

VIDHIGYA



National Moot Court Competition, 2022

3rd-5th November, 2022

Organized by

Moot Court Society

University Institute of Legal Studies, Chandigarh University

Important Dates

Particulars	Date
Release of Moot Problem	25th of August 2022
Last date of Provisional registration	15th of October 2022
Last date of registration of teams and team details	23rd of October 2022
Last date for seeking clarification in the moot problem	25th of October 2022
Last date for submission of soft copy (.pdf) of the memorials	31st of October 2022
Researcher's Test	3rd of November 2022
Preliminary Rounds and Quarter Final	4th of November 2022
Semifinal Round and Final Round	5th of November 2022

About Chandigarh University

Chandigarh University (CU) is a leading Indian Institution offering its students a unique amalgamation of professional and academic excellence. The University has been accredited with the prestigious A+ grade by the National Assessment and Accreditation Council (NAAC). Chandigarh University has become Youngest and the only private university in India to bag an A+ grade in the first cycle of the accreditation process and has also become the only state private university of Punjab to be accredited by NAAC. Also, ranked among Asia's best and fastest-growing universities, CU has coupled the experience of top industry leaders and renowned academicians to foster a global approach. A wide spectrum of programs paired with flexibility, experiential learning and interdisciplinary orientation emancipate our students to explore their interests and pursue dream careers. At CU we are grooming students to be socially sensitive through intellectually challenging and contemporary diverse culture.

I. Aim and Purpose

The Chandigarh University Vidhigya National Moot Court Competition, 2022 is being organized with an intention to give a new experience of learning and development to the budding lawyers in the field of law practice, research, writing and advocacy by granting them an exposure at the national level. The aim is to provide the participants an opportunity to enhance their knowledge of the emerging trends of Cyber Law along with honing communication skills which is one of the important attributes of a good lawyer. The Competition shall not only enable the student to grow in the field but will also be an endeavor to develop professionalism. The valuable feedback from the learned Academicians, Professional Lawyers and Honorable Judges of Supreme Court and High Courts will provide participants golden points to be used in the profession as an advocate as well as a judge. It further aims to facilitate the participants to analyze Cyber Law in relation to the emerging laws in the era of globalization.

II. Venue

The University Institute of Legal Studies, Chandigarh University
Address: NH-05, Ludhiana Chandigarh State Highway, Sahibzada Ajit Singh Nagar, Punjab 140413.

III. Language

The competition shall be in the English language.

IV. Eligibility

1. The competition is open for students who are studying Law (three years or integrated five-year course) during the current academic year interested and are in Cyber Laws, and who belong to institutions that have been invited.

V. Team Composition

- a. Each team should consist of 3 members (2 speakers and 1 researcher). This number cannot be modified under any circumstances.
- b. The researcher shall be allowed to argue with prior permission of the court and Administrator in case of illness of the designated speakers.

c. Each team will be provided a team code during orientation. Teams should not disclose the identity of their institution; such disclosure shall invite penalties including disqualification. The decision for the same shall be made at the discretion of the Chief Coordinator.

d. Member swapping is not allowed.

VI. Registration

a. Online registrations are open from 25th August, 2022. The teams must get provisional registration by sending an email at vidhigya2022.uils@gmail.com with Subject- **REQUEST OF PROVISIONAL REGISTRATION BY [Your Institution Name]**, In body kindly provide requisite details with contact details also. Last Date for Provisional Registration is 15th of October 2022.

b. After receiving request for provisional registration team will get acknowledgment E-mail, requesting payment of registration fee with link of final registration form. After Making Payment teams have to send their payment details at ibid mail. After verification of payment teams will get final acknowledgment of Registration.

c. Registration fee shall be INR 300/- (Three hundred rupees only).

Account Details:-

Name: University institute of legal studies

Bank name: HDFC bank Ld.

Account number: 50100078636045

IFSC code: HDFC0000798

d. Participants will have to send Payment details with Registration Cum Approval Letter at vidhigya2022.uils@gmail.com.

e. Registration Process

Option 1 – The participants need to submit the Registration form cum Approval letter, as provided in the rules, duly signed & sealed by your university / college / moot society.

Option 2 - Upload both (I) & (ii) together as a single PDF

(i) The Registration form cum Approval letter (without seal & signature) as provided in the rules duly filled along with

(ii) Scanned copy of authorization letter with sign and seal from your university / college / moot society.

Or

An email communication from the official id (to be filled as notification email id during online registration process) of the institution, from your university / college / moot society to complete the registration process.

Note:

1. Signatories on the registration form should be any of the following: - Faculty- In-charge, Head of the Department, Principle, Director, Registrar, Dean, Principal, Director, Chancellor or Vice-Chancellor.

2. Registration without the scanned copy of the approval letter / an email communication from the college/institution/university or duly attested registration form will not be valid.

f. Soft copy of the registration and approval letter / an email communication as a single PDF to be sent to vidhigya2022.uils@gmail.com marked as **UNIVERSITY INSTITUTE OF LEGAL STUDIES CHANDIGARH UNIVERSITY NATIONAL MOOT COURT COMPETITION REGISTRATION** as subject of the mail latest by 23rd October 2022. The provisional team code shall be allotted to the registered teams by Chandigarh University soon after receiving of registration particulars.

VII. RESEARCHERS' TEST

■ The Researchers' Test shall be conducted on 3rd November 2022.

■ Participation in the Researchers' Test is mandatory for all teams and failure to participate may result in disqualification, subject to the discretion of the OC.

■ Only the Researcher, as designated under of the Rules of the Competition, shall write the test and such Researcher shall not be allowed to address the Bench during the Oral Pleading Sessions.

- The duration of the Researchers' Test shall be 1 hour and it shall be in the Multiple-Choice Question format with 2 subjective questions.
- Researchers' Test shall test the knowledge of the laws involved as well as the factual details of the Moot Problem and the application of the relevant laws to the circumstances in the Moot Problem.
- No notes, bare acts, books or any other material, or electronic aid shall be permitted during the Researchers' Test.

VIII. Memorials

The following requirements for memorials must be strictly followed. Non-conformities will be penalized:

- a. Each team must prepare memorials for both parties to the dispute (Petitioners and Respondent);
- b. Soft copy of the memorials in .pdf format must be e-mailed to: vidhigya2022.uils@gmail.com. Late submission will be penalized by two points for each memorial for every hour of delay after the due date, subject to a maximum of 20 penalty points. Memorials will not be accepted beyond 1 day of delay. Participants must submit four hard copies of each side (total eight copies) at the time of registration at venue.
 - A. Once the memorials have been submitted, no revisions, supplements, or additions will be allowed.
 - B. The memorials have to be submitted on typed A4 size paper (printed on one side only) and they must contain:
 - I. The table of contents
 - II. The index of authorities
 - III. The statement of jurisdiction
 - IV. The statement of facts (1 page only and argumentative statement of facts would attract penalties)
 - V. The statement of issues
 - VI. The summary of arguments (not more than 1 page)
 - VII. The arguments advanced (not more than 15 pages)
 - VIII. The prayer
- c. The font size should be 12 (double space) and for footnotes it should be 10 (single space) and double space between two-foot notes. Uniform font size should be used throughout the memorial.
- d. Footnoting to conform to The Bluebook: A uniform system of citation (21st edition) and ILI Rules of Footnoting. Non-Compliance will result in a penalty of 1 mark per page. Substantive/ speaking footnotes are strictly prohibited.
- e. The memorial must have a margin measuring one inch on all sides of each page.
- f. The page numbering should be on the top right side of each page.
- g. Covers must be placed on briefs as follows:

Petitioner: Light Blue Color; Respondent: Light Red Color.

- j. The cover page of the memorial must state the following;
 1. The cause title;
 2. Identify brief as Petitioners / Applicant / Respondents as is applicable;
 3. Team Code (on the top right corner).
- k. Identity of the institution shall not be revealed anywhere in the memorial. Violation of this provision shall result in penalties including disqualification. The Administrator's decision shall be final.
- l. The teams may share a separate paper book (compendium), which will carry all the annexure and case laws that have been referred to in the memorial. The paper book will have a white cover.

IX. Oral Round

Preliminary Round & Quarterfinals

- a. Each team will get a total of 30 minutes to present their case. This time will include rebuttal and sur-rebuttal time.
- b. Preliminary round will be held on 4th November, 2022. Quarter finals will also be held on 4th

November 2022;

- c. The division of time is at the discretion of the team members, subject to a maximum of 15 minutes per speaker. Division of time shall be informed to the court officer before arguments begin.
- d. The oral arguments shall be confined to the issues presented in the memorials.
- e. Passing of notes to the speakers by the researcher during the rounds is allowed. It is however to be done discretely so as to not to disrupt the court proceedings.
- f. The researcher shall sit with the speakers at the time of the orals.

Semifinal & Final

- a. Each team will get 45 minutes to present their case that will include rebuttal and sur-rebuttal time.
- b. The division of time is at the discretion of the team, with a maximum of 25 minutes per speaker.
- c. The oral arguments need not be confined to the issues presented in the memorials.
- d. The researcher shall sit with the speakers at the time of the orals.
- e. Semifinal rounds and Final round will be held on 5th November 2022.

Results

Results of the preliminary rounds shall be announced after the completion of rounds of all the teams. Similarly, the results of the Quarter-Final/Semi-Final Rounds shall be announced after completion of the rounds of all qualified teams of respective rounds. The results of the Final Round shall be announced during the Valedictory Ceremony.

X. Scouting

Teams will not be allowed to observe the orals of any other teams. Scouting is strictly prohibited. Scouting by any of the team members shall result in disqualification.

XI. Scoring

A. Orals

The parameters for judging the oral presentation on a scale of 0–100 points are:

- a. Knowledge of facts;
- b. Logic and reasoning;
- c. Organization and clarity;
- d. Persuasiveness;
- e. Deference to the court;
- f. Proper and articulate analysis of the issues arising out of facts;
- g. Understanding of the legal principles directly applicable to the issues;
- h. Ability to explain clearly the legal principles in general keeping to the time allotted;
- i. Knowledge and use of legal sources and authorities and general principles of national law;
- j. Ingenuity (ability to argue by analogy from related aspects of law).

B. Written Submissions (Memorials)

- a. The memorials shall be marked on a scale of 1-100 points each.
- b. Any revisions, supplements or additions to the memorials after submission shall attract severe penalties subject to the discretion of the National Administrator.
- c. Award of the points shall be based on the following parameters:
 - Neatness, legibility, no typographical errors or format errors;
 - Logical progression of ideas;
 - Effective use of headings to outline arguments;
 - Understanding essential legal issues presented;
 - Focus on essential (not collateral) issues;
 - Clear, concise and unambiguous writing style;
 - Forceful and persuasive presentation;
 - Integration of facts into legal argument;

- Understanding of strengths and weaknesses of case;
- Discussion of viable alternative arguments;
- Understanding and analysis of authority;
- Proper use of citations and citation form;
- Effective use of authority to support arguments;
- Ability to distinguish adverse cases.

d. Non-compliance of the rules mentioned in Clause VII above shall attract severe penalties.

XII. Awards

1. Winning team – Rs. 31000/-
2. Runner up team – Rs. 21000/-
3. Best Memorial – Rs. 11000/-
4. Best Student Speaker – Rs. 11000/-
5. Best Researcher- Rs. 11000/-

In addition to the above awards, plaques and certificates are given to other categories of winners all participants will be awarded participation certificates.

XIII. Anonymity

- a. Student counsel may introduce her/himself to the court in the usual manner and may also state her/his names. However, the team's college / institution affiliation may not be mentioned at any time before the awards ceremony.
- b. Further, all team members, coaches, advisors, and observers shall refrain from identifying a team's school at any time and in any manner, including, but not limited to, wearing any identifying items, such as school clothing, ties, patches, or pins or carrying identifying material (such as a book with a college logo, or college seal).

XII. DECISION OF THE JUDGES SHALL BE FINAL.

The decision of the Organizers in consultation with the judges shall be final and binding.

XIV. Copyright

- a. The copyright over the memorials submitted for participation in the competition is assigned by participants and shall also vest completely and fully with University Institute of Legal Studies, Chandigarh University, in lieu of waiver of competition registration fees. The participants shall certify in writing the originality of materials contained therein and shall be responsible for any claim or dispute arising out of the further use and exhibition of these materials.
- b. Further use and exhibition of these materials, electronically or otherwise, shall be the exclusive right of Chandigarh University and they shall not be responsible for any liability to any person for any loss caused by errors or omissions in this collection of information, or for the accuracy, completeness, or adequacy of the information contained in these materials.
- c. Distribution of these materials on affiliated websites such as www.moot.in does not constitute consent to any use of this material for commercial redistribution either via the Internet or using some other form of hypertext distribution. Links to the collection or individual pages in it are welcome.

MOOT PROBLEM

1. Kriti D/o Manjinder of Village Sardoolpur, P.S. Sardoolpur, District Patiala fell in love with one Jitesh S/o Ravinder of Village Makboolpur, District Patiala, which was adjoining to the village Sardoolpur. Both of them had studied together since their school time and were also classmates while pursuing their graduation degree.
2. On 25.12.2021, Jitesh went to the home of Kriti in order to inform about a forthcoming college event which he intended to participate in along with her. Finding Kriti alone at home, Jitesh took advantage of the fact and committed rape upon her. Furthermore, Jitesh recorded the whole grisly incidence with his personal mobile device.
3. Kriti warned Jitesh on 25.12.2021, 27.12.2021 and 30.12.2021 that she's going to inform and intimate her parents about the gruesome incidence and would adopt legal way in order to restore her dignity and modesty. On these repeated warnings, Jitesh got furious and started hurling life threats to Kriti and also stated that he would publish the photographs and videos of the Act of committing rape on social media platforms as well as pornographic websites.
4. Being apprehensive of the social and personal consequences which might accrue from publication of the incidence on social media platforms and the pornographic websites, Kriti became scared and Jitesh took advantage of the same. Between 01.01.2022 till 15.02.2022, Jitesh repeatedly kept on threatening Kriti on the same ground and maintained physical intimacy several times on the said pretext.
5. On 01.03.2022, Jitesh once again called Kriti to meet her at their common friend's place, to which Kriti denied at the outset. On this, Jitesh got furious and created a fake profile on a popular social media platform Fapbook with Kriti's name. By the evening of 01.03.2022, Jitesh added as many as 1000 people in the said account and published obscene, objectionable, salacious and lewd photographs of Kriti on the said Fapbook profile of the incidence of 25.12.2021.
6. In the morning of 02.03.2022, Jitesh further published the videos of the incidence of on a 25.12.2021 pornographic website – obscenevideos.com. In about a week's duration, the said photos posted on Fapbook and the video published on obscenevideos.com went viral. Kriti got to know about the publication of the said objectionable photographs and videos on 10.03.2022 and she suffered severe mental trauma and agony. The parents of Kriti who were from orthodox and rudimentary mindset couldn't tolerate such incidence. They announced social boycott of their daughter and cut all social ties with her. The authorities of Shanti Niketan College, where Kriti was pursuing her graduation degree were also concerned about the social image and reputation of the College and therefore suspended Kriti from College on 15.03.2022.
7. With the help of some of her close friends, Kriti got registered an FIR against Jitesh on 20.03.2022 at P.S. Sardoolpur, District Patiala where she narrated the whole incidence. The FIR was lodged against Jitesh under sections 376, 292, 465, 469, 509 of Indian Penal Code, 1860 read with Sections 66, 66(C), 67, 67(A) of the Information Technology Act, 2000.
8. Since Jitesh got to know about the registration of FIR against him, he has been absconding and no arrest has yet been affected. In fact, Jitesh had also previously approached the respective High Court of Punjab and Haryana seeking for anticipatory bail on 18.03.2022, which was denied.
9. In the meantime, Kriti became extremely conscious of the fact that mere filing of the FIR against Jitesh would not restore her dignity back as the trial would take months to commence and further years to conclude. She became apprehensive that the publication of her obscene and objectionable photographs and videos on various platforms will continue to traumatize, haunt her, and will dent her future perspectives in all domains of life.
10. On 02.04.2022, Kriti approached the Hon'ble Supreme Court with a Prayer that necessary directions be issued to the concerned Social Media Platform and the Website to delete all the obscene photographs and videos involving her and more importantly to recognize 'Right to be

forgotten' as an explicit Fundamental Right within the scope and ambit of Article 21 of the Indian Constitution.

11. The Hon'ble Supreme Court admitted the petition and framed the following issues:
 1. Whether Right to be Forgotten can be seen as an essential aspect in the modern-day tech oriented and IT driven world and be granted the status of a Fundamental Right within the scope and boundaries of Right to Life and Personal Liberty?
 2. Whether the Social Media platform Facebook and the Website obscenevideos.com be directed to remove any objectionable content posted and available on the said platforms involving or including Ms. Kriti?
 3. Whether there is a need to sensitize the unprecedented escalation of insensitive behavior of the social media and other web platforms from removal of objectionable content concerning victims of cyber-crimes?
 4. To what extent does Right to Privacy and Right to be Forgotten differ from each other and whether Right to be forgotten could be included within the domain and scope of Right to Privacy or not?

REGISTRATION CUM APPROVAL LETTER

Date...../...../.....

Name of the Institution:

Address of Participating Institution:

E-mail:

Contact no:

Name of the Participants	Course	Year	Gender	Role	Contact no.	E-mail	Signature

1. We hereby state that our participation shall be in compliance with the rules and regulations of the competition.
2. We certify that the material submitted/ to be submitted is prepared by us. If found copied, we shall be held responsible for the same and organizing committee can take action against it.

Signature with seal and stamp of Authorized signatory.

COMMITTEES CO-ORDINATORS & MEMBERS

Prof. (Dr.) Shipra Gupta		
Discipline Committee	Advertisement and Media Committee	Transport Committee
Dr. Renu	Dr. Akhilesh Kumar	Dr. Sunil Kumar
Dr. Inderpreet Kaur	Ms. Preetinder Kaur	Mr. Rahul Yadav
Ms. Meenakshi Sharma	Ms. Mehak	Ms. Manpreet Kaur
Ms. Sapna Pawar		

Prof. (Dr.) Hardeep Kaur		
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Dr.Nisha Sain	Ms.Sanjana	Dr.Parveen
Mr.Naresh	Ms.Doli	Dr.Kriti

Associate Prof. (Dr.) Amritpal Kaur		
Escort Committee	Courtroom Committee	Result Committee
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Dr. Naseer	Mr. Chetan	Ms. Gazala Noor
Ms. Jhalak	Ms. Rishma	Dr. Priya Saroj

Associate Prof. (Dr.) Radhika Dev Verma		
Research Committee	Logistic Committee	Hospitality Committee
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Dr Renu	Ms. Navpreet Singh	Ms. Gurleen
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Ms. Manika		

ORGANIZING COMMITTEE

CORE TEAM:

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