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**FAIRFIELD** INSTITUTE OF MANAGEMENT & TECHNOLOGY

Affiliated to GGS IP University, an "A" Grade College by DHE, Govt. of NCT DELHI,  
Approved by AICTE, Bar Council of India, NCTE and Recognised under 2(f) of UGC Act of 1956



# 17th INTRA INDUCTION MOOT COURT COMPETITION 2024-2025



**FAIRFIELD**  
SCHOOL OF LAW

Competition Dates  
8-9 Nov 2024

 Bijwasan Road, Kapashera, New Delhi - 110037  
 25063208-11,25066256-60

 [fimtnd@gmail.com](mailto:fimtnd@gmail.com)  
 [www.fimt-ggsipu.org](http://www.fimt-ggsipu.org)



# ABOUT FAIRFIELD INSTITUTE OF MANAGEMENT & TECHNOLOGY



Fairfield Institute of Management and Technology (FIMT) is a NAAC accredited prestigious college in Delhi with an ambiance of representing the academic culture of the capital town of the largest democracy of the world. Established by the Fairfield Group of Institutions, it is an “A” Grade College approved by the Government of NCT of Delhi, affiliated to the prestigious Guru Gobind Singh Indraprastha University, which is the first university established by the Government of Delhi.

FIMT is approved by the Bar Council of India and National Council for Teacher Education and other authenticating bodies. It is backed by a legacy of 46 years of shaping students career in the country in areas of Management, Commerce, Teachers, Education, Journalism, Information and Communication Technology, Humanities, and Law & Legal Studies. The institutional distinction includes social outreach, field studies and job orientation programs in respective areas of study. It offers improvising add on and value addition courses, especially with health care and other significant activities in context. Its vision is to equip students with the knowledge, skill, and values that are necessary for sustaining one’s balance between a livelihood and life by providing an effective, supportive, safe, accessible and affordable learning environment.

## ABOUT FIMT- SCHOOL OF LAW

The School of Law - aims to explore and identify novel areas of law and policy through relentless engagement in developing legal theory and practice, academic potential, critical analytical ability and advocacy skills so as to fully equip the students with a learning which is intellectually stimulating, socially vital and professionally enriching. This course is intended to impart intensive knowledge and training in Law subjects and help students to acquire wider perspectives both for legal responsibilities and professional application.

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# ABOUT THE COMPETITION



Moot Court Competition is a form of an oral proceeding giving real life simulation of a court proceedings in which we see how convincing is the argument given by the student based on law.

The objective of the Moot Court Competition is to develop the academic and advocacy excellence among students, inculcating the spirit of leadership and teamwork, ultimately leading to professional excellence. In this competition a proper court scenario is created where the students act like the Counsellors (Advocates) presenting each side (Plaintiff and Defendant) based on evidence and substantive questions of law, argue with each other to prove their point in front of the judges who in the end will give the judgement and declare the winner.



# MOOT PROPOSITION

**Disclaimer:** The facts stated in the Moot Proposition are fictitious and are not intended to resemble any incident or any person living or dead. Any resemblance to any incident or person (if any), is not intended, but merely coincidental.

1. Aditi Sharma, aged 26, was found dead on the morning of February 15, 2023, in her matrimonial home, located in Arera Colony, Suplex City, Indriana. Aditi's body was discovered hanging from the ceiling fan in her bedroom by her sister-in-law, Meera Sharma, around 7:30 AM. Her husband, Rohit Sharma, claimed that he had been sleeping in another room due to a heated argument they had the previous night. Aditi's in-laws, Surendra and Meena Sharma, were present in the house at the time. The police arrived at 8:15 AM and conducted a preliminary investigation, noting several peculiarities at the scene.

2. The post-mortem report indicated ligature marks around Aditi's neck consistent with hanging, but there were also bruises on her arms, neck, and torso, suggesting physical assault before her death. The depth and nature of the neck injuries raised suspicion of possible strangulation. The autopsy report noted the possibility of "asphyxiation by strangulation prior to hanging," making it unclear whether Aditi died due to hanging or was killed first and then hanged to stage a suicide.

3. The room appeared disturbed, with broken glass on the floor and scattered personal belongings. A chair lay overturned next to the bed, but its position did not suggest it was used for hanging. There was no suicide note, adding to the uncertainty surrounding her death.

# MOOT PROPOSITION

4. Rohit claimed that after an argument with Aditi around 10:30 PM on the night of February 14, he slept in a separate room and had no knowledge of what transpired until Meera screamed the next morning. However, neighbors reported hearing loud noises and arguments well past midnight, with some claiming to have heard what sounded like a physical altercation.
5. Meera (Sister-in-law), who discovered Aditi's body, initially told the police that she did not hear any unusual noises during the night. However, under cross-examination, she admitted to hearing a "thud" around 11:30 PM, which she assumed was Aditi throwing something out of frustration.
6. Aditi's in-laws (Surendra and Meena Sharma) maintained that they were unaware of any altercation between Aditi and Rohit that night and claimed to have been asleep when the incident occurred.
7. Mrs. Kavita Mishra (Next-door neighbour) testified that she heard Aditi and Rohit arguing loudly around 10:30 PM on February 14. However, she also mentioned hearing what she described as a muffled scream followed by silence around 11:45 PM.
8. Mr. Rakesh Verma (Neighbour across the street) stated that he heard glass shattering and what sounded like a physical struggle around 11 PM. He also saw Rohit standing near the bedroom window at midnight, which conflicted with Rohit's claim that he was asleep by then.

# MOOT PROPOSITION

9. Neha, a close friend of Aditi, gave a detailed statement to the police. She recounted a conversation with Aditi on February 13, 2023, two days before her death. Aditi had called Neha, crying and distressed, and confided that she had been physically assaulted by Rohit the previous night. She also disclosed the sexual violence she was subjected to, saying, “He forces himself on me almost every night. I can’t take it anymore.” Aditi expressed fear for her life, mentioning that her in-laws were pressuring her for more dowry, and she felt trapped in the marriage. Neha tried to persuade her to return to her parental home, but Aditi seemed unsure, stating, “They won’t let me leave that easily.” Aditi’s parents strongly believed that her death was a result of dowry harassment that escalated into violence. Her father testified that she had called him on February 13, 2023, expressing fear that Rohit might harm her.

10. Some neighbours claimed they saw Aditi leave the house briefly in the afternoon of February 14, appearing upset but physically unharmed. Others, however, mentioned seeing no movement in or out of the house that day, adding to the uncertainty of what may have occurred in the hours leading up to her death.

11. The police registered an FIR against Rohit Sharma and his parents under Section 80 BNS and Section 85 BNS. During the investigation, testimonies regarding marital rape were presented, but the charge was not upheld due to the lack of explicit legal provisions criminalizing marital rape in Indiana.

# MOOT PROPOSITION

12. The Trial Court acquitted Rohit under Section 80 BNS for dowry death due to lack of evidence and dismissed the charge of marital rape, citing legal limitations. His parents were acquitted, with the court noting that the evidence against them was circumstantial and did not prove direct involvement in Aditi's death.

13. Upon appeal, the High Court upheld Trial court's decision but expressed concerns about the lack of legal clarity on marital rape. Referring to Hrishikesh Sahoo vs Union of India and anr., the court noted the need for legislative intervention but did not alter the verdict on the rape charge.

14. The appeal has been filed in the Apex court on the following issues:

1. Whether the death of Aditi Sharma amounts to "dowry death" under Section 80 BNS?
2. Whether Rohit Sharma's parents, Surendra and Meena Sharma, are liable to the charges under Section 80 BNS or Section 85 of BNS?
3. Whether the absence of explicit criminalization of marital rape under Section 63 BNS precludes the possibility of prosecuting Rohit Sharma rape within marriage?
4. Does the exception to marital rape violate a married woman's right to equality by denying her the same legal remedies as unmarried women?

15. The counsels are at liberty to add more issues and argue the case before the hon'ble Supreme Court.

## ORGANISING TEAM

### CHIEF PATRON

SHRI. V K N BHARDWAJ  
CHAIRMAN – FIMT GROUP OF  
INSTITUTIONS

### ADVISORY BOARD

Prof (Dr) M.AFZAL WANI  
EX DEAN,USLLS, GGSIPU,  
NEW DELHI

PROF (DR) SAROJ VYAS  
DIRECTOR, FIMT

PROF (DR) SHAVETA GAGNEJA  
DIRECTOR- FIMT,  
SCHOOL OF LAW

### FACULTY CONVENORS

DR. MALVIKA SHARMA  
Assistant Professor,  
FIMT, School of Law

### FACULTY CO-CONVENOR

MS..SWEETY SINGH  
Assistant Professor,  
FIMT, School of Law

### STUDENT CONVENOR

SHASHANKI  
9TH SEM- BA LLB

### CO COVENOR

SHIVAM GARG  
9TH SEM- BBA LLB

### SECRETARY

GLORY SINGH  
5TH SEM- BBA  
LLB

# RULES AND REGULATIONS

The rules mentioned herewith shall be called the 17th Intra Moot Court Competition Rules, 2023-2024 (hereinafter referred as “The Rules”).

The Rules mentioned herewith are not exhaustive and shall be strictly adhered to. Any deviation from the same shall result in immediate disqualification. All decisions made by the Organisers in case of any disputes or doubts, shall be final and binding on all the participating teams. The Organisers reserve the right to alter, amend or add rules herein at any point of time. In case the Rules are not adhered to by the Participating teams, Organisers reserve the right to take appropriate action.

Moot Court Competition will be organised within the campus. The official language for the Moot Court Competition shall be English.

Participants are required to adhere to the following dress code.

- Male participant(s) - Black Formal Coat, White Shirt, Black Tie, Black, Formal Pants, White Socks & Black Formal Shoes.
- Female participant(s) - Black Formal Coat, White Shirt, Black Tie, Black Formal Pants & Black Formal Shoes.

## TEAM COMPOSITION

Each team shall consist of two speakers and one researcher. Teams are to notify which members are the respective speakers and researcher. No change of speaker to researcher or vice-versa shall be permitted except upon application & approval to the Organizing Committee.

1. Each team participating in the competition must prepare a written submission on the behalf of the Petitioner/ Applicant and on the behalf of Respondent/ Defendant.
2. A Written Submission shall be identified solely by the Team Code assigned to the team. The Written Submission shall not, in any way, disclose any fact pertaining to the identity of the team or members.
3. Each team must submit the 4 copies of memorial from each side , i.e 4 from plaintiff and 4 from defendant latest by NOVEMBER 4, 2024 11:59 P.M.
4. And electronic copy of the same to be mailed to the official mail id of the Moot Court Society, to “fimtsofmootcourt@gmail.com”
  - Example – Subject of mail for memorial submission of Team Code 01 shall be “Memorial Submission – (TEAM CODE-01) FIMT LAW SCHOOL”, with Respondent and Petitioner being represented as “R” and “ P” respectively. E.g.- “Team Code-01 R” and “Team Code-01 P” on the top right corner of the memorials.
5. The Memorials Submission shall consist of the following mandatory heads:
  - Cover Page,
  - Table of Contents,
  - List of Abbreviations (in Alphabetical order),
  - Index of Authorities (with page number of authorities cited)
  - Statement of Jurisdiction
  - Statement of Facts (not exceeding 2 pages)



- Statement of Issues
  - Summary of Arguments
  - Arguments Advanced (not exceeding 25 pages) and the Prayer (not exceeding 1 page).
6. The Cover page shall include:
- Team code in the upper right -hand corner.
  - The name and place of the Jurisdiction
  - The relevant provision under which case is filed
  - Name of parties and status
  - The side for which written submission has been prepared
  - Memorial filed on behalf of .....
7. It is further clarified that the Organising Committee reserves the right to refuse acceptance of any memorial which is in violation of any of the norms.
8. The Memorials shall be typed on A4 size paper having one inch margin on all the sides.
9. The font shall be Times New Roman, font size being 12 and line spacing shall be 1.5. For footnotes, font size shall be 10 with line spacing of 1.0.
10. Page numbering shall be at bottom of each page.
11. Participants must follow the Blue book 20th edition style of citation.
12. The Cover Page of the Memorial for the Petitioner/Applicant must be BLUE, while for the Defendant/Respondent's Memorial, it must be RED.
- The colour of the cover page shall compulsorily be Red and Blue (as the case may be) and no other variant of the colour shall be used.

13. The memorial shall not exceed Twenty -Five (25) pages (excluding cover page, table of content and index). Upon exceeding the limit, the memorial shall attract negative marking of one (1) mark each for every additional page.

14. Once the written submissions have been submitted, no revisions, supplements, or additions will be allowed.

15. Submission of the Memorials after the specified deadline shall result in a deduction of three (3) marks each day. Failure of submission of memorial would result in disqualification of the team from the competition.

16. Each team shall be provided with the copy of the written submission of the opponent team at least 20 minutes prior to the respective rounds.

17. The organizers of this competition shall be permitted to use all the Memorials for any reporting or compilation without further permission. The Submission would be deemed to be permission.

18. Every Memorial will be marked out of 100 Marks.

### **PLAGIARISM**

Participants must refrain from using same language or copying from other's memorials and other sources. Even use of publicly available information must be accompanied by proper citations. These rules shall apply to all parts of the memorial and not just the Pleadings and Prayer.

Failure to comply with this rule may result in the guilty participants being debarred from mooting in FIMT School of law. The Organising Committee in consultation with the memorial judges will take a final decision regarding determination of cases of plagiarism and penal measures for such action.

### **CONDONATION OF DELAY**

Delay in submission of memorials will not be condoned on grounds like failure connection, network issues, etc. However, the Moot Court organizers shall have final discretion in case of application for condonation of delay. Decisions could range from full condonation to reduction of marks as it may deem fit.



# CRITERIA FOR THE EVALUATION OF THE MEMORIAL



S.NO.	PARTICULARS	MARKS
1.	KNOWLEDGE OF FACTS AND LAW	20
2.	QUALITY AND EXTENT OF RESEARCH	20
3.	PROPER AND ARTICULATE ANALYSIS	20
4.	RECOGNITION OF ISSUE AND STRUCTURE OF ARGUMENT	20
5.	OVERALL PRESENTATION( CLRITY, STYLE, GRAMMER, LANGUAGE, STRUCTURE, FORMAT, CITATION AND PLAGIARISM)	20



# STRUCTURE OF THE COMPETITION



1. The Moot court Competition shall comprise of following rounds:
  - a) Preliminary Rounds: Each team will have to present one side i.e., Petitioner/Plaintiff or Respondent/ Defendant in this round.
  - b) The top eight (8) teams, based on the cumulative score of memorials and preliminary rounds shall qualify for the quarter final rounds.
  - b) Semi - Final Round: The top eight (4) teams, based on the cumulative score of memorials and quarter final rounds shall qualify for the semi finals/finals. With Semi- Finals being a knock out competition.
  - c) Final Round -The winning 2 teams from the Semi Finals shall proceed in this round. This round will again follow the knockout rule. The draw of lots will again take place after the competition of this round.
  
2. Each team will have a team code (designated during draw of lots). Each team shall be assigned with a team code decided by the Organizing Committee of FIMT Law School. Team shall use their team code for identification purpose. Name of the participants should not appear on or within the written submissions. Signature pages are prohibited.
  
3. After the orientation of the teams, the draw of lots shall take place and the team has to argue on behalf of the side in accordance with the draw of lots, (the Petitioner / Applicant/ Petitioner or the Defendant/ Respondent) in the preliminary round.
  
4. In case of tie, highest memorial marks will be taken into consideration to decide the winner.

## DRAW OF LOTS

In all the rounds there shall be draw of lots. Before the Preliminary, Quarter - Final, Semi -final and Final rounds, draw of lots shall be done to determine the side

on which the Team shall be arguing i.e., Petitioner/Plaintiff or Respondent/Defendant. The draw of lots will also decide which team you will be competing against (There will be no pre -decided fixtures) The Teams shall be mailed the fixtures for each round.

## ORAL SUBMISSIONS

1. Language to be used in the oral rounds is ENGLISH.
2. As specified herein above, each team shall have two speakers who
3. shall further divide the oral submissions between themselves.
4. At no point of time during the Competition, any speaker shall reveal their identity.
5. At the commencement of each round of Oral Submissions, each team shall notify to the Court Officer the division of time between the two speakers. Further, each team must notify to the Court Officer the amount of time that the team wants to reserve for their rejoinder / sur -
6. rejoinder. A maximum of five (5) minutes may be reserved for the rebuttal/ sur -rebuttal.
7. Five (5) minutes and Two (2) minutes before the completion of the allocated time for each speaker, there will be a warning bell, and at the completion of the allocated time for each speaker there will be a final bell.

In case a speaker continues to speak after the completion of his/her specified time, the additional time which he/she consumes will attract negative marking at the discretion of the judges. The judges shall have all the rights to grant opportunity to give rebuttal or sur-rebuttal and to allocate additional time. During oral submissions, the participants cannot submit to the court any material containing pictorial representation whatsoever. The Best Speaker Award shall be determined based on the individual aggregate



score of the Speaker. Further, the participants are not permitted to make any audio/visual representation nor allowed to use any online search engines during their submissions.

## PRELIMINARY ROUND

1. In the preliminary round, each team shall argue on behalf of one side (the Applicant/Petitioner or the Defendant/Respondent) in accordance with the draw of lots.
2. Time limit for the oral submissions in preliminary round shall be twenty (20) minutes for each team including rebuttal / sur-rebuttal. No speaker may reserve more than twelve (12) minutes for his/her individual oral submissions.
3. The Marks shall be given as per the criteria given on next page for preliminary round will be on the basis of oral arguments - 100 marks. The decision of the judges as to assessment of both oral round and written submissions shall be final.

## QUARTER FINAL ROUND

1. The quarter final round would be a knockout round, will be conducted on 8th November 2024.
2. Each oral round will be for a period of 30 minutes wherein each team will be allotted 15 minutes (including rebuttals or surrebuttals, as the case may be). Any extension of time beyond this specified period is subject to the discretion of the bench. No speaker of a team shall speak for more than 9 minutes, excluding the time reserved for rebuttals or surrebuttals, as the case may be.

## SEMI FINAL ROUND

- Time limit for the oral submissions in Semi Final round shall be thirty minutes.
- (30) for each team including rebuttal/ sur-rebuttal. No speaker may reserve more than fifteen (15) minutes for his/her individual oral submissions.
- The maximum time for Rebuttal is 5 minutes.

## FINAL ROUND

1. Time limit for the oral submissions in final rounds shall be forty minutes (40) for each team including rebuttal / sur - rebuttal. No speaker may reserve more than twenty five (25) minutes for his/her individual oral submissions. The maximum time for Rebuttal is 5 minutes.
2. Time allocation for Rebuttals depends upon the discretion of the bench.

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IN 21001-2018 & 2019 14001-2015 & 2016 16010-2015

**SPEAKERS WOULD BE ADJUDGED**  
**UNDER THE FOLLOWING CATEGORIES**  
**DURING THEIR ORAL PRESENTATION:**



S.NO.	PARTICULARS	MARKS
1.	KNOWLEDGE OF LAW	20
2.	ADVOCACY SKILLS	20
3.	ANALYSIS & AUTHORITY CITED	20
4.	RESPONSE TO JUDGE'S QUESTION	20
5.	COURT MANNERS	20

# PENALTIES

S.NO.	PARTICULARS	MARK DEDUCTION
1.	WRONG FILE NAME	1 MARK PER MEMORIAL
2.	FAILURE TO SUBMIT MEMORIAL AS ONE FILE	1 MARK PER MEMORIAL
3.	EXCEEDING PAGE LIMITS	1 MARK PER EXCEEDING PAGE
4	FAILURE TO INCLUDE THE SECTION IN THE MEMORIAL	3 MARKS PER SECTION
5.	FAILURE TO INCLUDE THE REQUIRED INFORMATION ON THE COVER PAGE	3 MARKS PER SECTION
6.	FAILURE TO USE THE CORRECT COLOUR CODING	2 MARKS PER MEMORIAL

## CLARIFICATIONS

Participating teams may request for clarifications to the official moot problem by sending an email to [fimtsolmootcourt@gmail.com](mailto:fimtsolmootcourt@gmail.com) Full list of clarification will be released by way of electronic mail communication to participant's ID.

Please Note : Clarifications through any medium other than emails i.e. Phone Calls/ WhatsApp/SMS/DM on Instagram/private messages on Facebook to Organizers will not be entertained and taken into account.

## RESULT

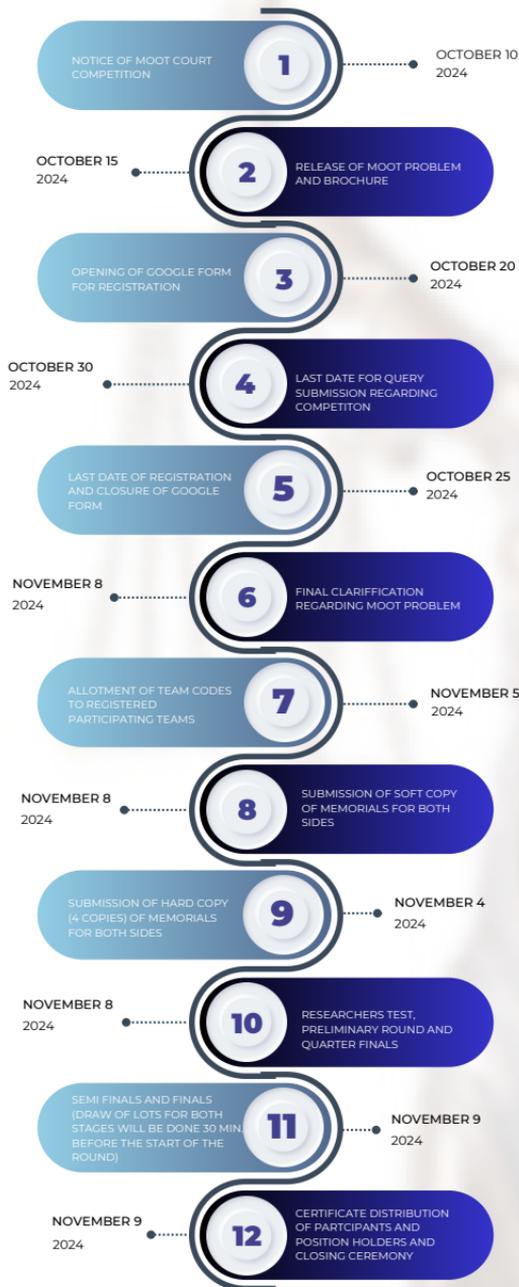
The final results and the winners shall be announced on the same day of the final round. The decision of the judges on the performance of the participants shall be final and binding on all the participants.

## WINNERS

- The Winning team – Trophy along with Certificate
- The Runner Up Team- Trophy along with Certificate.
- The Best Memorial - Certificate.
- The Best Speaker - Certificate.
- The Best Researcher- Certificate.
- All the members of the participating teams shall be awarded a Certificate of Participation.
- All the qualifying teams till the Semi-Final Rounds shall be additionally awarded Certificates of Merit.



# TIMELINE



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# REGISTRATION FORM



Registration Link for the Moot Court Competition:  
<https://forms.gle/ffdvER3KbDcCAJdR9>

For Rules and Regulations, kindly refer to this link :  
<https://drive.google.com/file/d/1JeW1bciP0SJ9cwY2k6lUs4CwNjjl77pq/view?usp=sharing>

**THERE IS A REGISTRATION FEE OF RS. 200 FOR THE MOOT COURT COMPETITION. STRICT ACTION WILL BE TAKEN BY THE COLLEGE IN CASE THE TEAM BACKS OUT AFTER REGISTRATION.**

**NOTE: THE REGISTRATION FEE IS NOT REFUNDABLE UNDER ANY CIRCUMSTANCE.**

## ACCOUNT DETAILS

ACCOUNT HOLDER : FAIRFIELD INSTITUTE OF  
MANAGEMENT & TECHNOLOGY

BANK NAME : HDFC BANK

ACCOUNT NO : 50200024027620

ACCOUNT TYPE : CURRENT

RTGS/NEFT/IFSC CODE : HDFC 0004404

BRANCH: MAHIPALPUR

SCAN ME FOR UPI PAYMENT



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02 21801 2018 & 00 14261 2013 & 00 9001 2015

# CONTACT DETAILS



**MOOT COURT SOCIETY**

**fimtsofmootcourt@gmail.com**