about their detailed itinerary.



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# IMPORTANT LINKS

1. [WEBSITE OF MCS XLS](#)
2. [REGISTRATION FORM](#)
3. [MOOT PROPOSITION](#)
4. [MOOT CLARIFICATION FORM](#)



# CONTACT US

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