



# Delhi Metropolitan Education

Affiliated to GGSIPU, New Delhi & Approved by Bar Council of India



Introduces



## DME INTERNATIONAL MOOT COURT COMPETITION, 2022

(VIRTUAL EDITION)

1<sup>st</sup> - 3<sup>rd</sup> April 2022

Prizes  
Worth more than  
₹ 1 Lakh

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# ABOUT THE UNIVERSITY

Guru Gobind Singh Indraprastha University was established as Indraprastha University (IPU) on 28th March 1998 by the Govt. of NCT Delhi as a state university under the provisions of Guru Gobind Singh Indraprastha University Act, 1998 with its Amendment in 1999. The university was ranked 66 among Indian universities by the National Institutional Ranking Framework (NIRF) in 2019 and 95 in the overall category. The University is recognized by University Grants Commission (India), under section 12B of the UGC Act.



# ABOUT THE COLLEGE

Delhi Metropolitan Education is a premier Educational Institute affiliated to the Guru Gobind Singh Indraprastha University, New Delhi. The college offers B.A.LLB (H), B.BA.LLB (H), B.A. (JMC) and BBA courses. Since its inception, the college has attained numerous laurels to its credit and has successfully attained a distinguished stature. For two consecutive years it has bagged 'A - Grade' Certificate from the G.G.S.I.P.U. The college has numerous societies which are involved in diverse fields & activities ranging from the cultural arts, photography, academics to scholarly events.





**Dhir  
& Dhir**  
Advocates & Solicitors



## ABOUT THE KNOWLEDGE PARTNER

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Dhir & Dhir Associates is a full service law firm and brings to the table expertise and experience of more than two decades across various sectors and practice areas. The team is over 100 strong, including lawyers, some with dual qualifications of chartered accountants, company secretaries, cost accountants, MBAs and engineers, with experience in a wide range of legal and financial issues.

It maintains offices in New Delhi, Mumbai, Hyderabad, a representative office in Japan and alliances in more than 15 States, which provides a single window service to the clients across the country.

The firm's areas of practice include Antitrust & Competition, Anti-dumping and International Trade & WTO, Corporate & Commercial/FDI, Corporate Restructuring & Insolvency, Capital Markets & Securities Laws, Criminal Litigation, Dispute Resolution & Arbitration, Regulatory, Employment, Environment & Clean Technology, Intellectual Property, Joint Venture and M&A / Private Equity. Some of the sectors the firm assists in are Aerospace & Defence, Banking & Finance, Pharmaceutical, Food & Drug, Infrastructure & Energy, IT, E-Commerce & Outsourcing, Entertainment, Media & Broadcasting, Retail, Real Estate and Telecommunication.

The firm along with its managing partners and other partners has been recognized as the leaders in "corporate restructuring and insolvency" and highly ranked for "banking and finance", "infrastructure", "corporate advisory" and "dispute resolution" by legal leading publications including Chamber and Partners, Legal 500, IFLR1000, Asia law profile & India Business Law Journal.

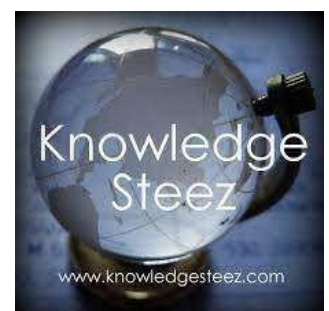
# KNOWLEDGE & MEDIA PARTNERS

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# MEDIA PARTNERS

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# MESSAGES FROM THE PATRONS

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At DME, I have seen the amount of preparations, dedication and efforts that go into organizing one Moot Court Event. Our Faculty and students are very passionate about mooting and this is reflected in the growing level of our Annual Competitions. I wish all those associated with the 1st DME International Moot Court Competition, 2022 the very best of luck.



Vice-Chairman, DME  
Mr. Aman Sahni

”

“

Moot Court is a very important experience for every Law Student. Sharp advocacy helps the judicial system in emerging out with the best judgments, which serves as a guiding principle for the future generations to come. With this goal in mind, the DME School of Law is organizing its 1st DME International Moot Court Competition, 2022 after the success of 4 National Moot Courts in the previous years, inviting law students from across the globe to participate. I wish the event a great success



Director-General, DME  
Hon'ble Mr. Justice  
Bhanwar Singh, Former  
Judge Allahabad High  
Court

”

# OUR ADVISORS

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Director, DME  
Prof. (Dr.) Ravi Kant Swami



Dean DME, Law School  
Prof. (Dr.) Rashmi Khorana Nagpal



Academic Coordinator, DME Law School  
Dr. R. K. Randhawa

# CONVENERS

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Faculty Convener, DME MCS  
Dr. Garima Goswami  
(Associate Professor, DME Law  
School)



Student Convener, DME MCS  
Ms. Riya Kumar



Student Co-Convener, DME MCS  
Ms. Megha Mishra

# 1ST DME INTERNATIONAL MOOT COURT COMPETITION, 2022

## INVITATION LETTER

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**To,**

**The Vice Chancellor/ Dean/Registrar/ Head of the Department**

**Subject- Invitation for the DME International Moot Court Competition (Virtual), 2022 from 1st – 3rd April, 2022**

DME Law School strives for bringing in a positive change in the status quo of the society through innovative and practical ideas. The DME Moot Court Society, under the aegis of Faculty and Student conveners and the Executive Board has organized a number of prestigious moots, including the DME National Moot Court Competitions (DME NMCC) from 2017 to 2021, all of these moots were one of their kind as the problem for the moot and the rules for the competition were drafted in a way which allowed the participants to use an innovative approach while booting.

The DME MCS understands the need of the changing time and hence this year we have come up with an idea of bringing in an innovative approach to the Moot Court Competition and make it something more than just courtroom debating.

The DME MCS has been organising various national and international events related to Intellectual Property Rights, Constitutional Law, Criminal Law, Cyber and Privacy Law, and other topics to provide a way for students to imbibe the practical principles of law, and this moot court is one of those way to develop a virtual model for law students to mix and match them with the intricacies and expediencies of law.

### **Vision of the DME International Moot Court Competition 2022**

“There is no chance for welfare of the world unless the condition of women is improved. It is not possible for a bird to fly on only one wing”. -Swami Vivekananda.

The moot court proposition covers areas like Sexual Harassment at Workplace, Human Rights, Constitutional Law, Criminal Law, Corporate Governance and such other global concerns. Violence against women remains devastatingly pervasive and starts alarmingly young. Prominent news headlines grabs our attention towards sexual harassment at the workplace. New data from WHO and partners manifests that across their lifetime, 1 in 3 women, around 736 million, are subjected to physical or sexual violence by an intimate partner or sexual violence from a non-partner – a number that has remained largely unchanged over the past decade. As of 2019, there are approx 19.45% working women in India out of the total female population which is estimated around 48% of the total population. The rate of crime in the workplace against women has been increasing rapidly, not just in our country and also around the globe.

In a society where violence against women is posed just to show the patriarchal value operating in society, these values of men pose the greatest challenge in curbing sexual harassment. No female worker is safe and the sense of security is lacking in them. Sexual harassment is rooted in cultural practices and is exacerbated by power relations at the workplace. Unless there is enough emphasis on sensitization at the workplace, legal changes are hardly likely to be successful. Workplaces need to frame their own comprehensive policies on how they will deal with sexual harassment. Instead of cobbling together committees at the court's intervention, a system and a route of redress should already be in place.

As a leading institution of this country, we endeavor to provide budding lawyers the best possible exposure in terms of practical experience, and we believe that by organising such academic events, we strive to achieve that aim. It gives us immense pleasure to extend our heartfelt invite to your esteemed institution to participate and make this event a grand success. This event incites to provide a platform to the students and faculty of law to sharpen their minds and showcase their legal knowledge.

We expect your response and look forward to an opportunity to welcome your team at Delhi Metropolitan Education, Noida.

Warm Regards

The Moot Court Society

Delhi Metropolitan Education

Affiliated with Guru Gobind Singh Indraprastha University

### **Contact Us**

Dr. Garima Goswami (Associate Professor, DME Law School)

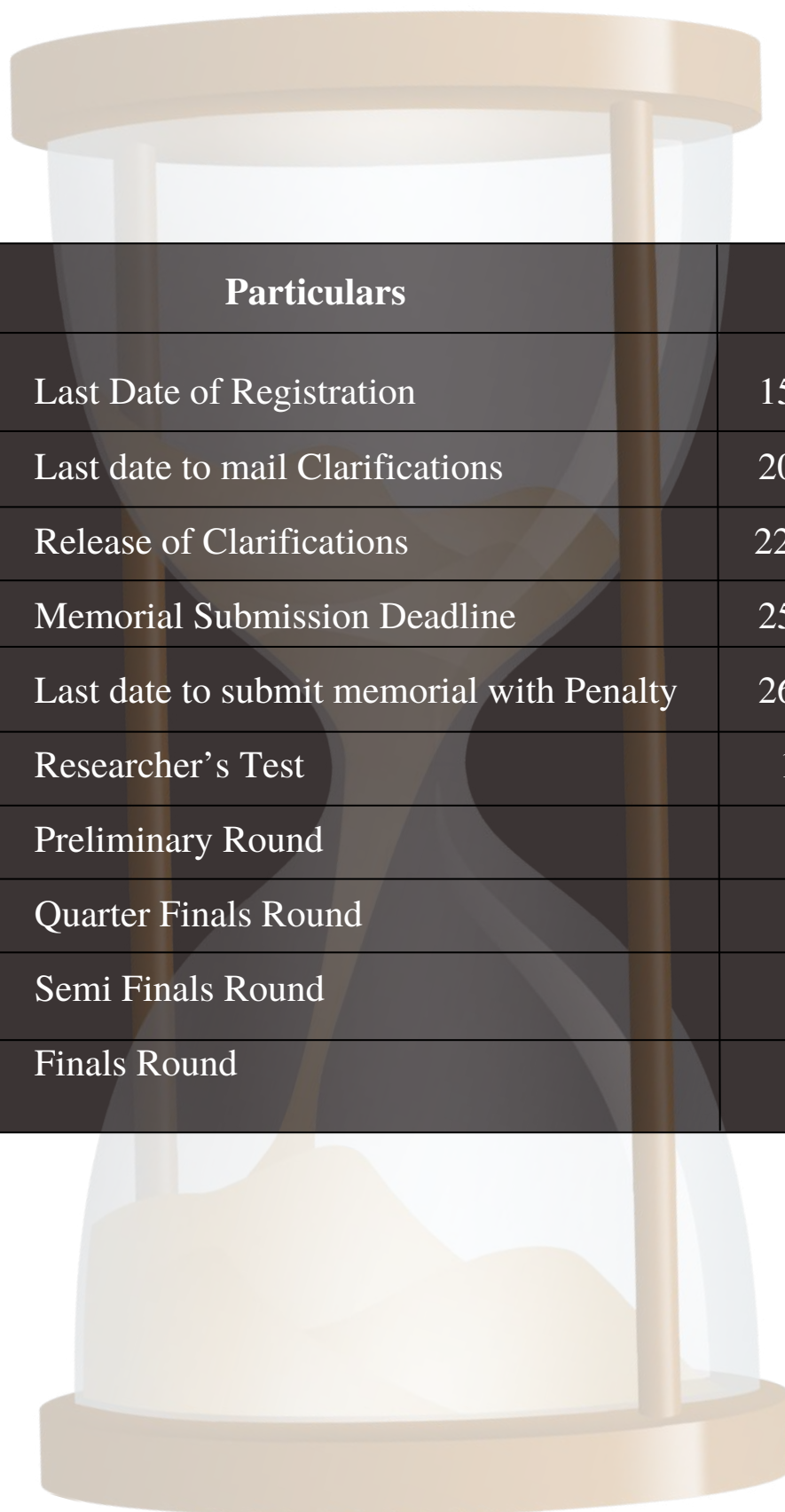
[g.goswami@dme.ac.in](mailto:g.goswami@dme.ac.in)

Mail at: [mootcourt@dme.ac.in](mailto:mootcourt@dme.ac.in)



# TIMELINE OF THE COMPETITION

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S. No.	Particulars	Deadlines
1	Last Date of Registration	15th March 2022
2	Last date to mail Clarifications	20th March 2022
3	Release of Clarifications	22nd March 2022
4	Memorial Submission Deadline	25th March 2022
5	Last date to submit memorial with Penalty	26th March 2022
6	Researcher's Test	1st April 2022
7	Preliminary Round	2nd April
8	Quarter Finals Round	2nd April
9	Semi Finals Round	3rd April
10	Finals Round	3rd April

# GLIMPSES OF THE PREVIOUS MOOT COURT COMPETITIONS IN DME



**DME, National Moot Court Competition  
2017**



**DME, National Moot Court Competition  
2017**



**DME, National Moot Court Competition  
2018**



**DME, National Moot Court Competition  
2018**



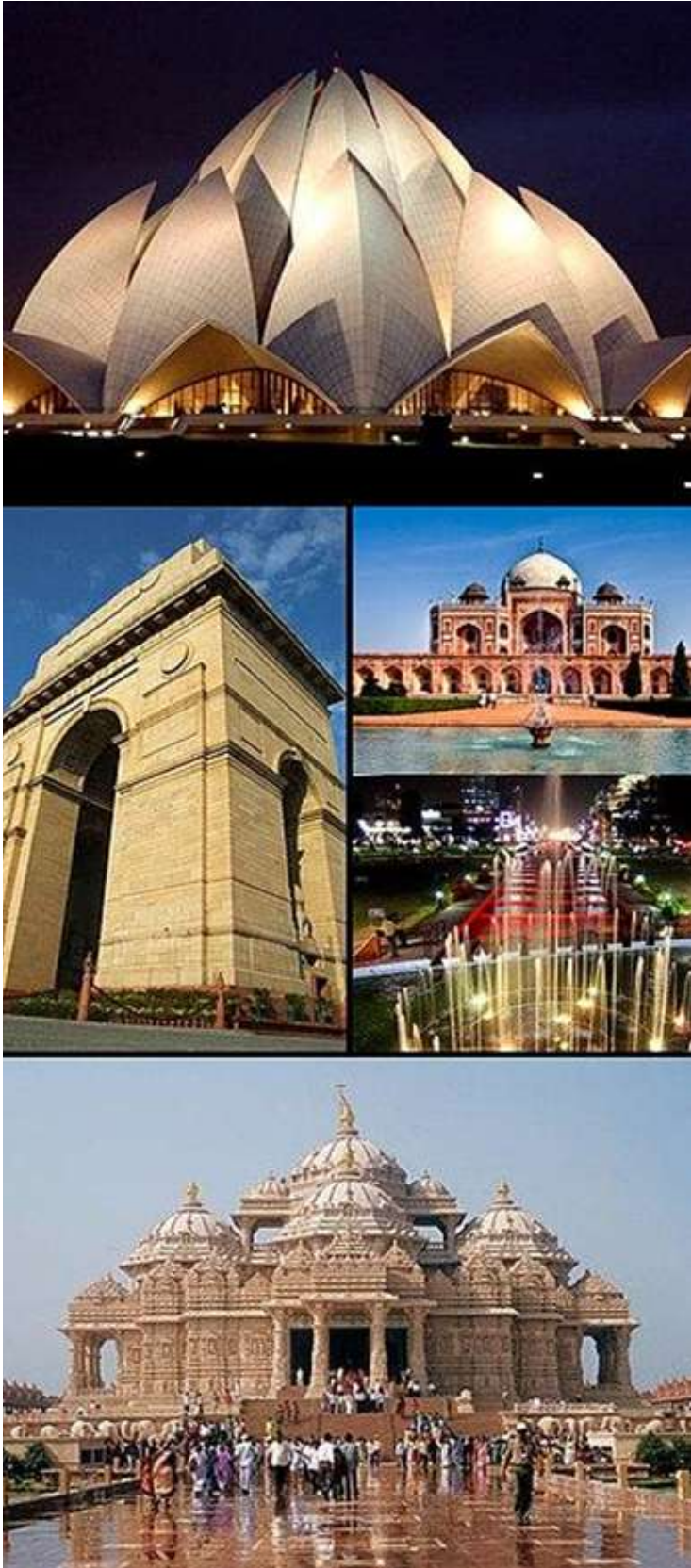
**DME, National Moot Court Competition  
2019**



**DME, National Moot Court Competition  
2019**

# ABOUT DELHI

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Delhi, officially the National Capital Territory (NCT) of Delhi, is a city and a union territory of India containing New Delhi, the capital of India. The NCT covers an area of 1,484 square kilometres (573 sq mi). Delhi is of great historical significance as an important commercial, transport, and cultural hub, as well as the political centre of India.

The animal life of the national capital territory, like its plant life, is quite diverse. Among carnivorous animals are leopards, hyenas, foxes, wolves, and jackals, which inhabit the ravine lands and hilly ridges. Wild boars are sometimes spotted along the banks of the Yamuna. Monkeys are found in the city, especially around some of the temples and historical ruins. Birdlife is profuse; year-round species include pigeons, sparrows, kites, parrots, partridges, bush quail, and, on the ridges, peafowl. The climate of Delhi is characterized by extreme dryness, with intensely hot summers. It is associated with a general prevalence of continental air, which moves in from the west or northwest, except during the season of the monsoon, when an easterly to southeasterly influx of oceanic air brings rain and increased humidity. The summer season lasts from mid-March to the end of June, with maximum temperatures typically reaching about 100 ° F and minimum temperatures falling into the high 70s F it is characterized by frequent thunderstorms and squalls, especially in April and May. The monsoon season normally begins in July and continues until the end of September. October and November constitute a transition period from monsoon to winter conditions. The dry winter season extends from late November to mid-March. The coldest month is January.



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# MOOT PROPOSITION

1. Ms. Seo-Jun was born to Indo-Korean Parents in Seouk City of Korea. Despite being born and brought up in Korea, she had a strong fondness for Indian culture and festivities, and her family actively participated in traditional Indian festivities in the city. Going ahead, Seo-Jun envisioned working in India following her graduation in Bachelor of Law from Korea.
2. While Ms. Seo-Jun was pursuing her professional degree in law from a University in her hometown, she went through a traumatizing experience of harassment. She accused one of her middle-aged professors of sexual harassment, who insisted she attend extra classes and compelled her to allow physical advances made by him on the pretext of saving her from failing her exams if she refrained. Ms. Seo-Jun was taken aback when none of her professors or university friends tried to understand her situation or support her when she complained about the incident to them. When she shared the same with her parents, instantaneously, they filed a complaint before the Internal Complaints Committee (ICC) of the law school. However, upon an internal investigation, it turned out that the complaint was a false alarm made by Ms. Seo-Jun. She was unable to prove the alleged misconduct by the professor before the ICC. While she was disappointed with the lack of justice, she decided to be relentless and not give in to such incidents and rather stand up against it.
3. In September 2018, Ms. Seo-Jun was due graduation, prior to which as a standard process she had started applying for Jobs in India. She soon received a job confirmation from R.I.A.L., an International Corporation (hereinafter referred to as Corporation) based in Mumbai, India.
4. The Corporation was established in April 2000 as an online multi-purpose project that sells books, music, movies, house wares, electronics, toys, and many other goods, either directly or as the middleman between other retailers and R.I.A.L.'s millions of customers. It has been recognized and honored by various governments and private businesses all over the globe. It has maintained its clientage through trustworthy quality and speedy delivery of goods and services. Furthermore, the Corporation is renowned for a cordial and healthy workplace environment, despite a major controversy around sexual harassment that arose between two workers of the Corporation in 2008. The issue was subsequently settled between the parties with the help of an Internal Complaints Committee (hereafter mentioned as ICC) of the Corporation. After this incident, the Sexual Harassment Policies of the Corporation were updated. One of the major additions that was brought into play via the internal policy was that in case any employee experiences sexual harassment at the Corporation, it was mandatory for the employee to bring the matter before the ICC before resorting to any other legal or non-legal recourse available.
5. The ICC of the Corporation consisted of 5 board members. Out of 5 members, 1 external-dispute resolution woman expert was on the board who had worked amongst non-government organizations committed to the cause of women, and the rest of the 4 members were internal dispute resolution experts including experienced advocates and doctors. All the members were highly experienced in their respective domains and were also certified dispute resolution consultants.

6. In January 2019, Ms. Seo-Jun arrived in Mumbai, India to join the Corporation. As part of her onboarding, she signed certain company documents including a Letter of Appointment, HRBGC (Human Resource Background Check), and a Non-Disclosure Agreement (Relevant clauses mentioned in Annexure-I). Over the months, Ms. Seo-Jun got settled into her new role, whereby she was diligent with her work commitments and also got along with her co-employees. Notably, within a short span of joining the Corporation, her efforts were well-received by the seniors, which was reflected by her promotion to a senior role. Besides work, Ms. Seo-Jun made sure she participated in activities of the local community, where she made a few local friends as well. Although language was a concern for her, she did not take much time to adapt to the new surroundings.

7. Ms. Seo-Jun was a strong believer in gender equality and was against the prejudices set against women around the world. Since she had a sound knowledge of International as well as Indian Laws, in her personal capacity, she was vocal about her opinion on various social media platforms, where she brought to light legal resources available against brutality and unjust treatment against women. Ms. Seo Jun used to spread awareness in association with an Indian NGO 'Care for India'. Being an active participant against harassment and gender discrimination, she had managed to make a powerful reputation for herself as a feminist/rights activist.

8. However, over time, she began to notice sour and discourteous conduct among male superiors and coworkers, around the beginning of 2020. Ms. Seo Jun noticed that her co-employees were talking behind her back and the behavior of many senior members was rude and unwelcoming towards her. She anticipated their attitude as a result of her feminist stance in society. Regardless, she continued to strive for the cause without fail.

9. On 20 November 2021, Ms. Seo-Jun accused Mr. Sameer Waliya, Managing Director of the Corporation of sexual harassment. She further accused him of passing ill comments on her in Hindi which she was not able to understand properly and overall having extended discomfoting advances towards her. Ms. Seo-Jun mentioned frequent incidents that used to happen in and around the supplies area room, where the printing machine was also placed. Time and again she had noticed Mr. Waliya used to come into the space around the same time as her, despite being well aware of the confined cubicle. She felt Mr. Waliya used to take undue advantage and try to create close proximity with her especially around the supplies area. Moreover, she had also experienced inappropriate behavior via social media i.e. suggestive/ inappropriate WhatsApp messages/ forwards shared by Mr. Waliya under the veil of light entertainment. Ms. Seo-Jun also contended that she noticed him following her when she used to drive her way back home from the office. The incident that led to her speaking up was when one of the days Mr. Waliya asked her to work past usual work hours to complete an assignment and that evening, knowing that they were alone, he made physical advances towards her when no one was around in the office.

10. She refused to approach the ICC of the Corporation as she believed that the board members of the committee would be in favor of Mr. Waliya due to his vital position in the office and consequently, would rule in favor of the accused. Further, she had the apprehension that the only external-dispute resolution woman expert on the ICC board had cordial relations with Mr. Waliya, being his distant relative.

11. Ms. Seo-Jun knocked on the doors of the Hon'ble High Court of Bombica by filing a Writ Petition seeking justice for the violation of the Right to Life and Liberty and Gender Equality that she faced at the workplace. She contended that it was against the Right to Privacy and the Non-Disclosure Agreement for the Corporation to outwardly discuss the details of the sexual harassment incident and her mental condition. Moreover, she was asked to leave the Corporation. Ms. Seo-Jun was repelled by the non-satisfactory response of the Human Resource Management about the abrupt termination of her job without prior notice and only on the reason stated that her quality of work had deteriorated with time, for which she was not even given the opportunity to rectify. Around the same time, she also got to know about the rumors circulating within the Corporation, which made her incident public.

12. Subsequently, upon obtaining information on the Writ Petition filed by Ms. Seo-Jun pertaining to sexual harassment at the workplace, the Corporation via the ICC initiated an internal investigation. During the investigation period, the senior members of the Corporation and her co-workers were interviewed to get a better understanding of the alleged situation. As per the findings of the internal investigation, Ms. Seo-Jun was treated with respect at the workplace and was often appreciated for her work ethic. However, when sharing feedback on her behavioral pattern, they asserted her to be hyper-sensitive and unpredictable in nature when it came to interacting with co-employees. Moreover, when her co-employees were asked about Ms. Seo-Jun's behavior, one of them Ms. Ritika, who worked in the same team as her, mentioned Ms. Seo-Jun divulged that she was suffering from bipolar disorder and was undergoing occasional treatment for it as well. With this, the Corporation was taken aback because she never disclosed her mental condition neither at the time of recruitment nor during her tenure, if at all it was true. All these instances were made public through rumors by an employee working in the Corporation itself, which subsequently found a place in stories and posts on social media platforms.

Ensuing are the issues raised before the Hon'ble High Court of Bombica:

I. Whether the relevant clauses pertaining to disclosure and confidentiality under the Non-Disclosure Agreement made to be signed by the Corporation are justifiable in the eyes of law?

II. Whether the instances put forth by Ms. Seo-Jun of Sexual Harassment against Mr. Sameer Waliya admissible in the court of law?

III. Whether Ms. Seo-Jun's decision not to approach the Internal Complaints Committee of the Corporation was the right legal recourse taken by her?

IV. Whether the questions raised by Ms. Seo Jun against the existing regime of Sexual Harassment Laws in Indica lead to any amendments or changes required?

**NOTE:**

1. The issue of maintainability of the Writ Petition is mandatory to be argued by the parties.
2. Participating teams are allowed to frame additional issues and sub-issues accordingly.
3. Names of People and Organizations are fictional.
4. Laws are pari materia to the Indian Constitution.



**(Annexure-I)**

**Non-Disclosure Agreement**

This non-disclosure agreement (“Agreement”) is dated 1st January 2019 (“Effective & Execution Date”) and is entered into by and between:

**R.I.A.L.** (“Party 1”)

and

**Ms. Seo-Jun** (“Party 2”)

**Purpose**

Parties have to disclose certain confidential, technical, and business information to each other in furtherance of business. To protect the said confidential information both the parties desire to sign this Non- Disclosure agreement.

**Ownership of Materials**

Each Party retains all rights, title, and interest to its Confidential Information. No license under any trademark, patent, or copyright, or application for same which are now or hereafter may be obtained by the other Party is either granted or implied by the disclosure of Confidential Information. Confidential Information is provided “as is” with all faults. In no event shall parties be liable for the accuracy or completeness of the Confidential Information.

**Terms**

In connection with the above, the parties hereby agree as follows:

1. “Confidential and or proprietary Information” shall mean and include any information disclosed by one Party to the other either directly or indirectly, in writing, orally, by inspection of tangible objects (including, without limitation, documents, prototypes, samples, media, documentation, discs, and code).
2. The Parties shall protect the confidentiality of each other’s Confidential Information in the same manner as they protect the confidentiality of their own proprietary and confidential information of similar nature. Each Party, while acknowledging the confidential and proprietary nature of the Confidential Information agrees to take all reasonable measures at its own expense to restrain its Representatives from prohibited or unauthorized disclosure or use of the Confidential Information.
3. In case of an internal investigation, the Parties shall refrain from disclosing, reproducing, summarizing, and/or distributing Confidential Information and confidential materials of each other is discussed in the investigation.
4. The Agreement and/or any rights arising from it cannot be assigned or otherwise transferred either wholly or in part, without the written consent of the other Party.
5. Both the Parties agree that this Agreement will be effective from the date of execution of this Agreement by both Parties and shall continue to be effective till the Proposed Transaction is terminated by either Party by giving a thirty (30) days’ notice, in case either Party foresees that the Proposed Transaction would not be achieved.

# RULES & REGULATIONS

## I. INTRODUCTION

### 1. *Short Title:*

These Rules shall be called the 1st DME INTERNATIONAL MOOT COURT COMPETITION, 2022 (VIRTUAL EDITION) Rules’.

### 2. *Definitions:*

Unless otherwise stated following shall be construed herein under as–

- **“Appellant”** shall include Appellant, Plaintiff, Petitioner, Complainant, Prosecution, victim/Social activist or the officer representing the state.
- **“Bench”** refers to the members duly invited to adjudge the oral rounds, collectively.
- **“Clarifications”** means explanation published by the Host College on the moot problem, at any point of time of the competition to a query posed by any participating team within the given deadline.
- **“Compendium”** means a compilation or collection of legal or other authorities that any participating team seeks to rely upon during the round of oral pleadings.
- **“The letter to the court”** means the letter that will be drafted by the social activists (non–law students) under the legal counseling provided by the counsels (law students) and the hardcopy of which will be submitted in an envelope with the memorials during the desk registrations.
- **“Competition”** means 1st DME INTERNATIONAL MOOT COURT COMPETITION, 2022 (VIRTUAL EDITION).
- **“Moot Proposition”** means the Proposition released by the Organizers on the date specified in Rule II (2) and shall include any subsequent clarification(s) as and when issued by the Organizers.
- **“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.
- **“Orator”** means one of the two designated speakers in a participating team.
- **“Organizers”** means Moot Court Society and Delhi Metropolitan Education.
- **“Participating Team”** means the team which is eligible to participate in the competition after completion of registration procedure.
- **“Participating Institution”** shall be presumed to be the parent institution of the participating teams.
- **“Respondent”** shall include Defendant, Respondent, Defense, etc.
- **“Rules”** means the 1st DME INTERNATIONAL MOOT COURT COMPETITION, 2022 (VIRTUAL EDITION) Rules.
- **“Team Code”** means a unique code assigned by the Host College to the provisionally registered participating team.
- **“Written Submissions”** means the memorandum of written submissions (memorials) submitted by law students of any participating team according to the rules of the Competition.

## II. COMPETITION RULES

### *1. Date and Venue of the Competition:*

The 1st DME International Moot Court Competition, 2022 will be held from 1st - 3rd April, 2022.

### *2. Team Eligibility and Composition:*

Team Eligibility for Registration:

Participation is strictly restricted to bona fide law students pursuing three-year or five-year LL.B. and LLM degree courses in any college all over the Globe.

A maximum of three and minimum of two members are allowed per participating team. In a team consisting of three members, two shall be designated as '**Speakers**' and the third member shall be designated as '**Researcher**'.

Only one team is permitted to participate from each participating institution.

#### *Note:-*

College's Decision is final in case of any dispute.

## REGISTRATION PROCEDURE

- **Registration:** All the participating institutions have to confirm participation by sending a duly filled Registration Form (Annexure- II) by email at [mootcourt@dme.ac.in](mailto:mootcourt@dme.ac.in). Teams also have to fill the registration form- <https://forms.gle/9VkdvUKih86cXNATA>
- **Allotment of Team Code:** Every team that has successfully completed the Registration requisites under the Rules shall be allotted a unique code after the closure of the Registration for the Competition. Once the Code is allotted, every team must use only the team code for any further communication with the Organizers during the Competition.

**Change in Team Composition:** Any request for the change in team composition must be intimated to the Organizer at the earliest. Any change must be accompanied with a freshly filled registration form and an authority letter duly signed by the head of the institution.

### *III. Registration Fees:*

- The domestic (India) participating teams are required to pay **INR 1,500/-**
- The overseas (Foreign) participating teams are required to pay **\$30**

#### *Note:*

- 1) The Registration will only be confirmed after the payment of Registration Fees;
- 2) The Registration amount is Non-Refundable.

## DRESS CODE

1. Participants shall be appropriately attired for the rounds of the competition. Robes and collar bands are not permitted.
2. The Dress Code for the Inauguration, Researcher's Test, Oral Rounds and Valedictory & Prize Distribution shall strictly be:
  - a. **For Gentlemen** - Western Formals (White formal shirt with black formal pants and a black blazer), and western formals.
  - b. **For Ladies** - Western Formals (White formal shirt with black formal pants/black formal skirt and a black blazer) or Indian Formals.

## CLARIFICATIONS

Clarifications to the Moot Proposition or any other clarifications shall be sought by sending mail on or before.

Mail at: [mootcourt@dme.ac.in](mailto:mootcourt@dme.ac.in)

Last date to mail Clarifications	20th March 2022
Release of Clarifications	22nd March 2022

Clarification requests sent after this date shall not be entertained.



# WRITTEN SUBMISSIONS

## ***1. Strict Adherence to Rules Regarding Written Submissions:***

All requirements must be strictly followed. Non-adherence to the same will attract penalties as provided under the Rules.

## ***2. Written Submissions to be prepared from Both Sides:***

Each team must prepare Written Submissions for both sides to the dispute.

## ***3. Submission of Soft Copy of Written Submissions:***

- The soft copies of the written submission from each side should reach the Organizers at [mootcourt@dme.ac.in](mailto:mootcourt@dme.ac.in) in “.pdf” and “.doc” format latest by before 11:59 PM.
- Written Submissions from both sides shall be sent in a single mail.
- A penalty of 1 mark shall be levied in case the written submission is submitted in any other format or as a multiple file by the team.
- The team submitting the soft copy of written submissions 2 days after the last date will be disqualified from the competition.

## ***4. Penalty for Late Submission:***

- A penalty of 2 marks per day per side shall be levied in case of delay in submission of soft copy of written submission.
- General Conditions for Written Submissions:
  - i. The Written Submissions shall not contain any form of identification apart from the team code. If any such identification or mark, symbol, etc. which has the effect of identifying the team is found on the written submission, then it shall result in instant disqualification of the participating team.
  - ii. Appellant’s Written Submission is required to have blue cover and Respondent’s Written Submission is required to have red cover.
  - iii. A penalty of 1 mark per side shall be levied in case the teams use wrong cover for written submissions.

## ***5. Guidelines for Formatting:***

- Written Submissions Structure: The Written Submissions must contain following contents:
  - Cover Page: The cover page shall contain the case title, side of the written submission, year of competition, name of the forum and team code on top right corner;
  - Table of Contents
  - List of Abbreviations
  - Index of Authorities: The Index of Authorities must list all the authorities cited in the Written submission. The Index must indicate the page number(s) and/or the paragraph number(s) of the Written submission in which the authority is cited;
  - Statement of Jurisdiction
  - Statement of Facts: The Statement of Facts must contain a concise statement of the relevant facts of the dispute. As far as may be, the Statement of Facts should be limited to the stipulated facts and legitimate inferences which can be drawn from those facts. Argumentative facts are prohibited. Statement of Facts shall not exceed 2 pages. Non-compliance will result in a penalty of 1 mark for each exceeded page;
  - Issues Raised
  - Summary of Arguments: The Summary of Arguments must contain a summary of the substance of the arguments and should not merely be a reproduction of the various headings and sub-headings of arguments. The Summary of Arguments shall not exceed 2 pages. Non-compliance will result in a penalty of 1 mark for each exceeded page;

- Pleadings / Arguments Advanced:
  - All legal arguments must be limited to the Pleadings/Arguments Advanced section of the written submission. Non-compliance will result in a penalty of 2 marks.
  - The Pleadings/Arguments Advanced and Prayer must not exceed 20 pages. Non-compliance will result in a penalty of 1 mark per exceeded page;
- Prayer.
- **Team Code:** The team code must be ascribed on the top right corner of the cover page. The code must be succeeded by the side for which the written submission is prepared. The teams must use “A” for Appellant, P for “Appellant” and R for “Respondent.”
  - For example: in case the Team Code is TC-100 the team must write “TC-100A” in case of written submission for Appellant and “TC-100R” in case of written submission for Respondent.
- **Margin:** The Written submission must maintain an equal margin of 1 inch on all sides. Non-compliance will result in a penalty of 1 mark per each side of Written Submissions.
- **Font, size and line spacing:** The text font should be Times New Roman or Garamond, size 12 and must be in 1.5 line spacing. Non-compliance will result in a penalty of 0.5 mark per incorrect format of font, size and line spacing with a maximum of 2 marks per page of the Written Submissions.
- **Footnotes:** The footnotes must be in Times New Roman or Garamond font, size 10 and singly spaced. There should be double line spacing between two footnotes. The Bluebook: A Uniform System of Citation (20th Edition) should be followed in the written submission throughout. Non-compliance will result in a penalty of 1 mark per page. Substantive/Speaking footnotes are strictly prohibited. Non-compliance will result in a penalty of 1 mark per substantive citation.
- **Header and Footer:** The font used for the header/footer, if any, shall be Times New Roman or Garamond, size 10, 1 spacing. Non-compliance will result in a penalty of 1 mark per page of the Written Submissions.
- **Page Limit:** There is no maximum page limit on the Written Submissions and the pleadings/Arguments Advanced shall be of a maximum of 20 pages. No annexures, photographs, exhibits, etc. should be added to the written submission. The written submissions shall be marked on a score of 100 marks and the parameters which are laid down as under

S. NO.	MARKING CRITERIA	MARKS ALLOTTED
1.	Evidence of Original Thought	20
2.	Knowledge of Law and Facts	20
3.	Proper and Articulate Analysis	20
4.	Structure, Language and Grammar	15
5.	Extent and Use of Research	15
6.	Correct Format and Citation	10
	Total	100



# ORAL PLEADING ROUNDS

## ***1. General Procedure:***

- Rounds of the Competition shall be conducted through video-conferencing, via the platform Google Meet for all rounds and Zoom for the final round or as the case maybe. The meeting Id and password will be informed to the teams through email.
- The language to be used during the Oral Pleading Rounds shall only be English.

## ***COURTROOM COMMUNICATION-***

Written communication during the Oral Round shall be limited to electronic written communication among team members via “Chat-box” or “Conversation” feature on the app. No other verbal/non-verbal communication may take place.

## ***iii. The Competition shall consist of the following rounds:***

- **Preliminary Rounds;**
  - Prelims 1
  - Prelims 2
- **Advanced Rounds:**
  - Quarter finals
  - Semi-Finals
  - Final Round

***iv. The Best Speaker Award (Male and Female):*** shall be determined on the basis of the individual aggregate score of the speaker taken only from the Preliminary Rounds. Individual Aggregate Score shall be determined as the sum of the following:

- Score of Speaker in Preliminary Round I;
- Score of Speaker in Preliminary Round II; and
- Memorial Scores (In case of a tie)

***v.*** Teams are not permitted to raise issues in the Oral Rounds that have not been submitted in the Written Submissions.

***vi.*** The use of mobile phones, laptops, or any other electronic gadgets is strictly prohibited during the Oral Rounds, subject to the discretion of the judges.

***vii.*** The decision of the Judges as to the marks allotted to each team shall be final and binding.

## ***2. Splitting of Time between Speakers for preliminary Rounds I and II***

- Teams shall notify the court masters of the division of time between the 2 Speakers (including time reserved for Rebuttal & Sur-rebuttal) 10 minutes prior to the commencement of the Rounds.
- If any of the speakers exceed their reserved time, the additional time shall only be granted on the discretion of the bench.
- While granting additional time, if the additional number of minutes granted is not specified by the Judges, it shall be presumed that the additional time granted is 2 minutes.
- The finality of the decision as to the time structure and the right to rebut or sur-rebut shall vest with Judges.



# COMPENDIUM

Compendium has to be submitted on the same link as that of Memorial Submission at the time of memorial submission. The Compendium should only be one PDF file, for easy accessibility of the judges. (not compulsory).

## EXCHANGE OF WRITTEN SUBMISSIONS

1. The exchange of Written Submissions shall take place prior to the Oral Pleading Rounds.
2. Teams are prohibited from using any marks on the opponent's Written Submissions thus exchanged. Teams are also prohibited from making any copies of the opponent's Written Submission, electronically or otherwise.

## PRELIMINARY ROUNDS AND QUARTER FINALS ROUNDS

1. Every team shall argue twice in the Preliminary Rounds, once for the Appellant and other for the Respondent.
2. No two teams shall face each other more than once in the Preliminary Rounds.
3. Draw of Lots: The match up of teams in Preliminary Rounds shall be determined on the basis of draw of lots.
4. It is to be noted that the 8 top scoring teams will be qualified to compete in the quarter final.

## SCORING IN THE ORAL ROUNDS

### *1. The Preliminary Rounds*

- There will be two (2) Preliminary Rounds to ensure that each team is given the opportunity to argue from both sides of the Proposition.
- The fixtures for the Preliminary Rounds shall be determined by draw of lots.
- For the Preliminary Rounds, the winner of each such round shall be determined on the basis of the criteria of evaluation of the memorials scores and the speaker scores, as mentioned in the Rules below.
- Each Round shall be decided by awarding a maximum of nine (9) points.
- If the difference in memorial scores of the teams facing each other is equal to or exceeds seven percent (7%) of the maximum obtainable score, then three (3) points are to be awarded to the team with the superior memorial scores. If the difference in memorial scores is less than seven percent (7%) of the maximum obtainable score, then two (2) points are to be awarded to the team with the superior memorial scores and one (1) point is to be awarded to the other team. If there is no difference in memorial scores of the two teams then the teams will be awarded 1.5 points each.
- If the difference in speaker scores of the teams facing each other, as awarded by each judge in the Preliminary Round is equal to or exceeds seven percent (7%) of the maximum obtainable score, then three (3) points are to be awarded to the team with the superior speaker score. If the difference in speaker score is less than seven percent (7%) of the maximum obtainable score, then two (2) points are to be awarded to the team with the superior speaker score and one (1) point is to be awarded to the other team. If there is no difference in speaker scores between the teams, then the teams will be awarded 1.5 points each for that judge.
- If two or more teams have the same cumulative points, then the team with higher aggregate score shall be ranked higher. If two or more teams have the same cumulative points and same aggregate score, the team with the higher cumulative speaker score shall be ranked higher. If two or more teams have the same cumulative points, same aggregate score and same cumulative speaker scores, then the team with the higher gross memorials score, i.e., the score of the memorials without deducting penalties, shall be ranked higher.



## **2. The Semi Final Rounds**

- The top-four scoring teams shall compete according to the draw of lots.
- The top two teams would be selected for the Final round based on the knockout format.
- In case of a tie, the team with higher aggregate speaker scores will be declared the winner for that round. If the aggregate speaker scores of the teams are the same, then the team with higher gross memorial score i.e., the score of the memorial without deducting penalties shall be ranked higher.

## **3. The Final Round**

- The two (2) teams that proceed to the Final Round, as determined by the Rules above, shall each argue only ONCE for the side allotted by a draw of lots.
- The team which wins the Final Round shall be declared as the ‘Winning Team’. The other team shall be declared as the ‘Runners-Up Team’.
- The winner of the Final Round shall be determined on the basis of the rules mentioned above (1.6), i.e. based on the score of the oral rounds only. The bench-strength for the Final Round shall be an odd number but not one (1).
- In case of a tie, the team with higher aggregate speaker score will be declared the winner for that round. If the aggregate speaker scores of the teams are the same, then the team with higher gross memorial score i.e., the score of the memorial without deducting penalties shall be ranked higher.

## **PENALTIES**

S. No.	Particulars	Quantum of Penalty
1.	Delay in submission of Memorials	2 points per day on each memorial
2.	Resubmission of Memorials	5 points (on each memorial)
3.	Formatting violations including: Use of incorrect font, Use of incorrect font-size Use of improper line spacing Use of improper block quote Use of end notes	1 point per type of violation, up to a Maximum of 5 points
4.	Failure to include all parts of Memorandum or inclusion of an unremunerated part, Failure to include necessary and correct information on Memorandum cover page	2 points for each part
	Excessive length:	2 points (one-time penalty)
5.	Pleadings:	
	1-100 words over	3 points
	101-200 words over	6 points
	201-300 words over	9 points
	301-400 words over	12 points
	401+ words over	15 points
6.	Excessive length: Summary of Pleadings	2 points (one-time penalty)
7.	Excessive length: Statement of Facts	2 points (one-time penalty)
8.	Breach of Anonymity of Teams	2 points (one-time penalty)

## SCOUTING

- Scouting is strictly prohibited.
- Any person may submit a complaint regarding Scouting to the Organizers.
- Teams found scouting shall be disqualified immediately.

## DELAY IN APPEARANCE/PRESENTATION

If a team scheduled to take part in a Round does not appear within 10 minutes of the scheduled time, the other team present shall be allowed to submit Ex-Parte.

## SCORING CRITERIA FOR THE TEAM AS A WHOLE

S. No.	Particulars	Scores
1	Knowledge of Law	20
2	Application of Law & Facts	20
3	Ingenuity and ability to answer questions	20
4	Style, Poise, Courtesy, Demeanor – Speakers	20
5	Organization of Time and Flow of Arguments	20
	TOTAL	100

## RESEARCHER'S TEST

1. The Researcher's Test shall be conducted on.
2. In a team consisting of three members, the member designated as Researcher shall take part in the test.
3. Participants are requested to write only the Team Code on the question paper.
4. The Researcher's Test shall be objective with the questions based on the applicable law, precedents and facts pertaining to the Moot Proposition.
5. The duration of the Researcher's Test shall be 60 minutes.
6. The Researcher's test shall consist of 50 (fifty) objective type questions carrying 2 (two) marks each. Each wrong answer would lead to a deduction of .50 marks.
7. No additional material such as the bare text of Acts, Written Submissions, etc. apart from stationery may be brought by the participant to the test and no such material shall be provided by the Organizers.
8. Score of the Researcher's Test shall be computed as the total of Score in Researcher's Test.
  - a. [**Note:** In case two or more students score the same aggregate marks in the Researcher's test, higher rank will be awarded to the student scoring more marks in the written submission of the memorials.]
9. The Winner of the Test shall be determined by the highest score attained.

**Best Team**

**INR**

**50,000/-**

**Runners**

**Up**

**INR 30,000/-**

**Best**

**Researcher**

**INR 5,000/-**

# AWARDS

**Best Speaker  
(Male)**

**INR 5,000/-**

**Best Speaker  
(Female)**

**INR 5,000/-**

**Best Memorial**

**INR 5,000/-**

**Second Best  
Memorial**

**INR 3,000/-**

# MISCELLANEOUS

## *1. General Etiquette:*

- The Organizers reserve the right to amend, modify, change or repeal any of the competition rules at any stage. The Organizers shall communicate any changes made in the competition rules to the Participating Teams.
- If a team believes that violation of the rules of the competition has taken place at any stage of the competition, the team(s) within half an hour after the completion of the round in which violation has allegedly occurred should register a complaint with the Organizers. Team(s) under no circumstances shall approach the Judges with any complaints.
- The Faculty Convener's decision shall be final in all matters concerning the competition.
- **The Organizers shall not be responsible for any loss or slow Internet Connection during the Competition. We request all the participants to arrange a sound Internet Connection.**

## *2. Interpretation of Rules & Regulations:*

1. All interpretations, as well as any waiver, consent or other decisions in the administration of the Competition are at the complete discretion of the Organizers.
2. All decisions made by the Organizers shall be final and binding on all participating teams.

# CORRESPONDENCE / CONTACT DATA

## *1. Registration Formalities:*

The address for correspondence for all Registration Formalities and Written Submissions is:

**Dr. Garima Goswami**

**Convener, Moot Court Committee**

**Delhi Metropolitan Education, B-12, B Block Industrial Area,**

**Noida Sector- 62, Uttar Pradesh-201301**



# PATRONS AND ORGANIZERS

## Patrons

**Mr. Vipin Sahni — Chairman, DME**

**Mr. Aman Sahni — Vice-Chairman, DME**

## Chief Advisors

**Hon'ble Justice Bhanwar Singh — Director General, DME**

**(Former Judge, Allahabad High Court)**

## ADVISORS

**Prof. (Dr.) Ravi Kant Swami — Director**

**Prof. (Dr.) Rashmi K. Nagpal- Dean (DME Law School)**

**Dr. R.K. Randhawa- Academic Coordinator (DME Law School)**

## FACULTY ORGANIZERS

### Convener

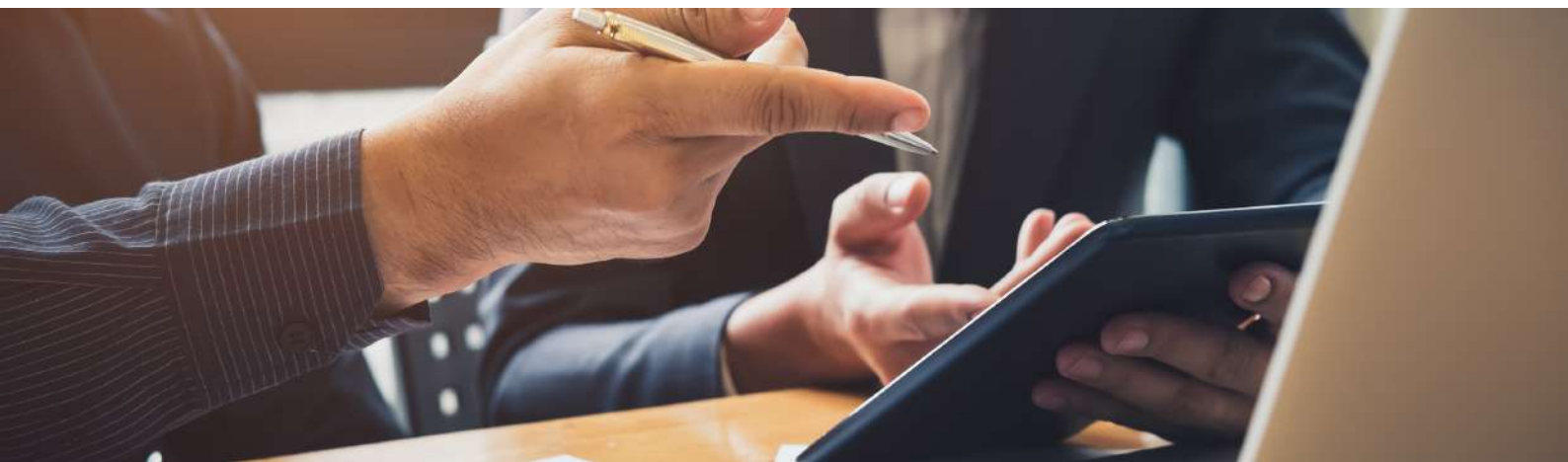
**Dr. Garima Goswami (Associate Professor, DME Law School)**

## STUDENT ORGANIZERS

**Ms. Riya Kumar (Convener) — +91 7042611876**

**Ms. Megha Mishra (Co-Convener) —+91-98181 19164**

**Mail at: [mootcourt@dme.ac.in](mailto:mootcourt@dme.ac.in)**



## TIMELINE OF THE COMPETITION

S. No.	Particulars	Deadlines
1	Last Date of Registration	15th March 2022
2	Last date to mail Clarifications	20th March 2022
3	Release of Clarifications	22nd March 2022
4	Memorial Submission Deadline	25th March 2022
5	Last date to submit memorial with Penalty	26th March 2022
6	Researcher's Test	1st April 2022
7	Preliminary Round	2nd April
8	Quarter Finals Round	2nd April
9	Semi Finals Round	3rd April
10	Finals Round	3rd April

## BANK DETAILS FOR NEFT

NAME OF THE BANK	HDFC BANK LTD.
BRANCH	SECTOR 18, NOIDA
COLLEGE NAME	DELHI METROPOLITAN EDUCATION
ACCOUNT TYPE	SAVING
ACCOUNT NO.	50100187447560
IFSC CODE	HDFC0001592



**REGISTRATION FORM**  
**ANNEXURE I1**  
**(TO BE FILLED IN BLOCK LETTERS)**



**DATE:** \_\_\_\_\_

**NAME OF THE INSTITUTION:** \_\_\_\_\_

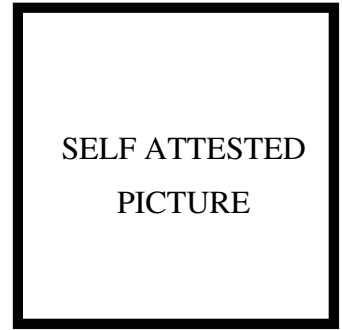
**ADDRESS:** \_\_\_\_\_

**SPEAKER 1:** \_\_\_\_\_

**COURSE-YEAR:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

**PHONE NO.:** \_\_\_\_\_

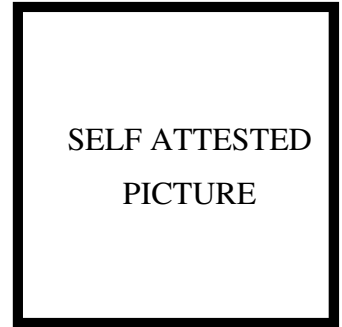


**SPEAKER 2:** \_\_\_\_\_

**COURSE-YEAR:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

**PHONE NO.:** \_\_\_\_\_

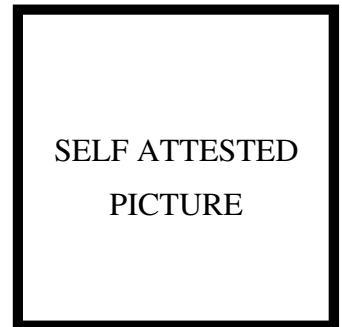


**RESEARCHER:** \_\_\_\_\_

**COURSE-YEAR:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_

**PHONE NO.:** \_\_\_\_\_



**MODE OF PAYMENT (DEMAND DRAFT/ NEFT):**

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**DEMAND DRAFT NO. / TRANSACTION ID:**

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**NAME OF BANK :**

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**ISSUING DATE :**

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**\*NOTE : ATTACH A DEMAND DRAFT OF RS.\_\_\_\_ /- (\_\_\_\_\_ ONLY) IN FAVOUR OF “DELHI METROPOLITAN EDUCATION” PAYABLE AT NOIDA, AND SEND IT ALONG WITH THE REGISTRATION FORM.**

**SIGNATURE & SEAL OF THE HEAD OF THE INSTITUTION OR DEAN/ PROFESSOR**