



SULTAN-UL-ULOOM COLLEGE OF LAW



AMJAD ALI KHAN MEMORIAL NATIONAL MOOT COURT COMPETITION

22nd & 23rd DECEMBER, 2023

Organized by

SULTAN-UL-ULOOM COLLEGE OF LAW

Affiliated to Osmania University Approved By Bar Council Of India

"MOUNT PLEASANT" 8-2-249 to 267, Road No. 3, Banjara Hills, Hyderabad - 500 034.

Telangana. INDIA

Phone : 040-2328 0251/252 Email : su.lawcollege@gmail.com Website: <http://sulawcollege.edu.in>



SULTAN-UL-ULOOM EDUCATION SOCIETY

Establishment

The Sultan-ul-Uloom Education Society was established in the year 1980 with a philanthropic conviction of imparting high quality education to the students at different levels.

It is a premier Education Society with a venerable legacy and undeniable acclaim for highest academic standards, diverse educational and research programmes, distinguished faculty, illustrious alumni, modern infrastructure and a beautifully landscaped lush green campus.

This is a Muslim Minority institution set up to promote General, Modern, Scientific and Technical education including Medical, Dental, Engineering, Pharmacy, Legal, Business Administration, Bio-Technology., Journalism, Physical Education, Vocational Training, distance Learning, all Para-medical and allied Health Science like Nursing, Physiotherapy, Health Care, Laboratory Technician course and to help develop the Character of the younger generation of all Castes, communities and religions in general and of Muslims in Particulars.

Founding Fathers

The Society was founded on the rich tradition of culture, enterprise and sound values, characteristic of its three visionary founding members, each an accomplished and successful individual in his own right.

Late Shri Syed Amjad Ali Khan, I.A.S, Chairman of the Society, was a distinguished Civil servant. He held several important and coveted posts in Government of A.P., like the Secretary to Government, Revenue and Health Housing and Municipal Administration. He also served as the Chairman of A.P. Housing Board.

Late Shri Ghulam Ahmed, Hon. Secretary, was the Chairman of the A.P. Public Service Commission. He was a distinguished sportsman,

and served as the Captain of the Indian Cricket Team. After his retirement, he served for many years as the secretary of BCCI and the Chairman of the Hyderabad Race Club.

Late Shri. Nizamuddin Ahmed was a distinguished bureaucrat of the Maharashtra cadre. He served in several important positions including the Principal Secretary, Department of Health, Government of Maharashtra.

Constituent Institutions

Sultan-ul-Uloom Education Society established in 1980, is performing a vital service to students. A strong commitment to excellence in teaching, research and social outreach has made the Society a rolemodel and trend setter for others to follow. Its long - term commitment of imparting quality education and unflinching adherence to universal human values are reflected in its motto: 'LIGHTED TO ENLIGHTEN'.

The first institution to be established by the SUES was the Sultan-ul-Uloom Public School in the year 1980, then came the Muffakham Jah College of Engineering & Technology, followed by Ghulam Ahmed College of Education, Sultan-ul-Uloom College of Law, Amjad Ali Khan College of Business Administration, Sultan-ul-Uloom College of Pharmacy and Sultan-ul-Uloom Junior College. Post graduate courses are offered in all the professional colleges of the campus.

Chairman

Sultan-ul-Uloom Education Society

Mr. MOHAMMED WALIULLAH

Honorary Secretary

Sultan-ul-Uloom Education Society

Mr. ZAFAR JAVEED

SULTAN-UL-ULOOM COLLEGE OF LAW

The Sultan - Ul - Uloom College of Law was established in the year 1989. It has made a mark as a premier Law College and has

successfully completed more than three decades in educating young law aspirants. The college is located in a campus spread over 25 acres of greenery. It is also centrally located, making it easily accessible to all. The Institution is committed to academic and professional excellence and has a mission to imbibe lawyers with ethical and moral values.

Presently the college is offering LL.B. (3YDC), B.A., LL.B. (5YDC), BBA. LL.B (5YDC), LL.M. (Corporate Law), and LL.M. (Constitutional Law)

Sultan - U1 - Uloom College of Law established a Free Legal Aid Centre in the year 2022 under the aegis of Sultan - U1 - Uloom Education Society at Masab Tank, First Lancer. The Centre has a full time Counsellor , Advocate who is appointed to provide free legal advice to the poor and needy.

**SULTAN-UL-ULOOM COLLEGE OF LAW
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BAR COUNCIL OF INDIA
“MOUNT PLEASANT” 8-2-249, ROAD NO. 3, BANJARA
HILLS HYDERABAD, 500034. T.S. INDIA**

Date: 28-10-23

INVITATION LETTER

Respected Sir/Madam,

Sub:- Invitation to participate in **Amjad Ali Khan Memorial National Moot Court Competition 2023.**

It gives us immense pleasure in inviting you to the “**Amjad Ali Khan Memorial National Moot Court Competition 2023.**” on criminal Law to be held on 22nd and 23rd December 2023.

We invite your esteemed Institution to participate in the said competition and send one team consisting of three participants.

The Sultan - Ul - Uloom College of Law was established in the year 1989. It has made a mark as a premier Law College and has completed more than three decades of success in training young law students. The college is located in a campus spread over few acres of greenery. It is also centrally located, making it easily accessible to all. The Institution is committed to academic and professional excellence and has a mission to train lawyers with ethical and moral values. Presently the college is offering LL.B (3YDC), BA. LL.B (5YDC), BBA. LL.B (5YDC), LL.M (Corporate Law), and LL.M (Constitutional Law). It is indeed our privilege to host the Amjad Ali Khan Memorial National Moot Court Competition 2023 to encourage law students and motivate them to enhance their advocacy skills.

The Moot Problem, official rules and regulations and registration form are attached herewith. Kindly confirm your participation with submission of memorials and registration on or before 5th December 2023.

Thanking You,

With best regards,

Yours sincerely,

Dr. K. Ch. Venkateswari
Principal, Sultan - Ul - Uloom College of Law, Hyderabad.

SULTAN-UL-ULOOM COLLEGE OF LAW
AMJAD ALI KHAN MEMORIAL NATIONAL MOOT COURT
COMPETITION
22nd and 23rd December, 2023

Rules and Regulations

ABOUT THE COMPETITION

Amjad Ali Khan Memorial National Moot Court Competition to be held on the **22nd and 23rd December, 2023** is being organized by the Sultan-Ul-Uloom College of Law. This competition aims to give unique and enriching learning experience for everyone participating. The objective of this Moot Court Competition is to provide the students an opportunity to develop their advocacy skills. Participation in Moot Court Competition enhances researching skill of a student and also helps in building confidence in a law student. Mooting gives a practical court room experience to a law student.

ELIGIBILITY:

Students pursuing the Three or Five Year courses of the LL.B. Degree in this academic year from any recognized Law School/College/University in India are eligible to participate.

TEAM COMPOSITION:

- The participating team shall comprise of three members. Two designated as speakers and one as a researcher.
- No additional member is allowed to accompany the team.

Team Cap:

A total of 24 teams on first-come first-serve basis shall be entitled to participate in the competition (subject to the confirmation email from the organizers). However, organizers reserve the right to modify this Team Cap in future.

LANGUAGE:

The language of the competition will be English.

DRESS CODE:

The participants shall adhere to following dress code during the Competition:

- a) Girls: Black salwar and white kurta or white shirt and black trousers along with black blazer and black shoes;
- b) Boys: White shirt, black trousers and black tie along with black coat and black shoes

The participating teams shall also adhere to the above mentioned dress code while attending the inaugural and valedictory ceremonies of the Competition. The aforesaid uniform must not bear any sign, identification mark or logo of any institution, college or university and violation of the same shall cause immediate disqualification.

ANONYMITY:

- a) The participating team shall be allotted a unique team code upon final registration.
- b) The team shall not disclose their identity anywhere in their written Memorials and should necessarily use the code allotted.
- c) Disclosing the same shall result in immediate disqualification of the team.
- d) The decision of the Organizing Committee in this regard shall be final.

ROUNDS OF THE COMPETITION:

The competition will have the following rounds namely,

- a) **PRELIMINARY ROUND**– Each team gets to argue on both sides.
- b) **SEMI-FINAL ROUND**- Four top scoring teams from the preliminary rounds shall qualify for the semi-finals round.
- c) **FINAL ROUND**- Finalists shall be selected on the basis of knock-out in Semi-finals.

MEMORIALS:

The memorials must confirm with the below specifications, the failure to which will attract negative marking. Memorials must not exceed 40 pages. Soft copies of memorials shall be mailed to nationalmootcourt@sulawcollege.edu.in on or before **15th December 2023**. Hard copies of written memorials shall be submitted to

Sultan-UI-Uloom College of Law, “Mount Pleasant”, 8-2-249 to 267, Road no.3, Banjara Hills, Hyderabad – 500 034, T.S.

on or before **18th December 2023**. Cover page for Appellant/ Petitioner must be blue in colour and for Respondent, it shall be red in colour.

Memorials must contain the following:

1. Cover Page
2. Table of Contents
3. List of Abbreviations
4. Index of Authorities
5. Statement of Jurisdiction
6. Statement of Facts
7. Issues raised
8. Questions of Law /Summary of Arguments
9. Arguments Advanced
10. Prayer

Memorial Specifications:

- a) Font and Size (General) - Times New Roman, 12 pts
- b) Line Spacing (General) - 1.5 lines
- c) Font and Size (Footnotes) - Times New Roman, 10 pts
- d) Line Spacing (Footnotes) - Single line
- e) Page Margins - 1 inch on all sides
- f) The Hard Copies of the Memorial shall be printed on only one side.
- g) The citation should be uniform throughout the memorials.

MARKING CRITERIA FOR MEMORIALS:

Criteria	Marks
Clarity and Organization	20
Knowledge of Law and Facts	20
Proper and Articulate Analysis	20
Correct format and Citation	20
Use of Research	20
Total	100

The team code must be ascribed on the top right corner of the cover page. Unique team codes shall be intimated to participants through email on or before 08-12-23.

ORAL ROUNDS:

The match-up of teams in Preliminary Rounds and Semi-Finals shall be determined on the basis of draw of lots.

I. PRELIMINARY ROUNDS

- a) Each team will get a total of 30 minutes to present their case.

- b) One speaker shall not use more than 10 minutes of the total time.
- c) Each team shall get 5 minutes for rebuttal and 5 minutes for surrebuttal.

Top 4 from preliminary rounds will be selected for Semi Final Round.

II. SEMI FINAL ROUNDS

- a) Each team will get a total of 30 minutes to present their case.
- b) One speaker shall not use more than 10 minutes of the total time.
- c) Each team shall get 5 minutes for rebuttal and 5 minutes for surrebuttal.
- d) This will be a knockout round.

III. FINAL ROUND

- a) Each team will get a total of 40 minutes to present their case.
- b) One speaker shall not use more than 15 minutes of the total time.
- c) Each team shall get 5 minutes for rebuttal and 5 minutes for surrebuttal.

MARKING CRITERIA FOR ORAL ROUNDS

Allotted Preparation and familiarity with facts	20
Knowledge & Application of Law	20
Responsiveness to Questions	20
Persuasiveness and Advocacy	20
Organization, Presentation, Courtroom Etiquette	20
Total	100

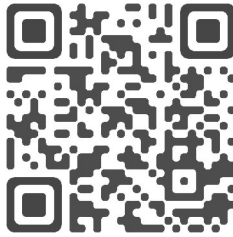
MAXIMUM TIME ALLOTTED

The maximum time provided would include the time that each team reserves for their rebuttal. At the commencement of each session the team shall notify the Court Officer as to the division of time between the 2 speakers.

REGISTRATION AND FEE:

Teams must register by **5th December 2023**, by using the following link. Or by scanning the QR Code

https://docs.google.com/forms/d/e/1FAIpQLScCchs54mAtKsO5Nx7DvXVTfbcN2vecKz7Q_hJH2SrzBpSznA/viewform?usp=sf_link



Registration Fees is Rs. 2,500/- per team. The registration fee can be paid through GPay to 9885860570. The participants are required to mention their transaction details on Registration form and attach the Receipt of Transaction with the Registration Form.

SCOUTING:

Teams shall not be allowed to observe the orals of another team, unless they have been officially knocked-out of the competition. Scouting of any manner is strictly prohibited and anyone indulging shall be disqualified from further participating in the competition.

AWARDS

Prizes will be awarded in the following categories-

<ul style="list-style-type: none">• winning team <p>The winning team will be awarded Rs. 21,000/- along with Certificate and a Trophy</p>
<ul style="list-style-type: none">• Runner-Up team <p>The first runner up will be awarded Rs. 15,000/- along with Certificate and Trophy</p>
<ul style="list-style-type: none">• Best Speaker <p>The best speaker will be awarded Rs. 5,000/- along with Certificate and Trophy.</p> <p>This award is given to the speaker scoring the highest points in the Preliminary and Semi final rounds.</p>
<ul style="list-style-type: none">• Best Memorial <p>The team with the best memorial will be awarded Rs. 6,000/- along with certificate and Trophy. This award is given to the team scoring the highest combined points for the petitioner and respondent memorials.</p>
<ul style="list-style-type: none">• Participation Certificates <p>All the participants will be given a participation certificate.</p>

QUERIES:

Any query relating to the moot court competition shall be asked by sending mail to nationalmootcourt@sulawcollege.edu.in or contact the following

Moot Court Convener

Dr. K. Ch. Venkateswari

Principal, Sultan-UI-Uloom, College of Law, Hyderabad.

Moot Court Co - Convener

Dr. Geeta Rao

Vice principal

Moot Court Coordinator

Mrs. V. B. Malleswari - Assistant Professor Ph No. 7893082167
Contact timings (10:00 am to 05:00 pm)

Faculty Coordinators

Dr. Anila V Menon - Associate Professor
Dr. Naghma Farheen - Associate Professor
Dr. Priyanki Jawalker - Associate Professor
E mail Address: nationalmootcourt@sulawcollege.edu.in

Student Coordinators

Mohammed Shad : 6309545360
Syeda Hfsa Hussain: 9063598085

Registration & Fee

Mr. Khaja Hammaduddin Ph No. 9885860570
Assistant Professor

LIST OF IMPORTANT DATES

Release of the Problem	28-10-2023
Deadline for Registration of Teams and Online Payment of Registration Fee	05.12.2023
Date of intimation of Team Codes	08.12.2023
Deadline for Submission of Soft Copy of Memorials	15.12.2023
Deadline for Submission of Hard Copies of Memorials	18.12.2023
Date of competition	22.12.2023 and 23.12.2023
Inaugural Ceremony and Preliminary Rounds	22.12.2023
Semi Finals and Final Rounds	23.12.2023
Valedictory Ceremony and Prize Distribution	23.12.2023

Advisory Committee

<p>Prof. (Dr)B. Vijayalakshmi Dean, Dept of Law, Osmania University, Hyderabad.</p> <p>Prof. (Dr) N.Venkateshwarlu Chairperson, Board of Studies in Law, Osmania University, Hyderabad.</p> <p>Prof. (Dr) G.B. Reddy Senior Professor, University College of Law, DPIIT-IPR Chair Professor, Osmania University, Hyderabad.</p>	<p>Mr. Zafar Javeed Hony. Secretary, Sultan-UI-Uloom Education Society, Hyderabad.</p> <p>Mr. Mir Wajid Ali Kamil Chairman, Governing Council, Sultan-UI-Uloom, College of Law, Hyderabad.</p> <p>Mr. Mohd Ibrahim Ali Siddiqui Member, Governing Council, Sultan-UI-Uloom, College of Law, Hyderabad.</p>
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VENUE: Sultan-UI-Uloom College of Law, “Mount Pleasant”, 8-2-249 to 267, Road no.3, Banjara Hills, Hyderabad – 500 034, T.S.

(Note: Accommodation will not be provided, No TA/DA will be provided to participants)

DISCLAIMER:

All material in the moot problem is fictitious and any resemblance to any incident or person, if any, is not intentional, but merely coincidental.

The organizers reserve the absolute right to cancel, defer or postpone indefinitely, the competition in the event of occurring any such incident, natural or man caused. The rules should be strictly adhered to. The organizers reserve the right to disqualify teams for deviating from the rules. The organizers will resolve any contingencies that may arise and will be the final arbiters regarding any doubts/grievances. The decision taken by the organizers shall be final. These rules are not exhaustive.

MOOT PROPOSITION

The Democratic Republic of Swadesh is a Union of States. Jana Pradesh is the youngest and one of the fastest growing states in Swadesh. Sultanabad is the capital city of Jana Pradesh. The National Academy of Engineering and Technology is located 55 kms away from Sultanabad. It is recognised as one of the esteemed institutions in India. It provides its students hostel accommodation with separate facilities for both boys and girls. Each hostel consists of three floors and can accommodate about 100 students.

Reshma, a state topper in intermediate board exam secured scholarship from this college and is a first-year engineering student hailing from a remote village. Reshma's life took a tragic turn when she lost her mother at the tender age of five, leaving her father Sameer, a struggling farmer, as her sole guardian. While Reshma excelled in her studies, her English accent and vocabulary became a source of relentless mockery from her classmates. Reshma shares her hostel room with Sara, Tina and Kushboo. Komal is the warden of girl's hostel. She is strong-headed and earning member of her family. Komal, at times would become harsh and unpredictable when students complain about the quality of food in the hostel mess or scarcity of water in washrooms. Disturbingly, some students alleged that they had witnessed male students sneaking into the warden's room during the night time adding to their growing sense of insecurity. Her husband and son Sahil reside in a small room outside the college campus. Sahil is a final year engineering student studying in the same college and often visits his mother at the girls hostel. He is known for his mischievous behaviour in college, getting into quarrel with other students and teasing girls. He along with his friends, have been observed many times sitting near the girls hostel compound wall and staring at female students, which has led to complaints about his inappropriate behaviour.

During the Dussehra Vacation, college was closed from 5-10-2019 to 13-10-2019 and all students left for their home for vacation. Reshma

and few other students returned to the hostel on 13-10-2019. After reaching the hostel, they realised that there was no water supply and reported the same to the warden. Since warden's room had bathroom with separate water tank connection, Komal told the girl students to use it in emergency situations. On the same fateful night, at around 9pm, Reshma decided to take a shower while the other girls were having their dinner in the mess hall. To her dismay, she realized that the bathroom's bolt was missing. Anxious but determined, she informed the warden not to allow anyone near the bathroom and after getting her assurance went to take bath. As the water flowed, Reshma was unaware that her vulnerability was about to be exploited. Amid the running water, Reshma suddenly heard a strange sound outside the bathroom. Curiosity turned to terror as she suspected she was being watched. Fuelled by instinct, she flung open the bathroom door, only to find Sahil standing there, his eyes wide open with shock. A piercing scream echoed through the hostel, and Sahil startled and panicked, fled the scene. The commotion summoned Sara and the security guard Joseph, who arrived in time to witness Sahil's hurried exit. They rushed to Reshma's aid who tearfully recounted the horrifying sight of Sahil recording her with his phone through a gap in the bathroom door.

Upon learning about the incident, Komal quickly gathered everyone and explained that she had been on guard duty while Reshma was taking bath in her room. Komal emphasised that this incident was purely accidental, and Sahil had no ill intentions. Subsequently, when students raised the same issue with the principal and college management, they directed Komal not to allow any men inside the hostel and reprimanded Sahil. Reshma was being ridiculed by hostel mates and her college mates and couldn't attend the college. She stopped going to college and kept weeping in her room. Few days later Kushboo informed her that her nude picture went viral on the internet. Reshma was shocked and traumatized to see her nude photo and couldn't even disclose this horrifying matter to her father. Instead, she quietly returned home on 12-11-2019, stating that she was not feeling well. Next day, Sameer's world shattered as he found Reshma

hanging in bedroom with a handwritten note blaming Sahil for her death. After learning what happened to his daughter, Sameer complained and registered case against Sahil, Komal and the Principal. On the aforesaid complaint, the police registered a case against them u/sec 354C, 305 read with 34 of IPC, Section 67B of IT Act and section 12 of POCSO Act. The trial court took cognizance and framed same charges against all the accused for which they pleaded not guilty and claimed trial. The evidence of witnesses was recorded.

The prosecution submitted the evidence of death note of Reshma alleging Sahil, Komal and Principal for her death. The report of SHO stated that Sahil deleted the nude photo of Reshma from his phone after sharing it with his friends. The testimony of Sameer, Kushboo, Sara and Joseph were taken. Accordingly, the prosecution contended that Sahil had ill intention to take nude photo of Reshma to harass her and his acts were supported by Komal and the college principal and so there are vicariously liable.

Defence stated that on the fateful night Komal had heard students shouting and had rushed to the mess hall, where she discovered a cockroach in the rice that had been served. She promptly instructed the cook to discard the rice and prepare again. Meanwhile, Sahil arrived at the warden's room with large cake and a bag full of snacks as he wanted to celebrate his mother's birthday. He arranged these items in Komal's room and while he was clicking the pictures of cake, he heard some noise from the bathroom. He thought it was his mother and went near the bathroom to talk to her but to his dismay Reshma opened the door and as she screamed, he did not know what to do and so left the place immediately in panic. Accordingly, neither Sahil, nor Komal or the Principal is liable for the death of Reshma.

The trial court acquitted Komal and the Principal and convicted Sahil for eight years imprisonment along with fine of 10,000/-. Aggrieved by this conviction, Sahil approached the Hon'ble Moot High Court. The father of deceased challenged the trial court decision acquitting the Principal and Komal. Under the facts and circumstances of the

case, the following points arise for consideration before the Hon'ble Moot High Court.

1. Whether the Hon'ble Moot High Court has the Jurisdiction to hear Sahil's appeal against his conviction and sentence?
2. Whether the father of the deceased has the locus standi to challenge the Trial Court's decision to acquit Komal and the Principal?
3. Whether the trial court erred in acquitting Komal and the Principal?
4. Whether the Prosecution proved its case beyond all reasonable doubts that the accused Sahil has committed the offence under section 354C, 305 of IPC, Section 67B of IT Act and section 12 of POCSO Act?

Note: The laws of Swadesh are in Pari Materia with the laws of Republic of India

Disclaimer:

The facts provided in the Moot Proposition are fictitious and does not intend to hurt the feelings of any person or section of people or community. The facts, places mentioned, names and dates provided bear no resemblance to any person or event whether past or present. Any resemblance is purely coincidental and this is drafted solely for the purpose of Moot Court Competition.

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