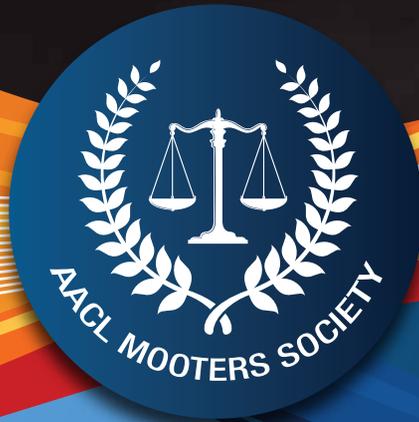




# AL-AMEEN COLLEGE OF LAW

(Affiliated To Karnataka State Law University &  
Recognised By The Bar Council of India)  
Accredited by NAAC with B++ Grade



Presents

**5<sup>th</sup> National**

**Moot Court Competition**

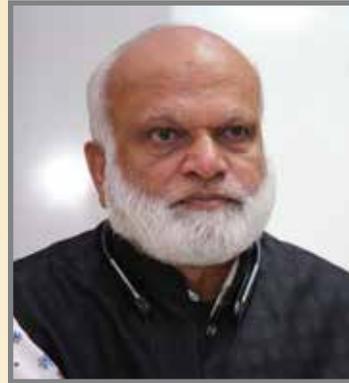
**13<sup>th</sup> to 15<sup>th</sup> March, 2020**

[www.alameenlaw.in](http://www.alameenlaw.in)

## VISIONARIES



Baba-e-Taleem  
**Dr. Mumtaz Ahmed Khan**  
Founder & Chairman  
Al-Ameen Educational Society



Al-Ameen Ratna  
**Dr. Subhan Shariff**  
Hon. Secretary  
Al-Ameen Educational Society

### BRIEF HISTORY

**Al-Ameen Educational Society** was started by Dr. Mumtaz Ahmed Khan in the year 1966 to meet the needs of the education in the city and across the country. Under the auspices of the Al-Ameen Educational Society, Institutions of various types are functioning all over India. There are more than 200 institutions at present.

Realizing the importance of legal education in a democratic setup, the Al-Ameen Educational Society, Bangalore started the **Al-Ameen College of Law** with 3 Year LL.B Course in the year 1991-92 and 5 year B.A.LL.B. Course in the year 2001. The College is presently offering 3 year LL.B Course and 5 year B.A. LL.B Integrated Course. It is affiliated to the Karnataka State Law University and recognized by the Bar Council of India.

## WARM GREETINGS!

Moot Court is a venue, where the analysis, drafting, presentation and arguing skills of an upcoming lawyer are put to test. The AACL Mooters Society is a forum that assists the students of the college to develop their faculties of rational thinking, articulation, presentation of arguments and moreover strives to inculcate in each of the students, the spirit of professionalism, leadership and a strong desire for acquiring legal knowledge.



The AACL Mooters Society successfully organised the 4<sup>th</sup> National Moot Court Competition in the month of March 2019. Thirty colleges from all over India participated in the competition which proved to be a good platform for students to sharpen their advocacy skills.

*With great pride Al-Ameen College of Law, Bangalore announces its “5<sup>th</sup> National Moot Court Competition - 2020” to be held from 13<sup>th</sup> to 15<sup>th</sup> March, 2020. The Moot Proposition focuses on the emerging trends of Constitution, Intellectual Property Rights and Pharmaceuticals. We truly believe that this competition is an attempt to recognize and appreciate the sharp legal minds across the country with a platform to develop their skills and showcase their legal knowledge.*

*We extend a cordial invitation to your esteemed institution to participate in the 5<sup>th</sup> National Moot Court Competition - 2020. We expect students from all over the country to participate in the competition, showcasing their mastery on advocacy to be judged by some of the most elite names in both the corporate and the litigation sectors of the legal society.*

*We await your presence and look forward to the opportunity of welcoming your team at Al-Ameen College of Law, Bangalore.*

Warm Regards,

**Dr. Waseem Khan. M.I**

Principal & Chairman

AACL Mooters Society

Al-Ameen College of Law, Bangalore



## MOOT PROPOSITION

1. Indenia (officially, the Republic of Indenia) is a country in South Asia. It is the most populous democracy in the world, a parliamentary republic with a multi-party system. The Constitution of Indenia aims to establish a '*Democratic socialist society*'. Not only the preamble but also the directive principles of state policy incorporated in Part IV of the Indenian Constitution emphasised the placement of achieving the high ideals of an egalitarian, equalitarian society developed through the medium of planned economy. Democratic Socialism aims to end poverty, ignorance, disease and inequality of opportunity. In Indenia there has always been emphasis on mixed economy. The Government of Indenia (here in after called as GoI) accepts the policy of mixed economy where both public and private sectors co-exists side by side, however the private enterprises has so far been rigorously controlled by Government but signs are appearing on the horizon that in future the private enterprise is going to play a dominant economic role that it has played so far. A class of intellectual economists opines that in Indenia there is a high prevalence of crony capitalism.
2. Over the years, the advancement in technology has led to innovation in the field of pharmacy, with new life-saving drugs being formulated every day. A huge amount of research and development goes into discovery, development and clinical trials, before the commencement of the production. Every newly launched drug is thus very expensive to begin with. Life-threatening diseases are on the rise and so is the profit-making by the pharmaceutical industry. Indenia with its one-third population living below the poverty line, contracting a disease comes with a huge cost.
3. Indenia adopted a practice of not granting the product patent for medicines, which paved a way for the production of generic medicines. Indenia regarded as the pharmacy of the world, is on the threshold of becoming a major global market for pharmaceuticals by 2025 as it has a strong generic pharmaceutical industry, which is able to provide medicines at prices that were among the lowest in the world. Pharmaceutical manufacturing companies in Indenia are one of the world's largest sources of generic drugs, exporting medicines worth of Rs 50,000 crore across the globe. However in order to promote research and manufacturing of innovative medicines, Indenia like many other developing countries began to grant pharmaceutical product patents since 2005.
4. ProtoCare Pharma Private Limited (herein after called as ProtoCare) is a foreign multinational pharmaceutical corporation. It has established its Research and Manufacturing Unit in Indenia's State of Shazanpur in 1990. ProtoCare invented a drug in its brand name *Beta-X* which proved to be the only life saving drug for a deadly disease called *Nenzimer*. The company manufactures *Beta-X* with super active pharmaceutical ingredient (SAPI) using molecular fragments obtained from different sources. The SAPI is then mixed with excipients in a separate facility and the final drug product is formulated at yet another

plant. Each dose of *Beta-X* requires 380 different raw materials, 525 manufacturing steps, 650 quality tests and 3 months to produce. ProtoCare after complying with the required regulatory mechanisms pertaining to manufacturing, applied for the product patent of the drug before the Patent Office of Indenia with the following specifications:

“A medication in the form of a capsule comprising a PDE inhibitor, which is to be administered orally”.

On 8<sup>th</sup> January 2017 the patent bearing No. 879269 was granted to the said drug.

5. Raigaon is a small village in the state of Shazanpur having around 7000 inhabitants. It is closed to a hilly region, where most of their livelihood depends on agriculture and animal husbandry. The inhabitants were surrounded by a favourable environment living in a good health conditions. A couple of inhabitants complained of severe headache, fever, blood vomiting and shortness of breath. The villagers got panicked and took the patients who were in critical conditions to a nearby primary health care centre where the doctor failed to diagnose and treat the disease and suggested them to go to a nearby city where Government hospital is located. As advised by the doctor, patients were taken to the District hospital where after examining the patients the doctor said that the diagnostic facilities are not available and they were asked to go to a private diagnostic centre. The diagnostic centre charged rupees 15,000 for diagnosis. The reports were then taken to the Government hospital, after going through the reports doctors revealed that the patients are suffering from a serious disease called *Bronchus Trivoza*.
6. According to the studies the disease *Bronchus Trivoza* originated from Maldenia, a neighbouring country of Indenia. It spreads from the infectious domestic animals through air and water. The major symptoms of this disease are blood vomiting and shortness of breath. If the proper treatment is not provided on time it will lead to blockage of respiratory tract and finally results in to death. As the disease was contagious it rapidly started spreading across the village of Raigaon, killing as many as 72 inhabitants and soon it started to spread across the State of Shazanpur. As the medication was not available the hospitals were unable to provide the treatment. It was estimated that the death rate was around 525 within a short span of time, and hospitals were fully occupied with the patients infected with this disease.
7. Mixo Chemicals and Pharmaceuticals Limited (herein after called as Mixo) is Asia’s premier bio pharmaceutical company that is driven by the vision to make a difference to global healthcare through improved access to high quality, life-saving bio therapeutics by making them affordable for patients across the world. It has also built one of Indenia’s largest bio-manufacturing facilities for insulin’s, monoclonal antibodies and devices in the State of Shazanpur. Mixo discovered a drug called *Metrophill Codac* for the disease *Bronchus Trivoza* with the following specifications:  
“A medication in the form of a capsule comprising a PDE inhibitor, which is to be

administered orally, from the PDE4 inhibitors group combined with a G2 adrenoceptor agonist in free combination with tolerable salt of N-oxide”.

The drug was proved to be very effective for the said disease. Mixo applied for the synergistic patent of the drug on 5<sup>th</sup> February 2018 and the same was not granted. Mixo continued with the manufacturing of *Metrophill Codac* on a large scale, the price of the drug was Rupees 1890 per capsule, which has to be taken once in a day for a period of 45 days without an interval as a course for the treatment of *Bronchus Trivoza*. Since the price of the drug was too high, it was unaffordable by a common man and the death toll was increasing. Considering all these factors, the National Pharmaceuticals Pricing Authority (herein after called as NPPA) issued a Notification dated 2<sup>nd</sup> March 2018 under the Drug Price Control Order 2013 by fixing the price of *Metrophill Codac* Rupees 680 as the retail price exclusive of GST if any.

8. Mr. Savanth is a Graduate in pharmacy, working as an intern in Mixo. During the period of his internship he found that the drug *Metrophill Codac* is in fact prepared by using the patented process of *Beta-X* which is the Product brand of ProtoCare, where Mr. Savanth has earlier worked as an intern. The same was reported by Mr. Savanth to the ProtoCare. After confirming of the use of their patented process in the manufacturing of the drug *Metrophill Codac*, ProtoCare filed an infringement suit before the Patent Office of Indenia. The infringement suit was rejected by the patent office and same was upheld by the Intellectual Property Appellate Board (herein after called as IPAB). Aggrieved by this ProtoCare files an appeal against the order of IPAB, before the High Court of Shazanpur.
9. Forhealth Laboratories (herein after called as Forhealth) is an Indenian multinational pharmaceutical company headquartered in Shazanpur, manufactures and sells pharmaceutical formulations in Indenia and other countries. It is the world’s second largest specialty generic pharmaceutical company. On 7<sup>th</sup> June 2019, Forhealth launched ‘*Metrocine*’, which is a generic drug for the treatment of the disease *Bronchus Trivoza*. They decided to export the drug to Maldenia where the disease was spreading rapidly. Hence they applied for the licence to export the drug. Within a short span of time the Drug Controller General of Indenia (herein after called as DCGI) granted the license. They started to export the drug in large quantity and the drug was proved to be very effective in Maldenia. By this Forhealth made remarkable profits.
10. ‘Dina Raksha Arogya Yojana’ (herein after called as DRAY) is a scheme introduced by GoI with a motto – ‘Taking Medicines to the Masses’. It is an initiative to provide affordable generic medicines to the poor and needy sections of society through specialized outlets called Sanjivini Aushadalaya. The mission of DRAY was to reduce the healthcare budget of every citizen of Indenia by providing quality generic medicines at affordable prices. The monitoring and control of DRAY was done by the Bureau of Pharma Public Sector Undertakings of Indenia (herein after called as BPPI). BPPI is an independent society registered under the Societies Registration Act, 1860. It functioned under the Department



of Pharmaceuticals set up by the GoI.

11. Department of Administrative Reforms and Public Grievances (herein after called as DARPG), GoI received several representations to further reduce the price of the drug *Metrophill Codac* as the price fixed by NPPA through its notification dated 2<sup>nd</sup> March 2018 is still unaffordable by a common man. DARPG forwarded the grievances to Ministry of Health and Family Welfare, GoI (herein after called as Ministry of Health) to take necessary actions. The Ministry of Health considered the matter seriously and directed the BPPI to take appropriate action. The tender inviting authority of BPPI issued an advertisement in leading news papers calling for E-Tenders to present a quotation for the manufacturing of generic drug of the disease *Bronchus Trivoza*.
12. In response to the E-Tender multiple pharmaceutical companies including Forhealth quoted their bids for the manufacturing of generic drug. Bestone Pharmaceutical Research and Manufacturers Limited (herein after called as Bestone) is one of the leading manufacturer of generic medicines in Indenia got the tender as they were the lowest bidders. Bestone completed the bioequivalence studies for manufacturing the generic drug '*Tetromine*' and the same was approved by the Drugs Controller General of Indenia (herein after called as DCGI) on 28<sup>th</sup> November 2019. BPPI through Sanjivini Aushadalaya started to sell the drug *Tetromine* for Rs. 319 per unit. Doctors in Government hospitals are mandated to prescribe only *Tetromine* for the disease *Bronchus Trivoza* by issuing notification dated 11<sup>th</sup> January 2020.
13. The Generic drug *Tetromine* was manufactured in huge quantities as the number of patients suffered from the disease was high in number. Ms. Misha Roy a famous columnist has written an Article "*Generic Drug: lifesaver or Business?*" in one of the leading local news paper. In this article she stated that the said generic drug *Tetromine* was not adequately effective in curing the disease, the cost of the drug was not reasonable and the death rate caused by the disease *Bronchus Trivoza* did not subside. Further she contended that the DCGI has compromised the quality of generic drug by being negligent in approving the results of bioequivalence studies.
14. Mr. Arjun, aged 30, is a professional subject of studies and trials of bioequivalence. On 4<sup>th</sup> December 2019 he complained about certain disorders due to the bioequivalence studies conducted by Bestone, which resulted in permanent loss of his Eyesight. He also contended that few other subjects who participated in the bioequivalence study were died. Mr. Arjun and the legal representatives of the deceased claimed for compensation and the same was denied by Bestone on following grounds:
  - It does not have any laps on its part as the disablement occurred over a week after the drug was administrated by which time the drug would have been washed out of the body.
  - The subjects were part of many other studies, they have been participating in similar bioequivalence studies in various other Clinical Research Organisations by taking adequate monetary incentives after completion of the bioequivalence studies.

Distressed by such denial, Mr. Arjun and legal representatives of the deceased writes a letter to the Supreme Court of Indenia praying for the appropriate remedy. The Supreme Court of Indenia took *suo moto* action and converted the letter into a writ petition under Article 32 of the Indenian Constitution.

15. Dr. Suhas Mishra is a district surgeon having 20 years of experience in medicine. He also voluntarily takes part in philanthropic activities. He has successfully treated many patients of the disease *Bronchus Trivoza*. As the prescription of *Tetromine* was made compulsory, he started prescribing the same but the condition of the patients got further deteriorating and they were not getting cured. He felt that this drug is less effective as compared to brand drug *Metrophill Codac*. He conducted a research on the generic drug *Tetromine* and gathered necessary reports based on which he finds out that the bioequivalence studies conducted by the Bestone had actually failed to maintain the same therapeutic efficacy, safety and performance characteristics as its brand drug counterpart.
16. Dr. Suhas Mishra approached the Health Indenia Foundation (herein after called as HIF) by presenting his research report on the generic drug *Tetromine* to take necessary steps. HIF is a leading NGO which is known for its constant work in the field of public health. It conducts free health camps and distributes free medicines. It also actively represents the vulnerable sections of the society by providing legal assistance. For its expenses it receives funds by way of donations. Most of its sponsors are the proprietors of pharmaceutical outlets. The HIF studied the report submitted by Dr. Suhas Mishra and filed a PIL before the Supreme Court of Indenia alleging the gross violation of Human Rights by the GoI. It also contended that the Government is inclining more towards privatisation and ignoring the social welfare policies.
17. The Supreme Court of Indenia *suo moto* transfers the infringement petition pending before the High Court of Shazanpur and combines with the other two petitions came before it and posted the matter for final hearing.

#### **PARTIES TO THE CASE:**

1. ProtoCare Pharma Private Limited vs Mixo Chemicals and Pharmaceuticals Limited.
2. Mr. Arjun And Ors vs Union Of Indenia And Anr.
3. Health Indenia Foundation vs Union Of Indenia.

#### **NOTE:**

1. The Constitution and all other laws of Indenia are *in pari materia* to the Constitution and all other laws of India.
2. Participants should frame minimum three issues at least.

#### **DISCLAIMER:**

This Moot Proposition is hypothetical and has been framed purely for academic purpose only.



# RULES & REGULATIONS

## General Rules

- The administrator of the Competition shall be the **AACL Mooters Society, Bangalore.**
- The Competition shall be conducted in accordance with the rules mentioned here under. For the purposes of this competition, it will be presumed that all participants have read and submitted to these rules. The participants are required to comply with the rules and procedures prescribed herein.

1. **DATES OF THE COMPETITION :** 13<sup>th</sup> to 15<sup>th</sup> March, 2020

2. **VENUE:**

The Competition will be held at Al-Ameen College of Law, Bangalore, Karnataka.

3. **ELIGIBILITY:**

This Competition shall be open to all students pursuing Undergraduate Law Degree Programme (3 Year LL.B. or 5 Year integrated B.A./B.Com/B.B.A./ B.S.L/B.Sc, LL.B.) in any Law College/Law School/University in India.

4. **LANGUAGE:**

The entire proceedings in the competition, written as well as oral, shall be in English only.

5. **TEAM COMPOSITION:**

The maximum number of participants per team shall be restricted to 3 out of which 2 shall be Mooters and 1 shall be Researcher. A team may also consist of only 2 Mooters. Each team will be allotted a team code. The team code will be sent to the teams through mail after the registration is complete. Teams shall not disclose their identity or of their institution or city during any time of the competition; such disclosure shall invite penalties including disqualification.

6. **DRESS CODE:** The official Dress Code for the Competition is as follows:

- 6.1. Ladies: Black Trousers, White Shirt, Black tie or Black and White Salwar-Kameez with Black Blazer and formal Black Shoes.
- 6.2. Men: Black Trousers, White Shirt, Black tie with Black Blazer and formal Black shoes.

## 7. REGISTRATION:

- 7.1 The participation shall be restricted to the **first 30 teams** who confirm their participation on *'first come first serve'* basis.
- 7.2 The teams interested to participate in the competition are required to register online by visiting the official website [www.alameenlaw.in](http://www.alameenlaw.in) on or before **15<sup>th</sup> January 2020**.
- 7.3 After filling the necessary details participants are required to take the print of the duly filled online registration form and same along with scanned copy of the DD has to be mailed to [aaclmoot@gmail.com](mailto:aaclmoot@gmail.com) on or before **16<sup>th</sup> January 2020**
- 7.4 The original DD must reach the organizers on or before **21<sup>st</sup> January 2020**.
- 7.5 The Registration Fee for the National Moot Court Competition is **Rs. 3500/ (Rs. Three Thousand Five Hundred Only)**.
- 7.6 All the teams are required to make the payment in the form of a Demand Draft, drawn in the name of **PRINCIPAL, AL- AMEEN COLLEGE OF LAW, BANGALORE**.
- 7.7 The Registration fee shall be non- refundable.
- 7.8 No change in the names of the participants shall be permitted after the receipt of the Registration Form, except at the sole discretion of the Organizers.
- 7.9 The envelope containing the Draft and the Registration Form should mention: "Registration for National Moot Court Competition 2020" at the top of the envelope.

## 8. MEMORIALS:

The following requirements must be strictly followed with respect to submission of Memorandum of Written Submissions. Non- conformities will be liable to penalties while awarding marks thereon.

- 8.1. Each team must prepare Memorandum of Written Submissions for both sides to the dispute (Petitioner and Respondent).
- 8.2. All Participating teams must submit a soft copy of their memorials for both the sides on or before **28<sup>th</sup> February 2020 within 11.59.P.M.**
- 8.3. Once the Memorials have been submitted, no revisions, supplements, or additions will be allowed; however, teams may carry annexure along with and can submit them in the beginning of each round.
- 8.4. Teams shall send a Soft-Copy of the Memorials in **PDF** format only, via Email to [aaclmoot@gmail.com](mailto:aaclmoot@gmail.com) with the subject "Memorial Submission by Team Code for National Moot Court Competition, 2020.



- 8.5.** All participating teams shall submit 6 sets of Hard Copy of the Memorials (i.e., 6 for Petitioner and 6 for Respondent). Total 12 copies must reach the organizers latest by **05<sup>th</sup> March 2020**. Participants are advised to carry copies of Memorials during the competition for their own perusal.
- 8.6.** Non adherence to the rules and late submission of Memorials will attract a penalty of 2 Marks for each day of delay. However, the penalty may be condoned in lieu of advance notification, subject to the approval of the AACL Mooters Society, Bangalore.
- 8.7.** The Memorial must Contain the following:
- a) Cover Page;
  - b) Table of Contents;
  - c) List of Abbreviations;
  - d) Index of Authorities;
  - e) Statement of Jurisdiction;
  - f) Statement of Facts;
  - g) Issues Presented;
  - h) Summary of Arguments;
  - i) Arguments in Detail;
  - j) Prayer.
  - k) Appendix (Optional)
- 8.8.** Each Memorial should not exceed more than 40 A4 pages.
- 8.9.** The Memorials should not contain the name of the participating college in any part thereof. Also, no logo or any mark of identification should be made in the Memorials. Non-compliance with this rule will lead to immediate disqualification.
- 8.10.** The Memorial shall be formatted according to the following specifications:
- 8.10.1. Typed on standard A4 size page
  - 8.10.2. Font Type: Times New Roman
  - 8.10.3. Font size for Body Text: 12; the text of the written submission must have 1.5. (Double) spacing. Font size for the cover page may be 14 or 12.
  - 8.10.4. Font Size for Footnotes: 10; text of footnotes should be single-spaced (1.0.)
  - 8.10.5. Margin: 1 Inch margin on each side of the A4 size page.



- 8.10.6. Quotations of sources of 50 words or more in any part of the memorial should be block quoted and must be in *italics*.
- 8.10.7. The participating teams should include Header and footer in their memorials to the effect that the Header should mention the full Name of Competition and the Footer should mention the side on whose behalf memorial is submitted along with Page Number at Bottom Centre of the Page.
- 8.10.8. The teams should mention their team Codes on the Top Right corner of their Cover page in their written submissions.
- 8.11.** The Footnotes must follow the 20<sup>th</sup> Bluebook format of citation.
- 8.12.** The Memorial must be Spiral bound.
- 8.13.** The Cover Page of the Memorial must have the following colour scheme:  
**Blue:** Plaintiff/ Appellant Cover Page.  
**Red:** Defendant/ Respondent Cover Page.
- 8.14.** The Memorial must not contain any Annexure/ Photographs/ Sketches/ exhibits/ Affidavits etc.
- 8.15.** The Memorial will carry a maximum of 100 marks and there will be a separate prize for Best Memorial. As the Memorials will be utilized to the extent of 30% i.e., the Memorial Marks will carry 30% of weight-age and the oral submissions will carry 70% weight-age of the total evaluation in the preliminary round. Memorial Marks will also be utilized to break any tie arising from the preliminary rounds.
- 8.16. Parameters for judging the Memorials are:**
- Knowledge of Facts and Law
  - Proper and Articulate analysis, Clarity and Organization
  - Extent of Research
  - Grammar and Style
  - Correct Format and Citation
  - Understanding essential Legal Issues presented
  - Clear, Neat, Concise and Unambiguous Writing Style
  - Integration of facts into legal argument
  - Effective use of authority to support Argument

**8.17. The Hard Copy of the Memorials must be addressed to:**

**Dr. Waseem Khan. M.I,**  
Principal & Chairman of AAAL Mooters Society  
Al-Ameen College of Law  
# 69, Behind Al-Ameen Tower,  
Opp. Lalbagh Main Gate,  
Hosur Main Road,  
Bangalore - 560027. Karnataka, India.

**9. INAUGURATION AND DRAW OF LOTS**

The inauguration of the National Moot Court Competition shall be held on 13<sup>th</sup> March 2020 followed by the draw of lots. The draw of lots for the preliminary rounds will take place on the same day after the registration formalities are complete. All the teams are required to be present for the draw of lots without fail.

**10. ORAL PLEADING****10.1. Preliminary Rounds:**

Every participating team shall take part in the preliminary round as per the lots drawn are announced. This round will consist of two sessions and the participating teams will have an opportunity to argue for both sides. In each of the session the respective teams will be assigned either side i.e., plaintiff/appellant or defendant/respondent depending on the draw of lots. Each team will face different opponents in both the rounds and shall necessarily plead from both sides. Each team will be given a total of 30 minutes to present their case which includes rebuttal and sur-rebuttal. The division of time between the speakers is at the discretion of the team members, subject to a maximum of 13 minutes per speaker. Each team shall communicate to the court-clerk about their allocation of 30 minutes. Top Sixteen teams on their cumulative marks scored in oral presentation as well as in the written submission shall be qualified for the *Octafinal round*. In case of tie, the team with higher marks in memorial will proceed to the Octafinal. No researcher of any team will be permitted to speak but would be allowed to communicate with his/her team members in a discreet manner.

**10.2. Octafinal:**

The top sixteen qualified teams shall argue only one side in the Octafinal and the side to be represented by the team shall be determined by way of draw of lots. Each team shall get a total of 30 minutes to present their case. The time includes rebuttal

and sur-rebuttal. The division of time between the speakers is at the discretion of the team members subject to a maximum of 13 minutes per speaker. Each team shall communicate to the court- clerk about their allocation of 30 minutes. The teams to be qualified for the quarter finals shall be selected on the basis of “*Knockout Round*”. Eight teams shall advance to the quarter final round.

### **10.3. Quarter Final**

The qualifying teams shall argue only one side in the quarter finals and the side to be represented by the team shall be determined by way of draw of lots. Each team shall get a total of 30 minutes to present their case. The time includes rebuttal and sur-rebuttal. The division of time between the speakers is at the discretion of the team members subject to a maximum of 13 minutes per speaker. Each team shall communicate to the court- clerk about their allocation of 30 minutes. The teams to be qualified for the semi finals shall be selected on the basis of “*Knockout Round*”. Four teams shall advance to the semi final round.

### **10.4. Semi-Final Round**

Each team shall get a total of 30 minutes to present their case. The time includes rebuttal and sur-rebuttal. The division of time between the speakers is at the discretion of the team members subject to a maximum of 15 minutes per speaker. Each team shall communicate to the court- clerk about their allocation of 30 minutes. On the basis of “*Knockout Round*” two teams shall advance to the finals.

### **10.5. Final Round**

Each team shall get a time of 55 minutes to present their case. The time includes rebuttal and sur-rebuttal. The division of time between the speakers is at the discretion of the team members subject to the maximum of twenty five minutes per speaker. Each qualifying team shall communicate to the court-clerk about their allocation of 55 minutes. No team shall reserve more than 5 minutes for rebuttals.

### **10.6. Anonymity**

Participants may introduce themselves to the court by their team code. However, the team’s college name should not be mentioned at any time. Further, all team members, coaches, advisors and observers shall refrain from identifying a team’s school/college at any time and in any manner, including, but not limited to, wearing and carrying any identifying items, such as badges, blazers, or pins or carrying identifying material such as books with college logo or college seal.

## 10.7. MARKING FOR ORAL PLEADING

1. Understanding the facts, law and procedure.
2. Application of law to the facts of the case.
3. Logical flow of arguments.
4. Ability to explain legal principles clearly.
5. Ingenuity and ability to answer.
6. Style, poise, courtesy and demeanor.
7. Reference to the memorials.
8. Time management.

## 11. PENALTY

Notwithstanding anything written as a part of the above mentioned rules, the following penalties shall be levied on the participants:

- 11.1.** The hard copies must be exact print outs of the soft copies. Non-compliance with this rule would entail disqualification.
- 11.2.** Soft copy of memorials submitted after the stipulated time will attract a penalty of two marks for each subsequent day of delay, subject to prior notification and approval.
- 11.3.** Hard copy of memorials submitted after the stipulated time will attract a penalty of two marks for each day of delay subject to prior notification and approval.
- 11.4.** Memorials exceeding the length of 40 A4 size pages shall be subjected to deduction of marks.
- 11.5.** Non-compliance with the rules mentioned in rule 8 will attract deduction of marks.

## 12. SCOUTING

- 12.1.** Teams will not be allowed to observe the orals of any other teams. Scouting is strictly prohibited. Scouting by any of the team members will result in immediate disqualification. The organizers decision will be final in this regard.
- 12.2.** The researchers shall sit with the orators at the time of the oral pleading and shall not attend the court sessions of any other team participating in the competition.

## 13. RESEARCHERS TEST

- 13.1** The Researchers test shall be conducted on 13<sup>th</sup> March 2020 as per the tentative schedule.
- 13.2** Participants are requested to write only the team code on the question paper.



- 13.3** The Researchers test shall be in the format of multiple choice questions with the questions based on the applicable law, precedents and facts pertaining to the moot proposition.
- 13.4** The duration of the researchers test shall be 45 minutes.
- 13.5** No additional materials such as the Bare Acts, Memorandums, etc. apart from stationary may be brought by the participants to the test.
- 13.6** The winner of the test shall be determined by the highest score attained.

#### 14. AWARDS

SL.NO	AWARDS	PRIZES
1.	WINNERS	₹. 30,000 & Trophy
2.	I RUNNER UP	₹. 20,000 & Trophy
3.	II RUNNER UP	₹. 10,000 & Trophy
4.	BEST MEMORIALS	₹. 05,000 & Trophy
5.	BEST MOOTER (Prelims)	₹. 04,000 & Trophy
6.	BEST MOOTER (Final)	₹. 05,000 & Trophy
7.	BEST RESEARCHER	₹. 03,000 & Trophy
8.	Every Participating Team shall be awarded a “Token of Appreciation & a Certificate of Participation”	

#### 15. QUERIES REGARDING THE COMPETITION:

All queries regarding moot proposition, rules and regulations, shall be mailed to [aaclmoot@gmail.com](mailto:aaclmoot@gmail.com) within **25<sup>th</sup> January 2020** and the same will be clarified by the organizers by **26<sup>th</sup> January 2020**.

#### 16. COPYRIGHT

Al-Ameen College of Law, Bangalore, shall have the right to assert copyright over the memorials of the teams that has received any of the prizes and reserve the right to publish the winning memorials after appropriate editing.

#### 17. ACCOMMODATION, FOOD AND TRANSPORT

##### 17.1. Accommodation and Transport:

- Travel assistance will be provided to the outstation teams. Participants have to fill the required details pertaining to transport through online by visiting [www.alameenlaw.in](http://www.alameenlaw.in) on or before **07<sup>th</sup> March 2020**.

- Accommodation shall be provided only to the outstation teams on the days of the competition from **13<sup>th</sup> to 15<sup>th</sup> March 2020 only**. It shall be extended to the members of the team only (maximum three).
- The local teams shall not be provided with accommodation or travel assistance.
- The organizers shall be providing separate accommodation for boys and girls.
- Teams shall be responsible for any/all damages caused by them during their stay.
- Teams desiring to reach early or depart late must make their own arrangement for staying earlier/beyond the time stipulated above.

#### **17.2. Food:**

- Food shall be provided to all teams only on three days of the competition.

### **18. CODE OF CONDUCT**

All the participants must behave in a dignified manner and not cause any inconvenience to the organizers. Any participant found misbehaving with other participant or volunteers will be disqualified immediately. Deference to the judges of the moot court competition must be maintained inside and outside the court hall.

Participants will be entirely disqualified from the competition on the following grounds:

- A. If found smoking or consuming/carrying drugs or alcohol in the campus or place of accommodation.
- B. If found misbehaving, or causing nuisance or making abusive statements, showing disrespect towards judges, co-participants or members of the host institution.

### **19. ORGANIZERS POWERS:**

- 19.1.** All participants are expected to maintain decorum in the court during the competition and are expected to conduct themselves in a manner befitting the legal profession. The organizers reserve the right to take appropriate action for any unethical, unprofessional and immoral conduct.
- 19.2.** The organizers decision as regards the interpretation of rules or any other matter related to the competition will be final and binding.
- 19.3.** If there is any situation which is not contemplated in the rules, the organizers decision on the same shall be final and binding.
- 19.4.** The organizers reserve the right to vary, alter, modify or repeal any of the above rules without any prior notification, if so required and as they may deem appropriate.



# AACL MOOTERS SOCIETY

## Chairman

**Dr. Waseem Khan. M. I.**

Principal

Al-Ameen College of Law, Bangalore

## Faculty Coordinators

**Ms. Sahana Florence, Asst. Prof.**

**Mr. Mubarak Khan, Asst. Prof.**

## Student Coordinators

**Mannan Johar**

**Harshita**

**Arjuman Hassan**

**A. Shajith**

**M. Gulam Nabi Azad**

**Shazayb Tanveer**

**Toufeeqa Bano**

**Mohammed Zaid Ameen**

**Malaika Ali**

**Mohammed Shouaib**

## LIST OF FACULTY

**Dr. Waseem Khan. M.I,**

Principal

**Mrs. Yasmeen Tabassum,**

Vice Principal

**Mrs. Jayalakshmi. V, Asst. Prof.**

**Ms. Sahana Florence, Asst. Prof.**

**Mrs. Haseena Banu, Asst. Prof.**

**Mr. Mubarak Khan, Asst. Prof.**

**Mr. M. Abdul Ashik, Asst. Prof.**

**Mrs. C. Padma, Asst. Prof.**

**Mrs. Afshan Noor, Asst. Prof.**

**Ms. Ayesha Kausar, Asst. Prof.**

## GUEST FACULTY

**Mr. Syed Munnawar S.I**

**Mr. Ismail Metri**

**Mrs. Noor Saba**

**Mr. N Syed Suhail**

**Mr. Prem Kumar**



<b>IMPORTANT DATES</b>	
<b>Last date for Online Registration</b>	<b>15<sup>th</sup> January 2020</b>
<b>Last date for receipt of Registration form &amp; scanned copy of DD through email</b>	<b>16<sup>th</sup> January 2020</b>
<b>Last date for receipt of Original DD</b>	<b>21<sup>st</sup> January 2020</b>
<b>Last date for the Queries Regarding the Moot Proposition</b>	<b>25<sup>th</sup> January 2020</b>
<b>Last date for Submission of Memorials (Soft Copy)</b>	<b>28<sup>th</sup> February 2020</b>
<b>Last date for Submission of Memorials (Hard Copy)</b>	<b>05<sup>th</sup> March 2020</b>
<b>Last date for Online Submission of Travel Plan</b>	<b>07<sup>th</sup> March 2020</b>
<b>Inaugural, Draw of Lots, &amp; Researcher Test</b>	<b>13<sup>th</sup> March 2020</b>
<b>Preliminary Round and Octafinal Round</b>	<b>14<sup>th</sup> March 2020</b>
<b>Quarterfinal, Semi-Final and Final Round</b>	<b>15<sup>th</sup> March 2020</b>
<b>Valedictory &amp; Prize Distribution</b>	<b>15<sup>th</sup> March 2020</b>

## **CONTACT DETAILS:**

### **Faculty Coordinators:**

#### **➤ General Queries**

1. Ms. Sahana Florence. Asst. Prof. : +91 9742603145
2. Mr. Mubarak Khan. Asst. Prof. : +91 8123939667

### **Student Coordinators:**

#### **➤ Queries Regarding Moot Proposition**

1. Shazayb Tanveer : +91 8792694439
2. Arjuman Hassan : +91 7349426625

#### **➤ Queries Regarding Registration**

1. Mannan Johar : +91 9164611699
2. Toufeeqa Bano : +91 8073135705
3. Malaika Ali : +91 7596805192



➤ **Queries Regarding Accommodation**

1. Harshitha :+91 9481582372
2. A. Shajith :+91 9445920786
3. M. Gulam Nabi Azad :+91 9487257773

➤ **Queries Regarding Transportation**

1. Shazayb Tanveer :+91 8792694439
2. Mohammed Zaid Ameen :+91 9740141376
3. Mohammed Shouaib :+91 9901354945



**ALL COMMUNICATIONS MUST BE ADDRESSED TO:**

**THE PRINCIPAL**

**(5<sup>th</sup> NATIONAL MOOT COURT COMPETITION - 2020)**

**AL-AMEEN COLLEGE OF LAW**

No.69, Behind Al-Ameen Tower, Hosur Road, Bangalore-560027

Ph: 080-22112563 | Email: [aaclmoot@gmail.com](mailto:aaclmoot@gmail.com)

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