



XAVIER LAW SCHOOL XIM UNIVERSITY,
BHUBANESWAR ODISHA

In collaboration with

NATIONAL HUMAN RIGHTS COMMISSION
(NHRC, INDIA)

In Association with



CHAMBERS OF ABHINAV MISHRA,
ADVOCATES & SOLICITORS

XIM
University

presents

1ST NATIONAL HUMAN RIGHTS MOOT COURT COMPETITION, 2022

16TH - 18TH DECEMBER, 2022



MOOT COURT COMMITTEE

RULEBOOK - 1ST NATIONAL HUMAN RIGHTS MOOT COURT COMPETITION, 2022

Xavier Law School, XIM University

I. INTRODUCTION

1. Short Title

This shall be called the Rules for the **1st National Human Rights Moot Court Competition, 2022**

2. General Information

i. The Competition is being conducted by Xavier Law School, XIM University, Bhubaneswar in collaboration with the **National Human Rights Commission (NHRC, India)** and in association with the **Chambers of Abhinav Mishra, Advocates & Solicitors**.

ii. The Competition shall be held from **16th December to 18th December, 2022 physically/offline** at Xavier Law School, XIM University, Bhubaneswar (New Campus).

iii. The 1st National Human Rights Moot Court Competition, 2022 shall consist of the Preliminary Rounds, the Advanced Rounds and the Researcher's Test.

a. Preliminary Oral Rounds: - This round will be open to all teams who have registered for the Competition. The Competition will have two Preliminary Oral Rounds in which each team shall have to argue twice, once as Petitioner (**Prelim I**) and the other as Respondent (**Prelim II**).

Based on the merit of the aggregate scores of the two Preliminary Rounds, 8 teams shall qualify for the Advanced Rounds.

b. Advanced Oral Rounds: -The Advanced Oral Rounds will consist of Quarter-Final Round (**8 teams**), Semi-Final Round (**4 teams**), and the Final Round (**2 teams**).

iv. The Competition shall be conducted in accordance with the rules mentioned hereunder. Participants are required to adhere to the rules and guidelines prescribed herein.

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II. DEFINITIONS

- i. “**Administrator**” shall mean Xavier Law School, XIM University, Bhubaneswar.
- ii. “**Bench**” means the members duly invited to adjudge the Oral rounds, individually or collectively.
- iii. “**Clarification**” means the procedural order (s) and/ or any explanation (s) published by the organizers with regards to a query posed by any participating team in the competition within the given deadline.
- iv. “**Competition**” means the 1st National Human Rights Moot Court Competition, 2022.
- v. “**Draws of Lots**” means the match-up between the teams in oral rounds.
- vi. “**Identity**” means any fact pertaining to the identity of the Team, its members, or the Institution/College/University represented by the Team and the state or region where such Institution/College/University is located and includes any identification marks/seal of the Team.
- vii. “**Moot Proposition**” means the Moot Problem of 1st National Human Rights Moot Court Competition, 2022 released by the Organizers.
- viii. “**Oral Submissions**” means the oral pleadings before the Bench.
- ix. “**Organizers**” means the Moot Court Committee of the Xavier Law School, XIM University, Bhubaneswar.
- x. “**Participating Institution**” shall be presumed to be the parent institution of the participating teams.
- xi. “**Participating Team**” means the team which is eligible to participate in the competition after completion of the registration procedure.
- xii. “**Petitioner**” shall mean the one presenting the Petition to the Hon’ble Court.

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III. GENERAL RULES

1. Date & Venue of the Competition

The 1st National Human Rights Moot Court Competition, 2022 will be held from **16th December - 18th December, 2022** at the new campus of Xavier Law School, XIM University, Plot No:12(A), Nijigada, Kurki, Harirajpur-752050, District-Puri, Odisha, India.

2. Team Eligibility

i. All students who have been duly enrolled and are pursuing a full-time 3-year LL.B. programme or a 5-year integrated LL.B. programme (or international equivalent) from the Institution/University recognized by Bar Council of India or equally competent authority shall be eligible to participate in the competition.

ii. Only one team can register from a particular College or Institution for participation.

3. Team Composition

Each team shall comprise a maximum number of three members (two speakers and one researcher) or a minimum number of two members (one speaker and another one speaker-cum-researcher).

4. Official Language

The official language of the competition shall be English, for written as well as oral submissions.

5. Rules Regarding Registration

i. Registration and Payment:-

a. Interested teams are required to register for the Competition by filling the Registration Form. Registration shall not be accepted through any means other than the Registration Form.

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- b. The link to the form is provided [here](#)
- c. The teams are also required to mention the email-ID of either the respective committee or the head/dean of their institution in the Registration Form. The deadline for registration is **20th November, 2022** (11:59 P.M. IST).
- d. Prior payment of **INR 4,500/-** (Four Thousand five hundred only) per team as Registration Fee is required to fill the Registration Form. The Registration fee shall be inclusive of accommodation and food.
- e. The confirmation of Registration for the competition will be notified to the teams by the Organizers after the completion and verification of all the registration formalities.
- f. Thereafter, the teams will be provided with a Team Code. At any stage of the competition, a team must be identified only by the allotted team code. All team members must refrain from disclosing the identity of their institution at any time in any manner during their participation in the competition. Non – compliance with this rule shall lead to severe penalty or disqualification, as determined by the Organizers.

ii. Payment of Registration Fee:

- a. All the teams shall be required to make a payment of **INR 4,500/- (Four Thousand five hundred only)** via Bank Transfer before **20th November, 2022 (11:59 P.M. IST)** to register for the Competition.

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b. The details for the payment of Registration Fee through Bank transfer is provided below:

A/c Name: XIM UNIVERSITY SCHOOL OF LAW
A/c No: 0852053000000485
Bank Name: SOUTH INDIAN BANK
Bank Branch: XAVIER UNIVERSITY BRANCH
IFSC Code: SIBL0000852

iii. In the Registration Form, the participating team shall indicate which member shall be an official point of contact for the organizers and such person shall be responsible for all official communication between the Organizers and the participating team.

iv. The attachments of the Registration form shall contain the following:

a. Scanned copy or screenshot of the Receipt generated on completion of the electronic transfer of registration fee showing successful transfer in the name of the beneficiary;

b. Scanned copies of the Bonafide Certificate issued by the Institution of the participating team with the signature of the Dean/Head of the Institution and seal of the Institution.

v. In the event a team notifies the Organizers of its withdrawal or absence from participation in the competition, such team **SHALL NOT** be entitled to the refund of the registration fee or any amount which has been paid in the registration process.

vi. Only one registration per college or institution shall be accepted.

vii. Submissions of incomplete forms and/or registration via email will not amount to

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successful registration and shall not be considered. In any such event, the decisions of the Organizers regarding the mode of submission in such cases shall be final.

6. Allotment of Team Code

- i. After successful registration, each team shall be allotted a Team Code (hereinafter, 'TC'), which shall be communicated to them via email of the Point of Contact.
- ii. Teams are required to use the TC in their memorials and oral submissions to identify themselves.
- iii. Use of any other personal identification detail like, name or logo of college or any other insignia, anywhere in the memorials or during the oral submissions shall be penalised.

7. Dress Code

- i. Participants shall be in advocate's attire throughout the conduct of the Competition (Inaugural Ceremony, Oral Rounds, Valedictory Ceremony and Prize Distribution) in the manner provided below:
 - a. **For Men-** Formals (White formal shirt with black formal trousers, black tie and a black blazer); and
 - b. **For Women-** Formals (White formal shirt with black formal trousers/skirt and a black blazer)

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IV. CLARIFICATIONS

- i. The teams seeking clarifications regarding the moot problem shall send in their queries through the email to: **mcc@xim.edu.in** on or 25th November, 2022, 11:59 P.M. IST. The subject of the clarification email must be “**Seeking Clarification(s) – NHRMCC, 2022**”.
- ii. No requests for any clarification shall be entertained post this deadline unless the Organizers deem it appropriate to address any such query.
- iii. All clarifications will be released by **28th November, 2022** and shall be released via email for the perusal of all teams.
- iv. In case of any delay or change in the responses to the clarifications, the Organizers shall intimate about the same to the team member who is the official point of contact.
- v. No queries regarding the moot problem shall be addressed by any organizers member or student volunteer personally.

V. MEMORIAL AND MARKING EVALUATION

1. Strict adherence to the Rules:

The Teams are expected to strictly adhere to the rules regarding the submission of Memorials. Non-adherence to the same will attract penalties as provided under the Rules.

2. Memorials to be submitted from both sides:

Each team must prepare Memorials for both sides of the dispute i.e., the Petitioner and the Respondent as the case may be.

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3. General Conditions for Memorial:

The Memorial 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 Memorial, then it shall result in instant disqualification of the participating team.

4. Specific Guidelines for Memorial Submission:

- i. The Memorial has to be submitted in both soft copy and hard copy.
- ii. The teams shall submit the soft copy of the Memorial, in “**pdf**” form only on or before **10th December, 2022** by 11:59 P.M. IST through the Google Form which will be sent to each team.
- iii. Each Team has to send 2 (two) separate pdf file attachments: 1 (one) as Memorial for the Petitioner [in PDF format] and 1 (one) as Written Submission for the Respondent [in PDF format].
- iv. The name of the Memorial should be according to the Team Code and the side (Petitioner and Respondent) for which the Written Submission is prepared. The Team Code must be ascribed on the top right corner of the cover page and must be succeeded by the side for which the Memorial is prepared.
- v. Teams qualifying for Oral Rounds are required to submit 4 (four) hard copies of memorials, i.e., 2 (two) hard copies of the memorial from petitioner’s side and 2 (two) hard copies of the memorial from the respondent’s side, at the time of reporting at the venue of the Competition.

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vi. Registration for the Oral Rounds shall be deemed complete only on submission of the 4 (four) hardcopies of Memorials on 16th December, 2022 at the venue of the Competition.

5. Guidelines for Formatting

i. Memorial Structure:

The Memorial must contain the following contents in the order as stated below:

a) **Cover Page** – The Cover Page must be **BLUE** for the Petitioner and **RED** for the Respondent. A penalty of 1 (One) mark per side shall be levied in case the team uses the wrong cover page in their Memorial.

The Cover Page of the Memorial must contain the following information:

- 1) The 'Team Code' in the top right corner.
- 2) The 'Name' and 'Year' of the Competition.
- 3) The name of the Case (Case Title).
- 4) The 'Side' for which the Memorial has been prepared.
- 5) The name of the 'Forum' resolving the dispute.

b) List of Abbreviations;

c) **Index of Authorities:** The Index of Authorities must list all the authorities cited in the memorial.

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d) Statement of Jurisdiction;

e) Statement of Facts:

The Statement of Facts must contain a concise statement of the relevant facts to 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.

f) Issues Raised;

g) Summary of Arguments:

The summary of arguments should contain a summary of the substance of the arguments, and should not merely be the production of the various headings and sub-headings of arguments.

h) Pleadings/Arguments Advanced:

All legal arguments must be limited to the Pleadings/Arguments Advanced section of the Memorial.

i) Prayer:

The Prayer shall not exceed 1 page.

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ii. Team Code:

The Team Code must be ascribed to the top right corner of the cover page. The code must be succeeded by the side for which the Memorial is prepared. The teams must use “P” for Petitioner and “R” for Respondent. For instance, in the case of Team Code being TC-01, the team must write “TC-01 P” in the case of Memorial for ‘Petitioner’ and “TC-01 R” in the case of Memorial for ‘Respondent’.

iii. Margin:

The Memorial must maintain an equal margin of 1 inch on all sides.

iv. Basic compliance for Memorial:

The Memorial (including the preliminary pages and excluding the cover page) shall adhere to the following mandatory specifications:

Paper size: A4

Font type: Times New Roman

Font size: 12,

Line spacing: 1.5,

Text alignment: Justified.

v. Footnotes:

The footnotes must be in font type: Times New Roman, Font size: 10, Line spacing: 1.0, Paragraph spacing: 0, no additional space between 2 footnotes and body of text and Justified with a Uniform Style of Citation (Bluebook, 21st Edition) to be strictly followed throughout the Memorial.

vi. Header and Footer:

The font used for the header/footer, if any, shall be Times New Roman, size 10, with single spacing.

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6. Marking criteria for the Memorial(s) submitted by the Teams:

Memorial from each side shall carry a total of 100 marks. The written submissions shall be marked on the parameters which are laid down as under:

Sr. No.	MARKING CRITERIA	MARKS ALLOTTED
1	Evidence of Original Thought	25
2	Knowledge of Law and Facts	25
3	Proper and Articulate Analysis	10
4	Structure, Language and Grammar	10
5	Extent and Use of Research	20
6	Correct Format and Citation	10
	Total	100

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7. Compendium

i. All relevant case laws and statutory material and other evidence-based on which the participants are going to present and substantiate their arguments may be submitted in the form of a '**Compendium**'.

ii. 1 (one) hard copy of the 'Compendium' shall be submitted along with the hard copies of the memorials on 16th December, 2022 during the time of registration at the venue.

[Note: Submission of 'Compendium' is at the discretion of the teams, the same is not compulsory to be submitted by all the participating teams.]

iii. Participants shall ensure that anonymity is not violated while passing on any material to the Bench. If any mark, name, seal, symbol or logo of their institution/college/university is present, participants must ensure that the same is rendered unrecognizable.

8. Exchange of Memorials

i. The Exchange of Memorial for the Preliminary Round shall take place on 16th December, 2022.

The memorial exchange for the advanced rounds of the Competition shall take place prior to the commencement of the advanced rounds (Quarter-Finals, Semi-Finals, and Finals) wherein hardcopies of the respective memorials shall be provided.

ii. Teams are prohibited from making any remarks on the opponent's Memorial, i.e. the exchanged memorial. Teams are also prohibited from making any copies of the opponent's Memorial, electronically or otherwise.

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VI. RESEARCHER'S TEST

- i. The Researcher's Test for the Competition shall be conducted on 16th December, 2022.
- ii. The Researcher's test will be conducted in **offline** mode. The venue for the test shall be the same as the venue of the competition, i.e., Xavier Law School, XIM University, Bhubaneswar.
- iii. It shall be a test of **100 marks**. It is mandatory for the Researcher of each participating team to give the Researcher's Test. If any team fails to appear for the researcher's test, they shall be awarded with zero marks.

VII. ORAL SUBMISSIONS AND MARKING EVALUATION

1. GENERAL RULES

- i. Teams are not permitted to raise issues in the Oral Rounds that have not been submitted in the Written Submissions.
- ii. The language to be used during the Oral Pleading Rounds shall only be English.
- iii. 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.
- iv. Participants may use their own bare acts, print outs and commentaries provided that anonymity is not violated during the Rounds.
- v. The Researcher shall not be permitted to address the Court during the Oral Rounds.

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vi. The Researcher shall not be permitted to pass notes to the Speakers at any stage of the Competition.

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

2. Structure of Rounds:

i. The Competition shall consist of the following rounds:

a. Preliminary Round I and Preliminary Round II; and

b. Advanced Rounds including the Quarter-Finals; Semi-Finals; and Finals

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

a. Petitioner Speaker 1;

b. Petitioner Speaker 2 ;

c. Respondent Speaker 1;

d. Respondent Speaker 2;

e. **Rebuttal: Petitioner** - Any one of the two Speakers; and

f. **Sur-rebuttal: Respondent** - Any one of the two Speakers.

3. Time Division between Speakers

i. Teams shall notify the Court clerks 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.

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ii. Teams exceeding the time limit for the oral rounds shall be awarded with a deduction of 2 (two) marks every minute.

4. Preliminary Rounds

i. There shall be two Preliminary Rounds open for all the participating teams. The Rounds shall be **Preliminary Round - I** and **Preliminary Round - II**.

ii. Each team shall argue once from both sides, i.e., Petitioner and Respondent, the order of which shall be decided by way of the draw of lots to be conducted by the Organizers.

iii. The qualification of the participating teams to the Advanced Rounds shall be determined based on the aggregate scores of both the Preliminary Rounds, i.e., Preliminary Round - I and Preliminary Round - II.

iv. In the event of a tie, the scores obtained for the Memorial of each participating team shall be considered to determine the qualification of the teams to the Advanced Rounds.

v. In the event of the tie subsisting, the Organizers shall have the authority to decide the same which shall be final and binding.

vi. Best Orator (Male) and Best Orator (Female) shall be determined based on the individual aggregate score of the speaker in the Preliminary Rounds.

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5. Advanced Rounds

- i. Every Team shall argue once in each of the Advanced Rounds.
- ii. The side to be argued shall be determined on the basis of Draw of Lots after the declaration of the results of Preliminary Rounds.
- iii. The qualification of the teams to the subsequent rounds shall be on a knock-out basis for each of the Advanced Rounds.
- iv. In the event of a tie, the team with higher Memorial marks will be given a higher rank.

1) Quarter-Finals:

- a. The top 8 (eight) teams of the Preliminary Rounds shall qualify for the Quarter-Final rounds. The Quarter-Final round shall be a knock-out round.
- b. The teams shall be required to plead only once, either from the side of the Petitioner or the Respondent, as the case may be. The team with the higher score of each courtroom fixture i.e., a total of 4 (four) teams, shall proceed to the Semi-Final round.

2) Semi-Finals:

- a. The 4 (four) Teams from the Quarter Final Round shall qualify for the Semi-final round. It shall be a knockout round.
- b. The teams shall be required to plead only once, either from the side of the Petitioner or the Respondent, as the case may be. The team with the higher score of each courtroom fixture i.e., a total of 2 (two) teams, shall proceed to the Final round.



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3) Final Round:

- a. The two teams from the Semi-Final Round shall qualify for the Final round. It shall be a knockout round, where the Petitioner and the Respondent side shall be determined by the Organizers.
- b. The teams shall be required to plead only once, either from the side of the Petitioner or the Respondent, as the case may be. The team with the higher score shall be the winner of the Competition.

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6. Marking criteria for Oral Submissions/Arguments

Oral Submissions/Arguments from each side shall carry a total of 100 marks. The following will be the marking criteria for the oral arguments/pleadings for the Speakers:

S. NO.	MARKING CRITERIA	MARKS ALLOTTED
1.	Appreciation and application of facts	10
2.	Application of legal principles	10
3.	Use of authorities and precedents	10
4.	Presentation skills	10
5.	Clarity of thoughts and structure of arguments	10
6.	Poise and demeanour	10
7.	Court Mannerism	10
8.	Strategy& Time Management	10
9.	Knowledge of laws	10
10.	Response to Forum questions	10
	TOTAL	100

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VIII. DELAY IN APPEARANCE/ PRESENTATION

If a team scheduled to participate in the oral submissions of an Oral Round does not appear for 10 minutes after the scheduled time of commencement of the Oral Round, the other team shall have to make oral submissions ex-parte.

IX. SCOUTING

i. Scouting is strictly prohibited. Teams shall not be allowed to observe the oral rounds of another team, unless they have been officially knocked-out of the competition.

iii. Scouting by any team shall entail instant disqualification.

X. ACCOMODATION AND FOOD

i. Accommodation shall be provided by the Organizers to the designated category of Participants of each team for the **four nights and three days** of the competition, i.e. from the **evening of 15th December, 2022 to 18th December, 2022**. For any accommodation prior or after the concerned dates, the teams will have to pay charges for the room. Any changes in this rule will be duly notified.

ii. Accommodation shall be provided on a sharing basis and no independent accommodation will be made available. If any team requests an extra room, they will have to pay the charges for the extra room.

iii. All facilities shall be provided only to the registered members of a team and no additional members, parents, observers, coaches or faculty advisors shall be accommodated at any cost.

iv. The Organizers shall arrange Breakfast, Lunch, Evening Snacks, and Dinner only for above 3 days of the competition, i.e., **16th to 18th December, 2022** for all participants.

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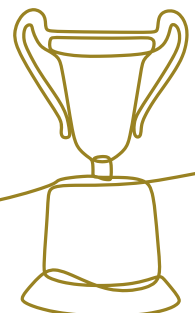
TEAM AWARDS

- **Winners** - Cash Prize of INR 51,000/- (Fifty One Thousand Only)
- **Runner's Up** - Cash Prize of INR 36,000/- (Thirty One Thousand Only)
- **Best Memorial (Petitioner)** - Cash Prize of INR 11,000/- (Eleven thousand only)
- **Best Memorial (Respondent)** - Cash Prize of INR 11,000/- (Eleven thousand only)

INDIVIDUALS AWARDS

- **Best Mooter (Male)** - Cash Prize of INR 11,000/- (Eleven Thousand Only) based on the Preliminary Rounds.
- **Best Mooter (Female)** - Cash Prize of INR 11,000/- (Eleven Thousand Only) based on the Preliminary Rounds.
- **Best Researcher** - Cash Prize of INR 11,000/- (Eleven thousand only) based on the Researcher's Test

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



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XII. MISCELLANEOUS

1. General Etiquette

- i. Teams are expected to behave in a dignified manner and not to cause any inconvenience to the Administrators, Organizers, the Judges and any of the other participants to the Competition.
- ii. The Organizers reserve the right to take appropriate action for any unethical, unprofessional or immoral conduct.
- iii. The Rules shall be strictly adhered to. The Organizers, reserve the right to disqualify Team(s) for deviating from these Rules. The Organizers will resolve any contingencies that may arise and will be the final arbitrators regarding any doubts/grievances. The decision taken by the Organizers shall be final. These Rules are not exhaustive.

2. Interpretation of Rules & Regulations

- i. All interpretations in case of any ambiguity, as well as any waivers, consents or other decisions in the administration of the Competition, are at the complete discretion of the Organizers.
- ii. The Organiser reserves the right to amend, change or delete any rules and regulations of the Competition at any stage as it deems appropriate.
- ii. Any decision made by the Organizers shall be final and binding on all participating Teams.

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CORRESPONDENCE

- i. All clarifications and queries regarding the Moot Proposition shall be sought only via e-mail to **mcc@xim.edu.in**.
- ii. In case of clarifications regarding Rules & Regulations, contact the following persons:

NAME	DESIGNATION	CONTACT DETAILS
Shalini Koppula	Student Convenor, Organising Committee and Convenor, Moot Court Committee	7609911333
Shuvangi Das	Student Convenor, Organising Committee and Chairperson, Moot Court Committee	7008841438
Xavier Law School	Office	+91-674-237-3374