



1st National Mono Advocacy Competition

6th, 7th & 8th August 2021

Organized by **LawBharat** in collaboration with
Women's Indian Chamber of Commerce & Industry

About LawBharat

LawBharat is an online platform constructed to bring all aspects of law under one single root for brilliant legal minds. From aspiring lawyers to experienced advocates there is always an ever-growing need to learn and develop. LawBharat undoubtedly covers it all. It provides law students an opportunity to participate in in-house events like Seminars, Workshops, Moots, and promote external events as well. At the same time, it imparts a thorough knowledge of law through legal news, law awareness, newsletters, articles, blogs, and much more. The core team comprises 7 members from different universities across the country. We aim to create a family of more than 1000 law students across the country to tackle basic problems that a legal researcher face in his/her day-to-day life. LawBharat is the brainchild of various legal luminaries and eminent recognized personalities across the country. LawBharat is aimed at the dissemination of legal information and the innovative understanding and application of different areas of law to ensure that legal knowledge penetrates every corner of the ever-growing legal fraternity. Legal education is a science that imparts to students knowledge of certain principles and provisions of law to enable them to enter the legal profession.

About WICCI

Women's Indian Chamber of Commerce and Industry (WICCI) is a premier National Business Chamber for Women envisioning Global Impact for Women Entrepreneurs, Businesswomen and Professionals from all walks of life.

Supported by the massive global and influential women's networks viz. G100, ALL Ladies League (ALL), Women Economic Forum (WEF) and SHEconomy, with 250,000 members and industry leaders worldwide, WICCI drives fundamental changes in governmental policies, laws, incentives and entrepreneurial ecosystems, with a view to robustly encourage and empower women in business, industry and commerce across all sectors and fields.

WICCI Councils have a robust inter-disciplinary & cross sectional structure enabling both depth and width of knowledge and leadership from all strata of economy and society, forming the basis of policy changes at the top levels of decision-making as well as mindset and societal transformation at the grassroots.

With 10,000+ office bearers across 600+ councils in 160+ Sectors develop different areas of focus and diverse endeavours to mainstream women's voices and uphold women's interest in policy making at multiple levels.

About WICCI

Representing a wide variety of sectors of industry, economy and society, WICCI actively engages the voice of thousands of women entrepreneurs and professionals.

Our manifold and multifaceted Councils at National, Regional, State, City and Bilateral levels, along with the 3 National Boards (Governing, Advisory and Executive) suggest from time to time concrete steps and recommendations to relevant government authorities and institutions to empower women-owned businesses to become more competitive.

These diverse inputs converge to shape up many unique ideas, interventions and innovative recommendations evolved by the various councils and presented to government authorities for policies - having a huge growth impact on women's businesses, professions, equity and empowerment.

We welcome you to Lead a Council at WICCI and become part of our all-inclusive institution of influence. Together, we can be the change and seek the change.

Message from National President, Women's Indian Chamber of Commerce & Industry

It is with great pleasure that we announce the 1st National Mono Advocacy Competition organized by LawBharat in collaboration with Women's Indian Chamber of Commerce & Industry. Here, we strive to build students into future advocates. We meet everyday challenges and make the legal experience of every student finer and impeccable. We believe there is no better way to promote legal knowledge than a national-level mono advocacy competition and therefore, we invite students from all around India to participate and gain understanding of various laws.



Adv. Shruti Bist
Advocate at Supreme Court of India &
National President, Women's Indian
Chamber of Commerce & Industry

Participation Eligibility

- All students pursuing graduate or Post-graduate course from any recognized college, University or Institution in India shall be eligible to participate.
- Each participant has to contest individually.

Registration Procedure

- Participants are required to complete the registration on or before July 15th, 2021.
- The Registration Fee is Rs. 300/- per participant. The registration fee payable for the Competition must be paid latest by 15th July, 2021
- The Registration fee can be paid online through GooglePay, PayTM, or Online Transfer.
Account Details -
Account holder name: Aditya Gupta
Account number: 37759201815
Bank name: State Bank of India
IFSC Code: SBIN0031861
Google Pay; PhonePay; Paytm: 9414563722
- The registrations will be accepted on a first-come-first-serve basis and any change in the registration must be informed to the organizers at the earliest.
- **Only one participant can participate.**

Registration Procedure

- The Registration shall be done by filling up the form available by clicking here https://docs.google.com/forms/d/1MBOQtX66qpbQg_8STomBbVYGTWhqgUFtcffNwe49jeo/
- Once the form is submitted, an acknowledgement mail will be sent within 24-48 hours to the teams.
- Every participant who 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 participant must use only the participant code for any further communication with the Organizers during the competition.
- Registration fees once paid are neither refundable nor non-transferable

Memorial Submission

- Each participant in the Competition is required to prepare memorials on behalf of both, the Petitioner and the Respondent
- Memorials are to be submitted in .pdf and .docs format before 23:59 IST, 28th July, 2021. File name should only mention Participant Code. For instance: LB- 4.
- Once the Memorandum of Written Submissions has been submitted, no revisions, supplements, or additions will be allowed, however, teams may submit annexure in the beginning of each round.
- Memorials are required to be submitted on the mail id lawbharatmonoadvocacycomp@gmail.com
- Please note that no hard copies are to be submitted.
- Every rule not adhered to shall lead to a deduction of 2 marks each and the late submission of Memorandum of Written Submissions shall lead to a deduction of 3 Marks per day of delay.
- Teams shall cite the authorities in the Memorandum of Written Submissions using footnotes only using the 19th Bluebook edition. Explanatory or illustrative footnotes are not allowed.

Memorial Submission

- The Memorandum of Written Submissions have to be submitted on typed A4 size paper printed on one side and must contain the following mandatory heads:
 1. Cover page shall include the team code on top right corner of the page, cause title (identity of the college/ participant should not be disclosed), the side of the memorial (Petitioner/Appellant or Respondent), name and place of the forum, the relevant legal provision under which it is filed and the year of the competition.
 2. Table of Contents
 3. Table of Abbreviations
 4. Index of Authorities
 5. Statement of Jurisdiction
 6. Statement of Facts (not exceeding 1 page)
 7. Issues Raised Summary of Arguments (not exceeding 2 pages)
 8. Summary of Arguments (not exceeding 2 pages)
 9. Arguments Advanced (not exceeding 25 pages)
 10. Prayer (not exceeding 1 page)
 - The Memorandum of Written Submissions shall not be less than 25 pages and more than 45 pages, including the cover page.
 - Submission of Compendium is optional

Memorial Submission

- Formatting Guidelines:

For main text:

Font: Times New Roman

Font size: 12

Line spacing: 1.5

Alignment: Justified

For footnotes:

Font: Times New Roman

Font size: 10

Line spacing: 1

Alignment: Justified

For Cover Page

Font: Times New Roman

Font size: 16

The background of the cover page should be blue for Petitioners and red for the Respondent.

Structure of the Competition

- The fixtures of the competition will be decided by the organizing committee, and their decision regarding the same is final.
- Memorial Exchange will take place on 5th August, 2021.
- The Competition shall consist of the following rounds –
 - I. Preliminary Rounds;
 - II. Quarter Final Rounds, (subject to the number of participants)
 - III. Semi Final Rounds;
 - IV. Final Round.

I. Preliminary Round

- In the preliminary rounds, participating participants will have to present their case before a judge or panel of judges. Each participant will be allowed a maximum of 20 minutes to present their case. The said time may be extended by the judge at his own discretion. Each participant will present his/her case for both sides.
- The decision of the judges would be final and would not be questioned or changed under any circumstances.
- The Preliminary Rounds will take place on 6th August, 2021.
- The top 8 participants calculated on the basis of the scores of the oral rounds will advance to the Quarter-finals

Structure of the Competition

II. Quarter Final Rounds

- In case the number of participants exceeds 40, quarter final rounds will be conducted. If there are fewer registrations, then the competition will proceed directly to the semifinal rounds after the preliminary rounds.
- The O.C. reserves the right to conduct or not conduct quarter final rounds according to the above-mentioned condition.
- The Quarter-Final round will be conducted on 7th August, 2021. The top 8 participants will be provided the memorials of their opponents prior to the commencement of their round.
- Each participant will be allowed a maximum of 25 minutes to present their case. The said time may be extended by the judge at his own discretion.
- Participants will advance to the Semi-Final Round on Knock-out basis.

III. Semi Final Rounds

- The Semi-Final round will be conducted on 7th August, 2021. The participants will be provided the memorials of their opposing participant for this round on 7th August, 2021 prior to the commencement of the round.

Structure of the Competition

- Each participant will be allowed a maximum of 30 minutes to present their case. The said time may be extended by the judge at his own discretion.
- Participants will advance to Final rounds on Knock -out basis.

IV. Final Rounds

- The Final round will be conducted on 8th August, 2021.
- Each participant will be allowed a maximum of 45 minutes to present their case.
- The said time may be extended by the judge at his own discretion.

Evaluation Criteria

Criteria for Judging the Memorials

S.NO.	Parameters	Marks
1	Knowledge of law and fact	20
2	Interpretation of law and application of fact	25
3	Extent and use of research	25
4	Presentation, Originality, and Articulation of arguments	20
5	Adherence to norms with respect to style, grammar, and memorialing	10
	MAXIMUM MARKS	100

Evaluation Criteria

Criteria for Judging the Oral Round

S.NO.	Parameters	Marks
1	Knowledge of law	20
2	Application of law and fact	20
3	Ingenuity and ability to answer questions	20
4	Style, Poise, Courtesy and Demeanor	15
5	Time management and court craft	10
6	Use of Authorities and Precedents	10
7	Adequacy of the prayer	05
	MAXIMUM MARKS	100

Technical Guidelines

- Participants are required to make proper network connections which could support the virtual competition without any hindrance.
- The event will be organized at Google Meet/Zoom application and the access of the competition will be provided before time; it is humbly requested to make pre installation of the application before the commencement of the event to avoid further delay.
- In case of any issue regarding connectivity the participants are free to contact any member of the Organizing Committee.

Penalties

- Where on receipt of a complaint or otherwise OC has reason to believe that any participant in the Competition has been guilty of any offence or other misconduct, it shall refer the case for disposal to the OC.
- Any Participant who withdraws from the competition at any stage, for any reason, shall be strictly punished in accordance with the declaration form signed by him/her. The registration fee shall not be refundable.

Anonymity

- Participant may introduce himself/herself to the court in the usual manner and may also state their speaker code. However, the team's college name shall not be indicated to the judges at any time.
- All team members must refrain from disclosing the identity of their institution at any time and in any manner, during the course of their participation in the competition
- However, during the course of their Oral Rounds, the speakers may state their name along with their team code; however, any reference to Caste, Creed, Religion or Place must be restricted.
- Teams must take special care while referring to written material, as the same should not indicate any reference to their institution.
- Non-Compliance with this rule may result in immediate disqualification of the team

Miscellaneous

- If any participant is notified or informed of any detail or information concerning the Competition, it shall be deemed as if the said team as a whole has been duly notified or informed.
- The Problem for the Competition is neither intended to nor does it attempt to resemble any incident or any person, living or dead. Any such resemblance is purely coincidental. The problem is a fictitious factual account prepared for the present Competition only and it does not attempt to influence or predict the outcome of any matter whatsoever.
- The Organizers reserve the right to amend, alter, vary or change, in any manner whatsoever, the Rules governing the Competition, which would be communicated to the teams within a reasonable time.

Important Dates

Event	Date
Last date for Registration	15th July 2021
Last date for queries regarding the Moot Proposition	18th July 2021
Last date for submission of Moot Memorials (Soft Copy)	28th July 2021
The draw of Lots (Prelims)	5th August 2021
Inaugural Programme	6th August 2021
Preliminary Rounds	6th August 2021
Quarter Finals	7th August 2021
Semi-Finals	6th August 2021
Final Rounds	8th August 2021
Valedictory Programme	8th August 2021

Moot Proposition

1. The Republic of Scindia (RoS) is a democracy which recognises both positive rights and negative rights of the citizens as per the international covenants. The freedom in civil and political domain is well supported by equal opportunity laws and affirmative actions stipulated in its Constitution. It is a third world nation which came into being in 1947 as India, and both the countries have had similar development strategies. The social structure, especially that based on traditional gender biases, has posed difficult challenges to the administration in both the countries. The sex ratio is also similar in both the countries which paints a worrisome demographic picture.

2. Preeti and Kabir are a couple who reside in the capital city of Scindia. They have been together for about 5 years now and plan to settle together. While both are doing well in their own field of business, Preeti is ambitious and wants to add to her skills by pursuing a professional degree in Law. She believes it would improve her career prospects and having discussed with her close friends joins the Capital Law College. Preeti is in her thirties and both her and Kabir's family want them to marry but the same has always been postponed for one or the other reason.

Moot Proposition

3. On 8 March, 2021 Preeti surprises Kabir with the news of her pregnancy. Both their families now want them to marry as soon as possible but Kabir's family have a condition to the marriage proposal. It is proposed that she would have to undergo a sex determination test after the marriage. Under extreme social pressure from both her family and Kabir she decides to agree and they get married. Subsequent to the same she undergoes a sex determination test late in the month of May. The report indicates the foetus to be female and Dr. Jackal a family friend of Kabir, who supervised the process, suggests that termination of pregnancy might create difficulty in future as Preeti turned 33 years old in February.

4. It is decided that the pregnancy will not be terminated and Preeti and Kabir continue to cohabit together. Preeti not only balances her personal and professional responsibilities but also successfully completes her first year of Law College. After a successful delivery in November, she applies for the Third semester examination but to her surprise she is debarred from the same due to lack of attendance. She looks into the matter and finds out that despite maternity leave being a valid option it is not a competent ground to seek relaxation of attendance due to Rule 12 of Rules of Legal Education of the Bar Council of Scindia.

Moot Proposition

5. Meanwhile, all is not well at her marital home. The environment around the female child is not safe and thus Preeti seeks shelter and legal help from an NGO working in the field of Maternity rights. Maternity and Medical Treatment Advisory Foundation (MAMTA) extends a helping hand to Preeti and decides to look into the illegal sex determination test as well as the dismal position of a gender – neutral attendance rule which treats un – equals as equals.

6. Sex determination is an offence under the central legislation of Pre-Conception and Pre-Natal Diagnostic Techniques Act, 2004 of Scindia but there have been several individual High Court judgments which find the same as unconstitutional. MAMTA ventures out to collect and assess all these petitions and on further research finds that these judgments were granted in favour of different Doctors' Associations on the ground that certain clerical errors shall not lead to punishment as severe as that of intended offences. The key argument in these cases was that the legislation equates anomalies in paperwork, particularly Form F of the legislation, and the offence of sex determination and therefore is arbitrary.

Moot Proposition

7. It has thus become common practice in the Capital to resort to clerical errors in Form F whenever sex determination or other offences under the act are alleged. In Preeti's case particularly the same tactic was used. Resultantly, the effect of section 23 of the said act being nullified in several states has left women vulnerable to the abominable practices of sex determination and female foeticide and infanticide.

8. As both the issues pertain to the overall equality and dignity of women as humans, MAMTA files a Public Interest Litigation to the Supreme Court challenging the constitutional validity of Rule 12 of Rules of Legal Education of the Bar Council of Scindia and also seeking clarity on the constitutional validity of Section 23 of the PCPNDT Act of 2004 (Republic of Scindia). It is asserted by MAMTA that denial of maternity leave as a separate reasonable ground for relaxation in attendance violates Article 14 and denies fundamental right against sex discrimination under Art.15(1) of the Scindian Constitution. Also, the PCPNDT Act is an important legislation to prevent the menace of female foeticide. The constitutional validity of section 23 shall be upheld as the same does not fail to distinguish between an error and an offence.

Moot Proposition

9. With this background, the PIL is submitted to the Supreme Court. The same is accepted and listed before a 2 Judge bench on the 1st of January 2022.

10. All relevant laws in question are in parimateriato Indian laws including Part III of the Indian Constitution.

Awards for Competition

- **For Winner** – INR 2000 + Certificate of Excellence + Internship Opportunity at WICCI + Article Publication opportunity at LawBharat
- **For 1st Runner Up** – INR 800 + Certificate of Excellence + Internship Opportunity at WICCI + Article Publication opportunity at LawBharat
- **For Best Speaker** – INR 500 + Certificate of Excellence + Internship Opportunity at WICCI + Article Publication opportunity at LawBharat
- **For Best Memorial** – INR 500 + Certificate of Excellence + Article Publication opportunity at LawBharat
- **Certificate of Participation to all Participants.**

Contact us for any doubt

Name	Contact no.
Mr. Aditya Gupta	+919414563722
Mr. Akshay Sharma	+917014685489
Ms. Neha Goenka	+918209331707
Ms. Neha Garg	+918619553576

For further queries, write us to:

lawbharatmonoadvocacycomp@gmail.com