
**III SURANA & SURANA AND UPES SCHOOL OF LAW
NATIONAL INSOLVENCY LAW MOOT COURT COMPETITION, 2020-2021**

29th - 31st JANUARY 2021

REVISED – RULES 30th December 2020

(Clause VI b, VII)

Joint Organizer



Surana & Surana
International Attorneys

Host & Joint Organizer



UPES School of Law
Dehradun

UPES School of Law

Knowledge Acres P.O. Kandoli via- Prem Nagar,

Dehradun, Uttarakhand-248007

Tel: 0135-2770137, Extn: 2164

Email Id: mootcourt@ddn.upes.ac.in

RULES OF THE COMPETITION

RULES AND REGULATIONS

I. AIM & PURPOSE

Surana & Surana and UPES School of Law National Insolvency Law Moot Court Competition has been conceived with the aim of creating opportunities for learning the development of jurisprudence on emerging trends in Insolvency Law besides developing cutting-edge skills in research, writing, and advocacy.

II. VENUE AND DATE

Surana & Surana and UPES School of Law National Insolvency Law Moot Court Competition shall be held **virtually** from **29th – 31st January, 2021**. (Dr.) Vijay Kumar Singh, Dean, UPES School of Law will be the National Administrator.

III. LANGUAGE

The competition shall be in English language.

IV. ELIGIBILITY

The competition is open for students who are pursuing LLB three year / five- year course during the current academic year.

V. TEAM COMPOSITION

- a. Each team should consist of 3 members. This number cannot be modified under any circumstances.
- b. There shall be 2 speakers and 1 researcher designated for each team. The researcher shall be allowed to argue with prior permission of the court and National Administrator in case of illness of the designated speakers.
- c. Teams should not disclose the identity of their institution; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the National Administrator.

VI. REGISTRATION

- a. Online registrations are open from **11th December 2020**. The last date for registration is **30th December 2020** at www.moot.in
- b. Participation is open to all those who register for this competition by the due date.

- c. The registered participants will receive a team code, within 2 days from the last date of registration, which will function as their identity for submission of the memorials.

VII. ROUNDS

There will be two preliminary rounds, an Octa final a quarter final, a semi-final and a final round which will be conducted virtually. Octa will be held if the number of teams participating exceed 24.

A. Preliminary Round/ Octafinal/Quarterfinal Round

- a. There will be two preliminary rounds of arguments per team, once for applicant & another for respondent.
- b. No team will face each other more than once in the preliminary rounds.
- c. Each team will face a different bench in their second round of arguments.
- d. Preliminary, Octa and Quarter finals will be held on **29th & 30th January 2021**, the top sixteen teams will qualify from preliminary rounds for the Octa and eight teams from Octa / Preliminary Rounds, will qualify for the Quarter finals.
- e. Quarter & Semi-finals will be knockout round.

B. Semi-Final Round

- a. The Semi-Final Rounds will be held on **31st January 2021** and will be knockout rounds. The pairing of Teams for the Semi-Final Rounds shall be done by a draw of lots / power matchups.

C. Final Round:

- a. The Final Rounds will be held on **31st January 2021** and will be knockout rounds. The pairing of Teams for the Final Rounds shall be done by a draw of lots / power matchups.

D. Results (Announcement):

Results will be announced after the completion of the preliminary/ octa/ quarter/ semi-final rounds. The Final result and the winners of the various categories will be announced only during the valediction/ prize distribution ceremony.

VIII. MODE OF ONLINE ROUNDS

- a. The rounds will be conducted via **Google Meet**.

Finals will be conducted on **Zoom app**.

All teams are requested to download Google Meet/Zoom app on their laptops/phones beforehand.

- b. Participants have to ensure high speed 4G internet connection with good audio and video facilities. It is advisable to the participants to use laptops or PC for the oral rounds.
- c. The background of the participants should be preferably plain. The background / surroundings of the participants should not be or project either through signage, color, logo, emblem, infrastructure or any other form of display which would reveal the identity of the participants and / or the institution they represent.
- d. Utmost care to be taken as regards to external sound or noise while the proceedings are on. During the oral round proceedings ensure that the same is conducted from a noise free room.
- e. At the time when the other participant is speaking, you are expected to keep your mic mute. In case a participant is found disturbing the other pleader anyway, he/she may be disqualified.

IX. 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 (Applicants and Respondent).
- b. The **soft copy** of the Memorials for the Applicant and the Respondent should be mailed to mootcourt@ddn.upes.ac.in with a copy to mootcourt@lawindia.com on or before **18th January 2021**.
- c. Once the soft copy of the memorials has been submitted, **no revisions, supplements, or additions will be allowed**.
- d. The memorials have to be on A4 size paper and must contain:
- i. Cover Page
 - ii. Table of contents
 - iii. Table of abbreviations
 - iv. Index of authorities
 - v. Statement of jurisdiction

- vi. Statement of facts (1 page only and argumentative statement of facts would attract penalties)
 - vii. Statement of issues
 - viii. Summary of arguments (not more than 1 page)
 - ix. Arguments advanced (not more than 15 pages)
 - x. The prayer
- e. The font size should be 12 (double space) and for footnotes, it should be 10 (single space) & double space between two foot-notes.
 - f. The memorial must have a margin measuring one inch on all sides of each page.
 - g. The page numbering should be on the top right side of each page.
 - h. Bluebook Uniform Mode of Citation (20th Edition) or any other recognized uniform method of the citation must be strictly and consistently adhered to draft the memorials.
 - i. Covers must be placed on briefs as follows:

Applicant: Light Blue Colour; Defendant: Light Red Colour.

- j. The cover page of the memorial must state the following:
 - i. Team code (on the top right corner)
 - ii. The cause title
 - iii. Identify brief as Applicants / Respondents as is applicable
 - iv. Name of the Court/Tribunal appearing before.

*** Name of the Participating University shall not be revealed on the cover page or any other pages of the memorial.**

- k. The identity of the institution shall not be revealed anywhere in the memorial. Violation of this provision shall result in penalties including disqualification. The National Administrator's decision shall be final.
- l. The teams may submit a separate compendium, which will carry all the annexure and case laws that have been referred to in the memorial. The compendium will have a white cover. The teams will retain them and may present them, through the Researchers, to the judges during the rounds through screen sharing. Any

identifying marks/seal of the college shall attract severe penalties including disqualification. The compendium will have to take care of this requirement.

X. ORALROUND

❖ Preliminary Round, Octa & Quarterfinals

- a. Each team will get a total of 40 minutes to present their case. This includes time for rebuttals.
- b. The division of time is at the discretion of the team members, subject to a minimum of 15 minutes per speaker. Division of time shall be informed to the court officer/moderator before arguments begin.
- c. The researcher shall sit with the speakers at the time of the orals.
- d. No extension of time will be allowed.
- e. The dress code for all the rounds of competition shall be as per Bar Council of India rules for advocates.

❖ Semifinal Rounds

- a. Each team will get a total of 55 minutes to present their case. Further 5 minutes for rebuttal and sur-rebuttal. (Total time for each time = 55 +5)
- b. The division of time is at the discretion of the team members, subject to a minimum of 20 minutes per speaker. Division of time shall be informed to the court officer/ moderator before arguments begin.

❖ Final Rounds

- a. Each team will get a total of 60 minutes to present their case. Further 5 minutes for rebuttal and sur-rebuttal. (Total time for each time = 60 +5)
- b. The division of time is at the discretion of the team members, subject to a minimum of 25 minutes per speaker. Division of time shall be informed to the court officer/ moderator before arguments begin.

XI. SCOUTING

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

XII. SCORING:

A. Orals

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

- a. Knowledge of facts
- b. Logic and reasoning
- c. Organisation 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 & use of legal sources, authorities & 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:
 - i. Neatness, legibility, typographical errors or format errors
 - ii. The logical progression of ideas
 - iii. Effective use of headings to outline arguments
 - iv. Understanding essential legal issues presented
 - v. Focus on essential (not collateral) issues
 - vi. Clear, concise and unambiguous writing style

- vii. Forceful and persuasive presentation
- viii. Integration of facts into legal argument
- ix. Understanding of strengths and weaknesses of case
- x. Discussion of viable alternative arguments
- xi. Understanding and analysis of authority
- xii. Proper use of citations and citation form
- xiii. Effective use of authority to support arguments
- xiv. Ability to distinguish adverse cases

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

XIII. AWARDS

A. Winning Team	Rs.20,000/-
B. Runner-up Team	Rs.15,000/-
C. Best Memorial	Rs.5,000/-
D. Second Best Memorial	Rs.2,500/-
E. Best Student Advocate	Rs.5,000/-
F. Second Best Student Advocate	Rs.2,500/-

In addition to the above awards, certificates will be given to other categories of winners. All participants will be awarded participation certificates. Plaque will be awarded to the best researcher. The awards ceremony shall be conducted virtually.

XIV. ANONYMITY

- a. Student counsel may introduce herself/ himself to the court through their Team Codes and side represented. 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 books with a college logo, or college seal).

XV. FINALITY

Decision of the judges will be final.

XVI. RESEARCHER'S TEST

- a. The Researcher's Test shall be conducted on **29th January 2021** via online medium.
- b. The Researcher's Test shall be in the format of both Multiple & Subjective questions with the questions based on the applicable law, precedents, and facts pertaining to the Moot Proposition.
- c. Participation in the Researcher's Test is mandatory for all the Teams and failure

to participate may result in disqualification, subject to the discretion of the OC.

- d. The duration of the Researcher's Test shall be informed before 2 days and only the researcher, as designated by the teams in the registration form shall write the test.
- e. The participant shall ensure complete integrity and shall not resort to unfair means while attempting the test. Any such attempt shall result in disqualification.

XVII. COPYRIGHT

- a. The copyright over the memorials submitted for participation in the competition is assigned by participants and shall also vest completely and fully in, Surana & Surana International Attorneys, Chennai and UPES School of Law, Dehradun . 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 Surana & Surana International Attorneys, Chennai and UPES School of Law, Dehradun, 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.

XVIII. NATIONAL ADMINISTRATOR

Prof. (Dr.) Vijay Kumar Singh, Dean, UPES School of Law & Chairman, Moot Court Association will be the National Administrator.

XIX. COMMUNICATION DETAILS:

ANY CLARIFICATIONS FOR THE COMPETITION CAN BE SOUGHT FROM:

A. For online registration on www.moot.in:

Mr. Preetam Surana

Advocate & Head – Academic Initiatives
Head (Admin), Litigation & Arbitration Practice
Surana & Surana International Attorneys
Email: mootcourt@lawindia.com
Ph.: 044 – 2812 0000, Fax: 91 – 44 – 2812 0001

B.

Faculty Convener	Email Account Details for Sending Soft copy of Documents
Dr. Anju Pandey Faculty Convenor, Moot Court Association; UPES School of Law, University of Petroleum & Energy Studies Knowledge Acres, Kandoli via- Prem Nagar, Dehradun- 248007	mootcourt@ddn.upes.ac.in with a copy marked to mootcourt@lawindia.com

C. Regarding any information about the completion including memorial submission / problem etc

❖ **Faculty Members:**

<p>Dr. Anju Pandey Faculty Convener, MCA Email: a.pandey@ddn.upes.ac.in Phone: 9451286118</p>	<p>Mr. Joyanta Charkraborty Faculty Co-convenor, MCA Phone: 7409165021</p>
<p>Mr. Preetam Surana Advocate & Head – Academic Initiatives Head (Admin), Litigation & Arbitration Practice Surana & Surana International Attorneys Email: mootcourt@lawindia.com Ph.: 044 – 2812 0000, Fax: 91 – 44 – 2812 0001</p>	

❖ **Student Members:**

<p>Mr. Ayush Yadav Student Convenor, MCA Phone: 9411268379 E-mail : ayushydv31@gmail.com</p>	<p>Ms. Shreshtha Garge Student Secretary, MCA Phone: 9068811499</p> <p>Mr. Khushal Juneja Student Secretary, MCA 8222886633</p>
<p>Mr. Parth Singhal Student Convenor, MCA Phone: 8267879223 E-mail : parthsinghal2017@gmail.com</p>	<p>Mr. Paras Miglani Student Treasurer, MCA 7082400297</p>

❖ **Organizing Body :**

<p>Mr. Zoheb Khan Student Co-convenor, MCA 8871965181</p>
<p>Mr. Pushkar Deo Student Co-convenor, MCA 9922058918</p>
<p>Ms. Apoorva Kasturay Student Jt. Secretary, MCA 8982192189</p>
<p>Ms. Sanjana Dwivedi Student Jt. Secretary, MCA 9536726773</p>
<p>Mr. Vaibhav Tiwari Student Jt. Treasurer, MCA 6388216386</p>

For any communication - mootcourt@ddn.upes.ac.in

IMPORTANT DATES

Commencement of Online Registration	December 11, 2020
Last date for Online Registration	December 30, 2020
Last date for seeking clarifications of Problem	January 05, 2021
Last Date for Submission of Memorials	January 18, 2021
Inauguration, orientation , Researchers Test and Preliminary Round 1	January 29, 2021
Oral Rounds – Preliminary Round 2, Octa finals and Quarter finals	January 30, 2021
Oral Rounds – Semi-finals and Finals	January 31, 2021
Valediction & Prize distribution	January 31, 2021

III SURANA & SURANA AND UPES SCHOOL OF LAW NATIONAL INSOLVENCY LAW

MOOT COURT COMPETITION, 2020-2021

29th – 31st January 2021

Date:

Registration form/ Approval letter

(Please fill in capital letters)

Undertaking

1. We certify that the materials submitted / to be submitted are prepared by us and agree to indemnify the organizers, i.e. Surana & Surana International Attorneys, Chennai and School of Law, UPES, Dehradun for any claim or dispute arising out of the further use and exhibition of these materials.
2. We confirm that we have read all the rules and regulations of the Surana & Surana AND UPES School of Law National Insolvency Law Moot Court Competition, 2020-21 and will comply the same; any violation may lead to disqualification.

Name & Address of the participating Institution:

Notification Email:

Regd Mobile #:

Name of the participant	Gender	Course	Year / Semester	Signature
Teams Primary email id / Tel No. for communication				

Seal & signature of the
Head of the Institution