

19th SURANA & SURANA NATIONAL CORPORATE LAW MOOT COURT COMPETITION 2021

&

NATIONAL JUDGMENT WRITING COMPETITION ON CORPORATE LAW

12 – 14 November 2021

RULES

Joint Organiser



Surana & Surana
International Attorneys

Host &
Joint organiser



JSS Law College,
Mysore

Venue

Online (Virtual)

Email: mootcourt.jsslemysore@gmail.com

**19th SURANA & SURANA NATIONAL CORPORATE LAW
MOOT COURT COMPETITION, 2021 &**

NATIONAL JUDGMENT WRITING COMPETITION ON CORPORATE LAW

RULES AND REGULATIONS

I. AIM & PURPOSE

- a. The Surana & Surana National Corporate Law Moot has been conceived with the aim of creating opportunities for learning the development of jurisprudence on emerging trends in Corporate Law besides developing cutting edge skills in research, writing and advocacy.
- b. The judgment¹ writing competition will be a part of Surana & Surana National Corporate Law Moot Court Competition with the following principle and purpose.
 - i. A Judgment has a social and civic function besides the primary principle of promoting Rule of Law & upholding justice.
 - ii. To achieve the above, it must *“have clarity of thought, explain decision to the parties, communicate reasons for the decision to public and provide reason for an appeal court to consider”*.²
 - iii. To develop a well balanced judicious mind
 - iv. Prevent abuse of legal process (Full rules mentioned in Clause XVI)

II. Venue and Date

The 19th Surana & Surana National Corporate Law Moot Court Competition shall be held virtually from **12-14 November 2021**

II. LANGUAGE

The competition shall be in the English language.

III. Eligibility

- a. The competition is open for students who are studying LLB three year or five year course during the current academic year interested in Tax, Corporate and Commercial Laws and who belong to institutions that have been invited.
- b. Students of The Institute of Chartered Accounts of India & The Institute of Company Secretaries of India are also eligible to participate. **Students who have completed their law/Company Secretary/ Chartered Accountant degrees/courses are not eligible.**

¹ “ *The statement given by the Judge of the grounds of decree or order*” Section 2 (9) of the Civil Procedure Code 1908
The official and authentic decision of a court of justice upon the respective rights and claims of the parties to an action or suit therein litigated and submitted to its determination(Black’s law Dictionary)

² *Speech delivered by the Honourable Justice Roslyn Atkinson, Supreme Court of Queensland, to the AIJA Conference, Brisbane, 13 September 2002.*

IV. Team Composition

- a. Each team should consist of a minimum of 2 and maximum 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. Each team will **be provided a team code** during orientation. Teams should not disclose the identity of their institution; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the National Administrator.
- d. Member Swapping: For the Semi-final and the Final rounds teams shall be permitted to request participants from other teams to plead before the court on their behalf. That participant shall however still retain his/her individual code and shall address the court accordingly. In the event a team, which has exercised such an option, wins the competition that particular participant shall receive 1/4th of the prize money and a winning certificate from the organisers.

V. Registration

- a. Online registrations are open from **1st October 2021**. The teams must register online by **28th October 2021**. Teams will have to register online at www.moot.in. **Only 50 teams will be registered to participate in the competition on first-come-first serve basis**
- b. No temporary registration requests will be entertained. Kindly refrain from sending such requests to Surana & Surana or JSSLS.
- c. Participants will receive an automated system generated acknowledgement on successful submission of registration. Participants will receive an approval as acceptance of their request for participation latest by 30th October 2021 or earlier.

d. Registration Process

Option 1 - The Registration form cum Approval letter as provided in the rules duly signed & sealed by your university / college / moot society.

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

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

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

or

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

Note :

1. Signatories on the registration form should be any of the following :- Faculty-in-charge of MCA / MCS / MCC, Registrar, Dean, Principal, Director, Chancellor or Vice-Chancellor
 2. Registration without the scanned copy of the approval letter / an email communication from the college/institution/university or duly attested registration form will not be valid.
- e. Soft copy of the registration and approval letter/ an email communication as a **single PDF** to be sent by email to: mootcourt.jsslcmysore@gmail.com marked as 19th SURANA & SURANA NATIONAL CORPORATE LAW MOOT COURT COMPETITION REGISTRATION as subject of the mail latest by **29th October 2021**. **The provisional team code shall be allotted to the registered teams by Host University soon after receiving of registration particulars.**

In the event a team drops out of the competition or is disqualified the team next in line as per registration data (When the registration exceeds beyond the permitted 50 teams) will be offered the chance to participate in the competition at short notice. Such teams will have to submit memorials to be eligible at least 3 days prior to the start of the competition.

VI. Rounds

There will be two preliminary rounds of arguments, an octa final, a quarterfinal, a semi-final and a final round.

Octa final will be conducted if the participation exceeds 30 teams

Quarter final will be conducted if the participation exceeds 16 teams

Preliminary Round/ Octa Finals/ Quarter Finals

- 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. There will be Registration, Orientation followed by exchange of memorials for the preliminary round on **12th November 2021 (Friday)**.
- e. Preliminary round 1 will be held on **12th November 2021 (Friday)** while Preliminary round 2 / Octa finals/ Quarter finals will be held on **13th November 2021 (Saturday)**.
- f. Top sixteen / eight teams from the Preliminary Rounds will advance to the Octa / Quarter final rounds that will be decided on
 - a. Win points
 - b. Win points + Aggregate raw points
 - c. Win points + aggregate raw points (in case of tie minus memorial marks)

Memorial marks will be added to the scores of both the preliminary rounds only.

- g. There will be an Orientation Program for all the participants **12th November 2021** (Friday) followed by a draw of lots & exchange of memorials. Team codes and side will be allotted.
- h. The dress code shall be advocate's attire during the competition rounds
- c. The oral arguments need not be confined to the issues presented in the memorials

Advance Rounds:

- a. Lots / power matching will decide the side of the arguments in Octafinals, Quarterfinals, Semifinals & Finals.
- b. Semifinals will be held on **14th November 2021** (Sunday), followed by the Finals.
- c. The Quarterfinal / Semifinal are knockout rounds.
- d. The schedule is subject to change in case participating teams number less than 30.

Results (Announcement)

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

VII. Memorials

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

- a. Each team must prepare memorials for both parties to the dispute (Petitioners and Respondent).
- b. Soft copy of the memorials in word format must be mailed to mootcourt.jsslemysore@gmail.com and mootcourt@lawindia.com. Late submission will be penalized by two points for each memorial for every hour of delay after due date. Subject to a maximum of 20 penalty points. Memorials will not be accepted beyond 1 day of delay.
- c. Once the memorials have been submitted, **no** revisions, supplements, or additions will be allowed.
- d. The memorials have to be submitted on typed A 4 size paper printed on one side and must contain:
 - The table of contents
 - The index of authorities
 - The statement of jurisdiction
 - The statement of facts (1 page only and argumentative statement of facts would attract penalties)
 - The statement of issues
 - The summary of arguments (not more than 1 page)
 - The arguments advanced (not more than 15 pages)

- 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. Uniform font size should be used throughout the memorial
- f. Footnoting to conform to The Bluebook: A uniform system of citation (20th edition) Non Compliance will result in a penalty of 1 mark per page. Substantive/ speaking footnotes are strictly prohibited.
- g. The memorial must have a margin measuring one inch on all sides of each page
- h. The page numbering should be on the top right side of each page.
- i. Covers must be placed on briefs as follows:

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

- j. The cover page of the memorial must state the following
 1. The cause title
 2. Identify brief as Petitioners / Applicant & / Respondents as is applicable
 3. Team Code(on the top right corner)
- k. Identity of the institution shall not be revealed anywhere in the memorial. Violation of this provision shall result in penalties including disqualification. The National Administrator's decision shall be final.
- l. The teams may share a separate paper book (compendium) of not more than 50 pages, which will carry all the annexure and case laws that have been referred to in the memorial. The paper book will have a white cover. The teams may submit through screen sharing with judges or submitted during virtual registration before commencement of the Competition as advised by the organisers. Any identifying marks/seal of the college/university shall attract severe penalties including disqualification.

VIII. Oral Round

Preliminary Round, Octafinals & Quarterfinals

- a. Each team will get a total of 30 minutes to present their case. This time will include rebuttal and sur-rebuttal time.
- b. The division of time is at the discretion of the team members, subject to a maximum of 15 minutes per speaker. Division of time shall be informed to the court officer before arguments begin.
- c. The oral arguments need not be confined to the issues presented in the memorials.
- d. Passing of notes to the speakers by the researcher during the rounds is allowed. It is however to be done discretely so as to not to disrupt the court proceedings
- e. The researcher shall sit with the speakers at the time of the orals.

Semifinal & Final

- a. Each team will get 45 minutes to present their case that will include rebuttal and sur-rebuttal time

- b. The division of time is at the discretion of the team, with a maximum of 25 minutes per speaker.
- c. The oral arguments need not be confined to the issues presented in the memorials.
- d. The researcher shall sit with the speakers at the time of the orals.

IX. Scouting

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

X. Scoring

A. Orals

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

- a. Knowledge of facts
- b. Logic and reasoning
- c. 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 and use of legal sources and authorities and general principles of national law
- j. Ingenuity (ability to argue by analogy from related aspects of law)

B. Written Submissions (Memorials)

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

- Effective use of authority to support arguments
 - Ability to distinguish adverse cases
- d. Non- compliance of the rules mentioned in Clause VII above shall attract severe penalties

XI. Awards

- | | | |
|------|------------------------------|-------------|
| i. | Winning team | – Rs. 30000 |
| ii. | Runner up team | – Rs. 15000 |
| iii. | Best Memorial | – Rs. 10000 |
| iv. | Best Student Advocate | – Rs. 10000 |
| v. | Second Best Memorial | – Rs. 5000 |
| vi. | Second Best Student Advocate | – Rs. 5000 |

In addition to the above awards, plaques and certificates are given to other categories of winners

All participants will be awarded participation certificates.

XII. Anonymity

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

XIII. Video Recording

- a. The organisers will arrange for the video recording of only the finals of the competition. Teams that wish to obtain a copy of the recording may do so on payment of Rs. 750/- per copy
- b. The recording shall be sent to the college on payment of Rs. 750/- per copy in the form of a Demand Draft (DD only) drawn on a nationalized bank payable at Mysore in favor of The Principal, JSS Law College, Mysore.

XV. DECISION OF THE JUDGES IS FINAL

VI. POLICY FOR VIRTUAL ROUNDS

- a) The Oral Rounds for the competition will take place virtually via **Google Meet** platform.
- b) It would be the responsibility of every team to ensure a stable internet connection. The audio and video of every member of the team should be clear. Every team must ensure a proper background. The organisers will under no circumstances be obligated to provide the participants with any such facility.
- c) All participants should mandatorily join with their laptops or desktops and other forms of device are to be avoided.

- d) **The link or the ID and password for the room on Google Meet will be conveyed to the participating teams before the oral rounds.**
- e) Each participating member of every team is advised to install the Google Meet platform on their devices well in time.
- f) Each team is required to join the room at least twenty minutes before the scheduled time of commencement of the oral rounds.
- g) The participants' camera and microphone shall be firmly positioned throughout the oral rounds so as to show speakers and to ensure their voices are clearly audible.
- h) All participants must keep their cameras on at all times during the rounds. Camera to be switched off in case of technical glitches with the permission of the bench.
- i) At the time when one participant is speaking, others are expected to keep their microphones on mute. In case a participant is found disturbing the other pleader anyway, he/she or the entire team to which such participant belongs may be disqualified upon the discretion of the bench.
- j) Each participant is responsible for finding a suitable venue and background to participate. The venue must be a quiet location and one which has adequate and reliable internet connectivity and has a desk and chairs for the oralist. Locations in open spaces or hallways or cybercafes or similar areas are NOT permitted.
- k) Participants are cautioned to ensure that all equipment has a power supply sufficient to last for at least two hours without interruption.
- l) In case of a loss in internet connection, each team will be given a reasonable time to reconnect. If the problem still persists the decision made by the organisers shall be final and binding.
- m) In the event where one or both of the speaker could not join due to connectivity issue, the team may be disqualified from the competition and at no circumstances can other member of the team be allowed to switch roles.
- n) Where a team does not appear within 10 minutes of the scheduled time for the round, the round shall proceed as ex-parte.
- o) Compendium & memorials shall be mailed to mootcourt.jsslcmysore@gmail.com with a copy to mootcourt@lawindia.com along with the team competition codes on completion of the Orientation as directed by the organisers.
- p) Any compiled Research Material (Compendium) or other supplementary documents may be, as per the discretion of the bench, presented by the team by using the "screen sharing" option given they have fulfilled the preceding sub-clause.
- q) Participants will not be allowed to use the feature of personal chat on Google Meet to communicate with their team members or members of the opposing team.

- r) Teams shall not use internet or any other devices during the rounds for anything, except participating in the rounds.
- s) Participants can only sip water on screen during the competition. Consumption of other beverages or eatables is not permitted. Non-Speakers are to switch off video before drinking water.
- t) Participating speakers and researcher are permitted to join for the Virtual Competition from the same premises/room. However, the screen space shall be independent and the speakers, researcher to represent before the bench through individual/separate devices.
- u) Appropriate court room demeanor is to be maintained. This is mandatory.
- v) Participants are expected to cooperate with the organisers and the judges, in case anyone faces any issue.
- w) The organizers shall take best available measures to resolve or mitigate any connectivity issues that may arise. However, in cases where that is not possible, the organizer cannot be held responsible for the unforeseen issues which includes (but are not limited to) – Software failure and connectivity issues.

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

XVI. Rules of the National Judgment Writing Competition on Corporate Law

1. **Title:** The competition will be called “Surana & Surana National Judgment Writing Competition on Corporate Law”.

This judgment writing competition will be a part of Surana & Surana National Corporate Law Moot Competition.

2. **Rules:** Besides the rules given below all relevant rules of the National Corporate Law Moot rules are applicable.
3. **Eligibility:** The teams participating in the Surana & Surana National Corporate Law Moot Court Competition.
4. **Structure:** The structure of the judgment will reflect the forum / court in which the moot case is set and argued

5. Submission:

- a. The participant team must compulsorily submit to the administrator a judgment arising out of the National Corporate Law case in M S Word format not exceeding **3000 words** including footnotes, citations etc.
- b. The soft copy of the judgment must be submitted by way of email / CD / pen drive on **14th November 2021(Sunday)** 10.00 a.m. A soft copy of the same must be forwarded to mootcourt.jsslcmysore@gmail.com with a copy to mootcourt@lawindia.com

6. **Evaluation criteria (based on application of principle & objective)**

- i. Format (All the steps of a judgment)
- ii. Language and style (lucid expressions, brevity not at cost of clarity)
- iii. Facts in brief
- iv. Issues
- v. Application of law
- vi. Ratio Decidendi
- vii. Justification of decision
- viii. Operative order
- ix. Obiter dicta (the judge's mind)
- x. Creative interpretation of citations, facts, law and innovative approach

7. Prize and Certificates:

Winner: Rs. 25000/-; Runner up: Rs. 15000/- ;

3rd and 4th best will be awarded certificates.

All the participants who have submitted the judgments would get participation certificates. The winners (winner / runner up) would be awarded respective individual certificates.

SSIA will have no further obligation regarding this competition.

8. Jury:

The results announced by the eminent juries will be final and no further representation will be entertained in this regard

9. Results:

- a. Will be communicated by mail / email / posting on the websites of JSSLC / www.moot.in
- b. Winning entries will be uploaded www.moot.in / and in website of JSSLC, Mysore.
- c. Prize cheques and certificates will be sent by post to the respective winners.

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 JSS Law College, Mysore and Surana & Surana International Attorneys Chennai, in lieu of waiver of competition registration fees. The participants shall certify in writing the originality of materials contained therein and shall be responsible for any claim or dispute arising out of the further use and exhibition of these materials.
- b. Further use and exhibition of these materials, electronically or otherwise, shall be the exclusive right of Surana & Surana International Attorneys, Chennai and JSS Law College, Mysore 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. The Administrator in-charge of the competition is **Prof. K S Suresh**, Chief Executive, JSS Law College, Mysore.

XIX. Any clarifications for the competition can be sought from:

Regarding Submission of Memorials etc.

Prof. P. Nagendramurthy,

Chairperson, Moot Court Committee,

JSS Law College

New Kantharaje Urs Road, Kuvempunagar

Mysore – 570 023, Karnataka

Ph: 0821 – 2548244; Fax: 0821 – 2548243

E-mail: nagendramurthy_law@rediffmail.com / nagendramurthymp@gmail.com

Regarding case & online registration

Preetam Surana

Advocate & Head, Academic Initiatives

Head (Admin), Litigation & Arbitration Practice

Surana & Surana International Attorneys

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Student coordinators:

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IMPORTANT DATES

Start of Online Registration	1 st October 2021
Last date for seeking clarification to the case	25 th October 2021
Last date for Online Registration	28 th October 2021
Last date for receiving copies of Reg Form / Approval letter	29 th October 2021
Last Date for Submission of Memorials Soft Copy by email (both applicant and respondent)	31 st October 2021
Orientation	12 th November 2021
Preliminary / Octa / Quarter finals	12 th -13 th November 2021
Semifinals / final / valediction & prize distribution	14 th November 2021
Submission of Judgment (soft copies by way email)	14 th November 2021



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NATIONAL JUDGMENT WRITING COMPETITION ON CORPORATE LAW

Date:

Registration form/ Approval letter

(Please fill in capital letters)

Undertaking

1. We hereby state that our participation complies with the rules and regulations of the competition.
2. We certify that the materials submitted/to be submitted are prepared by us and agree to indemnify the organizers, i.e. the Surana & Surana International Attorneys, Chennai and the JSS Law College, Mysore for any claim or dispute arising out of the further use and exhibition of these materials.

(All particulars must be given)

Name & Address of the participating Institution:

Notification Email:

Regd Mobile #:

Name of the participant	Gender	Course	Year / Semester	Signature
Primary Email ID & Contact No				

Seal & signature
of the Head of
the Institution