



IMS UNISON
UNIVERSITY

Nurturing Knowledge. Empowering Minds.

3rd National Mediation Competition 2022



29th Sep-01st Oct 2022

Organised by
School of Law

IMS Unison University, Dehradun

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ABOUT THE IMS UNISON UNIVERSITY

IMS Unison University (IUU), a constituent of Unison Education Foundation, was established in 1996 as the Institute of Management Studies. After having successfully contributed to higher education, the Government of Uttarakhand granted its approval to establish it as IMS Unison University in 2013. With a legacy spanning over 25 years - we're proud of our pioneering history, distinguished present and exciting future.

IMS UNISON UNIVERSITY IS QS I-GAUGE E-LEAD CERTIFIED

QS I-GAUGE E-Learning Excellence for Academic Digitisation certification scorecard is a representation of the results following the QS I-GAUGE certification process that validates essential parameters to assess and certify the preparedness of institutions to conduct Teaching & Learning and Student Engagement activities online. IMS Unison University has achieved 100% Score in all the four areas: Student- Faculty Engagement (50/50), Learning Management System (40/40), Information Technology Support (30/30), Best Practices in IT (30/30).

■ ABOUT THE SCHOOL OF LAW

The School of Law (SOL) is one of the fastest-growing Law Schools in North India. It aspires to provide exceptional legal education by making it inter-disciplinary, with a focus on the convergence of the disciplines of law, social science, humanities, and management studies. Curriculums are created to be both highly theoretical and deeply practical.

We recognize the significance of providing a safe and healthy environment for students to thrive academically, socially, and intellectually. With this philosophy in mind, we have created a disciplined curriculum that focuses on high standards of legal education, extra-curricular activities, and intellectual welfare to develop every student into a respected member of society and an accomplished figure in the legal field.

Our network prepares students for worthy careers by broadening their outlook and shaping their character and inculcates a humanistic approach, entrepreneurial skills, innovative outlook, and academic focus in our budding lawyers.

Our emphasis on learning, creativity, and innovation is based on the belief that our students can and will achieve prodigious success. Most importantly, the school provides an environment that prepares them for meaningful lives and careers, broadens their outlook, and helps shape their character.

The School of Law strives to -

- Advance and disseminate the knowledge of the law and foster their role in national development.
- Promote legal knowledge and the legal process as an efficient instrument of social development.
- Inculcate in students, a sense of responsibility to serve the society in the legal field by developing skills about advocacy, legal service, legislation and law reforms.

DEAN DESK, SCHOOL OF LAW

Judicial process is formal and time-taking. At times the party, after having won the case, loses on time, relations and prospects. Informal processes may be helpful not only in saving time and money but also in saving relations.

Alternative Dispute Resolution altogether denotes a wide range of dispute resolution methods; Mediation is one of such significant processes aimed at shifting the focus from adjudication to resolving and settling disputes. Over the course of our legal system, pendency of cases in the courts has been an utmost obstruction in

resolution of disputes. The process of mediation as an alternative method to resolve dispute is designed to give parties a better understanding of each other's needs. As such, that interest of each party is well regarded. Now more than ever, within the concept of modern legal education inclusion of experience in the Alternative Dispute Resolution sphere becomes imperative.

In order to prepare our students with skills and modalities of mediation, we organize these competitions apart from other things every year and we are very sure that our students groomed with academic knowledge and such skills will be fully ready to contribute to the profession and to the society.



PRO VICE CHANCELLOR DESK OF IMS UNISON UNIVERSITY

The key differentiator of a great institution is none other than its people. The people of IMS Unison University – The Management, Faculty, Staff and Students make the Institute stand out as a shining testimony of learning, dedicated to nurturing knowledge and empowering young minds. Here at IMS Unison University, students are expected to gain foundational and practical knowledge in multiple disciplinary area of professional expertise.

Building on the solid foundation, there is a two-pronged effort to excel as a future ready, learning centric university. One, the continual

consolidation and expansion of structures, processes and capability to enhance academic standards and credibility and two, the determined focus to be proactive and agile to respond to the challenges of the present and immediate future.

At IMS Unison University, School of Law a wide variety of extra- curricular activities complements and enriches the classroom and clinical experiences. School of Law has committed itself to organising number of intellectually stimulating competitions that promote hands on learning in specialised form. We encourage participation from various esteemed universities across the country and we look forward to hosting you in this National Mediation Competition.



ABOUT THE EVENT

The IMS Unison University, Dehradun is organizing 3rd Edition of National Mediation Competition 2022 on 29th September to 01st October 2022. Law Universities / Colleges / Institutes across the country are invited to participate in the competition and to be a part of this most respected and awaited competition in India. The competition is considered as a flagship event of IMS Unison University Dehradun which will provide a real-life enriching experience of mediation.

The mediation competition is similar to mediation running before a Mediator assigned by the Court. When the court decides that there is a scope of settlement in the matter pending before him and the parties of the suit are agreeing for that, the court forwards the matter before the Mediator. The Mediator, to resolve the matter and to bring about a settlement between the parties, holds the meeting. In the Mediation competition, it is judged that what types of tools, techniques and manners are adopted by the participants as Mediator. The problem is henceforth based on Family law, Law of Contract and Sale of Goods Act. Maximum 25 teams are invited on the basis of first come first serve. The event will be conducted in four rounds i.e., Preliminary Round, Quarter Final Round, Semi-Final Round and Final Round.

We are proud to host this prestigious competition as it is going to be one of its kind and it shall be our utmost duty to put in our sincere efforts in aggrandizing the overall experience of the competition and hospitality for the participants, thus, striving to make this event a magnificent one.

■ *SUBJECTS ENCOMPASSED*

All the Problems shall be based on either of the subjects, solely or in combination there with:

- Family law
- Law of Contract
- Sale of Goods Act

■ *ELIGIBILITY CRITERIA*

The Competition shall be open for 'bona-fide' students who are pursuing LL.M. Programme or Integrated Five-Year LL.B. Programme or Three-Year LL.B. Programme from any Institute/University in India. Such Institute/University must be recognized by the Bar Council of India.

■ *LANGUAGE*

The language for each round of Competition shall be English only.

■ *DRESS CODE*

A. Inside the Mediation Session the participant shall follow the below mentioned formal dress code.

- Female Participants: White Kurta, Black Salwar and Black Dupatta or White Shirt, Black Trousers and Black Tie, Black Coat and Black Leather Shoes.
- Male Participants: White Shirt, Black Trousers and Black Tie, Black Coat and Black Leather Shoes.

B. The dress code for all the functions at the competition shall be Western Formals for Gentlemen and Western or Indian Formals for Ladies.

**All participants are mandatorily required to carry their University/College ID Card.*

TEAM COMPOSITION

- Team shall comprise of only two (2) members. One shall be Mediator and one shall act as a Client.
- Each Law Institute/ University shall be eligible to send Two Teams. Team should not disclose the identity of their Institution/University in course of proceedings in the mediation rooms; such disclosure shall invite penalties including disqualification.
- Each Team shall be provided with a separate team code at the time when its registration will be confirmed by organising committee.

REGISTRATION

- Maximum 25 Teams shall be registered on first come first serve basis by properly filled Registration Form as provided in Google Link and submit Registration Fee.
- Registration fee 1800/- shall be submitted through NEFT/RTGS in the account of university. Details of accounts are as follows –

Account No. : 15262191003778
Account Name : IMS Unison University
IFSC Code : PUNB0152610
Bank Name : Punjab National Bank Branch –Makkawala

- Teams can get themselves registered by clicking on the following link : <https://forms.gle/WnniQwFCS3JEbF7F8>

IMPORTANT DATES

Sr. No.	PARTICULAR	DATE
1	Last date of Online Registration and Soft Copy of Fee Receipt	20.09.2022
2	Formal Registration of Teams at IMS Unison University Campus	29.09.2022
3	Inaugural Session	29.09.2022
4	Draw of Lots for preliminary round	29.09.2022
5	Preliminary Round	29.09.2022
6	Quarter Final Round and Semi Final	30.09.2022
7	Final Round	01.10.2022
8	Valedictory & Prize Distribution Ceremony	01.10.2022

ROUNDS FOR MEDIATION

There shall be Preliminary, Quarter Final, Semi-Final and Final Round spreading over a period of 03 days.

A. DRAW OF LOTS

- The draw of lots for Preliminary Round shall take place after the physical registration in moot court room.
- To ensure unbiased selection, Teams shall be subjected to drawing of lots for the Preliminary Rounds.
- No changes shall be entertained in any circumstances after the draw of lots.
- The participating team will ensure their presence at the time of draw of lots. If the team is not present at the time of draw of lots then their escort member, allotted by organizer, represent the participating team for drawing the chit and the result of such draw of lots shall be binding over the participants.
- Each mediator will be provided with a client of different team (to avoid any biasness).

B. PRELIMINARY ROUND

- Every mediator of a Team will participate once in a round but the client of each team will appear two times in each and every round. First time he appears as a petitioner/plaintiff and second time as a respondent/defendant. This rule is applicable in all rounds of event except the final round.
- To qualify this round, the criteria of marking are aggregate total of the marks of both the mediator and the client.
- Top eight Teams will move to Quarter Final Round on the merit basis.
- In case of tie between the teams, it will be decided through Question-Answer Session.
- There shall be 20 minutes and 5 minutes (Caucus time) for Preliminary Round in which mediator will try to resolve the dispute, and prepare settlement agreement, upon which parties of dispute agrees in 10 minutes.

C. QUARTER FINAL ROUND

- Eight (8) Teams shall compete in this round.
- The draw of lots amongst these Eight Teams for Quarter Final Round will be conducted immediately after the result declaration of Preliminary Round.
- Four teams will move to Semi Final Round on knock out basis.
- In case of tie between Teams, it will be decided through Question-Answer Session.
- There shall be 20 minutes and 5 minutes (Caucus time) for Quarter Final Round in which mediator will try to resolve the dispute, and prepare settlement agreement, upon which parties of dispute agrees in 10 minutes.

D. SEMI FINAL ROUND

- Four Teams in Quarter Final Round will move to Semi Final Round on knock out basis.
- The draw of lots amongst these Four Teams for Semi-Final Round will be conducted

immediately after the result declaration of Quarter Final Round.

- In case of tie between Teams, it will be decided through Question-Answer Session.
- There shall be 35 minutes and 10 (Caucus time) minutes for Semi Final Round in which mediator will try to resolve the dispute, and prepare settlement agreement, upon which parties of dispute agrees in 10 minutes.

E. FINAL ROUND

- Two Teams of Semi-Final Round will move to Final Round on knock out basis.
- The draw of lots amongst these Two Teams for Final Round will be conducted immediately after the result declaration of Semi-Final Round.
- There shall be 45 minutes and 15 minutes for Final Round in which mediator will try to resolve the dispute, and prepare settlement agreement, upon which parties of dispute agrees in 15 minutes.

■ **EVALUATION PARAMETERS FOR MEDIATOR**

The following will be the Marking Criteria and the Marks allocated to each Mediator by each Judge in every Session:

Sr. No.	MARKING CRITERIA	MARKS ALLOCATED
1	Opening Statement and Interaction by Mediator	05
2	Identification and Articulation of Issues	05
3	Use of Caucus Time with Petitioner/Plaintiff	05
4	Use of Caucus Time with Respondent/Defendant	05
5	Use of Authorities and Procedure	05
6	Poise and Demeanour	05
7	Conclusion and Clarity of thoughts and logical structure of Agreement/ Written submission about the proceedings	20
TOTAL		50

■ **EVALUATION PARAMETERS FOR CLIENT**

The following will be the Marking Criteria and the Marks allocated to each Client by each Judge in every Session:

Sr. No.	MARKING CRITERIA	MARKS ALLOCATED
1	Understanding of Facts	05
2	Response to Questions	05
3	Focus on Interests	05
4	Poise and Demeanour and Clarity of thoughts	10
TOTAL		25

** Note: No presumptions or interpretations beyond the fact sheet are allowed. Such presumptions will call for the negative marking depending upon the discretion of the evaluators. Precisely, any wild imagination beyond the fact sheet calls for negative marking.*

SCOUTING

- Teams shall not be allowed to observe the Rounds of any other Teams whatsoever.
- Scouting is strictly prohibited as per the Rules of the Competition.
- Scouting by any of the Teams shall entail instant disqualification.
- Any Team can file a written complaint to the Organising Committee for the same and the Organising Committee's decision regarding scouting shall be final.

AWARDS

- Best Team

The winning Team will receive a trophy and a cash prize of 5000/- and a certificate of merit.

- Runners-Up Team:

The 1st Runners-up team will get a trophy and a cash prize of 4000/- and a certificate of merit.

- Best Student Mediator:

Best student mediator will get a trophy and cash prize of 3,000/- and a certificate of merit.

- Best Student Client:

Best student client will get a trophy and cash prize of 3,000/- and a certificate of merit.

■ ACCOMMODATION & FOOD

- The university will not provide the accommodation. A list of hotels will be recommended by the organizing committee to which university has tie up and as per their requirement; committee will hold the rooms in such hotel.
- University will provide breakfast, lunch and high tea from 29th September to 01st October, 2022.

MISCELLEANOUS

- During the course of various rounds, the participants will not be permitted to make any audio/visual representation, nor will they be allowed to use personal computers, laptops and any other technical or mechanical device.
- In the support of their argument, the participants can produce the documents, if he asked to do so.
- If at any instance a submission is made with any material in violation to the above clause, the teams shall be disqualified from the competition forthwith.
- During the course of the entire round no mediator/client shall neither reveal his/her identify nor the identity of their University/College by any means whatsoever.
- The decision of the Judges as to the Marks secured by any Team shall be final.
- No Team or any of its members or anyone connected with any Team will be permitted to sit or hear the arguments in any Mediation Room in which that Team is not one of the contesting Teams. For the violation of this rule strict action may be taken against the team, even ranging to the disqualification of the team from the competition
- The Organizing Committee shall have the exclusive right pertaining to all and any issues related to the National Mediation Competition 2022. The decision of the Organizing Committee shall be final and binding and no team or participant whatsoever shall have any right to challenge the same.
- In the case of any dispute, Participants can file a written complain to the Organizing Committee and the decision of the Committee, subject to the revision by Dean, School of Law, IMS Unison University, shall be final.

PATRONS

Shri Amit Agarwal (Chairman, BoG)

Prof. (Dr.) Gurdip Singh (Chancellor and Acting Vice Chancellor)

Col. Pranav Kumar (Registrar)

Dr. Amit Adlakha (Director NAAC)

CONSTITUTION OF COMMITTEE DIRECTOR

Prof. (Dr.) Ashish Verma (Dean, School of Law)

Dr. Nitya Nand Pandey (Faculty Convener)

Dr. Munish Swaroop (Faculty Co-Convener)

FOR ADDITIONAL INFORMATION AND CLARIFICATIONS PLEASE

CONTACT

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