

6TH AMITY NATIONAL MOOT COURT COMPETITION **2023**

6TH, 7TH, 28TH
OCTOBER, 2023

ORGANISED BY-
Amity Law School,
Amity University
Haryana



6th AMITY NATIONAL MOOT COURT COMPETITION
6th – 7th & 28th October, 2023



OUR INSPIRING LEADERSHIP



“My mission is nation-building through education and beyond.”

-Dr. Ashok K. Chauhan

Founder President Ritnand Balved Education Foundation (RBEF)
(The Foundation of Amity Institutions and the Sponsoring Body of Amity Universities)



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OUR MOTIVATIONAL PATRON



“Passion can navigate your way to success”

- **Dr. Aseem Chauhan**

Chancellor

Amity University Haryana

Amity University Rajasthan

President

Amity University Mumbai

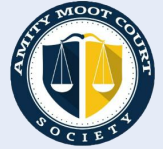
Chairman

Amity University Madhya Pradesh

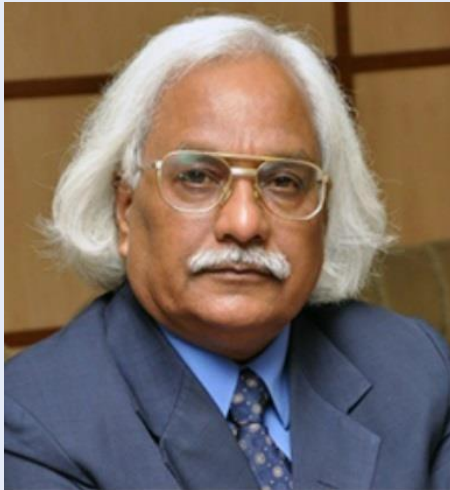
Amity University, Lucknow



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VICE CHANCELLOR'S MESSAGE



PROF. (DR.) P.B. SHARMA
Vice Chancellor
Amity University Haryana

I am indeed delighted that the next edition of AUH National Moot Court is being held on October 6th-7th, 28th, 2023 and that a number of distinguished legal luminaries shall be gracing this momentous occasion.

The very purpose of law and jurisprudence is to align the society at large towards truth and justice, as also to ensure that the guilty are punished. Being neutral to emotions and interpersonal relationship to social and political dynamics, judiciary has an important role to sustain a just society that truly rejoices that the Truth Triumphs and not the Untruth, “Satyamev Jayte, Nanritam” as has been proclaimed by the founding father of our great civilization in Munduk Upanishad.

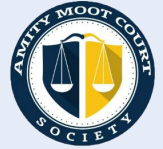
Legal education requires not just a comprehensive knowledge of the laws and systems of jurisprudence but also skills of organising the facts, articulating grounds and also arguing for and against the issues involved. This requires besides knowledge and communication skills, a firm commitment and resoles to use legal profession as a “Privilege to Serve and a Privilege to Excel”.

Let this edition of National Moot Court at AUH inspire all the participating team members to deepen their interest in the study of law and sharpen their intellect to develop the skills vital for the cultivation of nobility in legal profession.

I extend my very best wishes for the successful organisation of this historic event.



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PRO VICE CHANCELLOR'S MESSAGE



PROF. (DR) VIKAS MADHUKAR

Pro Vice Chancellor
Amity University Haryana

The fundamental ideology of Amity University Haryana is to attain academic eminence through ground-breaking innovation, seamless integration with the industry, and a steadfast commitment to internationalization. This unwavering dedication towards excellence in academics is reflected in the arduous academic programs and impeccable teaching that inspires a passion for learning among the students. It embodies an unyielding pursuit of scholarly achievement, ground-breaking research, advanced critical analysis, and innovative thinking, which empowers students to transcend the classroom and face real-world challenges using their instincts, negotiating skills, collaboration, and experiential learning.

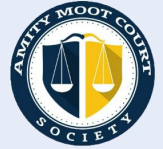
Amity Law School is committed to promoting and encouraging young talent in the realm of Oral Advocacy Research, Legal Aid, Publications, Debates, and Moot Court Competitions, providing students with the platform to enrich their skills and bolster their legal careers. Understanding the symbiotic relationship between law and society and the criticality of law in the era of globalization, Amity Law School endeavours to prepare students to become socially conscious and professionally competent individuals. Through fostering close collaborations between students, teachers, and prominent scholars from around the world, Amity Law School provides a holistic environment for students to become not only efficient Lawyers but also cosmopolitan individuals and responsible contributors to global jurisprudence.

Amity Law School has set a new benchmark for the University by successfully hosting consecutively 5 National Moot Court Competitions and 1 International Moot Court Competition, which have been consistent in their triumph, adding to the University's immense pride. Congratulations to Amity Law School for successfully hosting the 1st Amity International Moot Court Competition.

I congratulate Maj Gen P K Sharma, Director Amity Law School and his team for organising this event and extend a warm welcome and convey my heartfelt best wishes to all the participants and wish the Event an extraordinary success.



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DIRECTOR'S MESSAGE



MAJ. GEN. P.K. SHARMA (RETD.)

Professor and Director, Amity Law School

Dean Faculty of Law

At Amity Law School, we incessantly sculpt the personality of students through Academic and Co-curricular activities which inculcate in students the skills and knowledge essential to be an excellent advocate in the recent dynamic environment. In addition to organising Guest Lectures by eminent professionals, at ALS, we also organise Competitions and Events like Legal Conferences, Parliamentary Debates, Moot Court Competitions, Debates, and Quiz Competitions. I believe that confidence is something one should wear every day. It adorns one's personality like nothing else. The Law School endeavours to transform law students into the "Heirs of Justice" with the help of most competent Faculty and by giving them competitive environment and inculcating in them moral, ethical, and legal principles to serve the society with the finest skills acquired. Presently, there are around 500 Law students in Amity Law School who promise the world a better future and who will definitely be the change in society.

The University is blessed to provide another opportunity to all the students in the form of the 6th Amity National Moot Court Competition, 2023. I feel so proud when I see such young budding lawyers arguing so gracefully in the Courtrooms. The Moot Court Competition is not about winning or losing. Moot Court is exceptionally important for any law student as it provides practical knowledge about various aspects of the legal system. It is an exercise for law students before they can actually practice in the Courts or in any field of law.

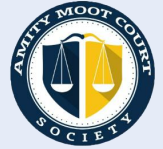
I hereby, welcome all the exceedingly talented teams to our University. Our Moot Court Society will ensure that the Competition as well as their stay at the University will nurture the participants in the best possible manner. Each one of us is striving hard to achieve the mission of our Hon'ble Founder President and Hon'ble Chancellor of making this Institution one of the most elite Institutions in the world. I also take this opportunity to convey our gratitude to the Hon'ble Vice Chancellor, Pro-Vice Chancellor, and Dean of Students' Welfare for their guidance, support, and blessings at each stage of this event. This event, or any event of the Law School, could not have been successful without their support, as they have stood with our department in every hour of need.

I wish the event a great success and may the best Team win.

BEST WISHES



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AMITY LAW SCHOOL



The **VISION** of Amity Law School, Haryana, is to strive to be a leading Institute recognised internationally and known for its socially relevant legal research and education. In pursuing its vision, Amity Law School has as its mission, the creation and sustenance of a research based academic environment which is grounded in values of social justice and excellence. The values of Amity Law School are fully aligned with those of the University with a view to create a culture that reflects these values.

The members of Amity University Law Faculty believe that **our community of scholars must base their pursuit of knowledge through research, teaching, and learning with membership acquired on the basis of intellectual merit, ability, and the potential for excellence.** The different perspectives arising from diverse backgrounds and histories that define our identities deepen scholarly inquiry and enrich academic debate.

We cherish:

Academic freedom, creative and innovative thought, ethical standards and integrity, accountability and social justice; our staff and students, who are the faculty's core asset.

We foster:

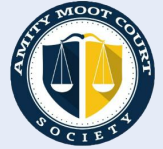
An inquiry-led and evidence-based approach of creating knowledge; and academic citizenship, whereby we commit ourselves to harnessing our intellectual abilities in the interest of our nation and humanity.

We recognise:

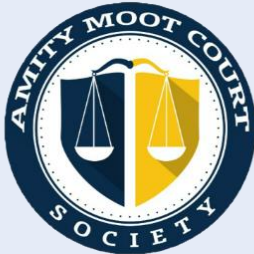
In a resource-constrained world where vast disparities remain, the faculty must endeavour to produce Graduates who appreciate the importance of community engagement, entrepreneurial endeavours and innovative actions in generating employment and development in our local communities.



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AMITY MOOT COURT SOCIETY



Our Motto

“To create an army of competent and conscious lawyers who shall strive towards dispensation of fair justice to one and all without fear and favour.”

The Moot Court Society of Amity Law School, Haryana works through the combined efforts of exceptionally competent Faculty as well as the enthusiastic students and organises various Competitions to brush up the practical knowledge in the field of law in the students. The efforts of the Society are channelized towards grooming the law students to make them fit for the legal world. It provides them with the opportunity to get trained at working in teams by giving different challenges in order to mould their attitude and personalities and prepare them to face life situations gracefully.

Moot Court Competition is a valuable exercise for the law students to hone both their written and oral advocacy skills in the competitive field of advocacy. It has been a part of the process of the training lawyers for decades and plays an important role in legal education at ALS Haryana and will be organised by “**Amity Moot Court Society.**”

Every year the Society develops a hypothetical legal problem for the Competition that provides an opportunity to students to utilise their legal acumen. It also ensures the availability of study rooms for the students to help them prepare for the Competition. The main aim of the Society is to ensure a nice and safe stay of all the Teams by looking into all necessary matters like accommodation, food, transport, security, connectivity etc.

The Organising Committee of the Competition strives to successfully organise the **6th Amity National Moot Court Competition, 2023** and this event will be another milestone for the Law School as well as the University.



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1st Amity National Moot Court Competition, 2016



The 1st Amity National Moot Court Competition, 2016 saw thirty-six participating teams arguing on Constitutional Law related problem. The Teams from NLIU Bhopal, USLLS Delhi, Amity Law School Rajasthan and CNLU Patna made up to the Semi-Final Rounds. Finally, the top two Teams NLIU Bhopal and USLLS Delhi put their best foot forward to claim the winning trophy and were argued and judged before a dynamic panel of Judges.

The Winners received Rs. 30,000 as cash prize and SCC Online Platinum Web Edition. The Runner Up Team received Rs. 15,000 and a SCC Online Platinum Web Edition. The Winners of the Best Memorial, Best Researcher and Best Speaker awards received trophies, and SCC Online Platinum Web Edition.

Winner	National Law Institute University, Bhopal
Runners Up	University School of Law and Legal Studies, Dwarka
Best Memorial	Chanakya National Law University, Patna
Best Speaker	Prateek Singh Tomar (NLIU, Bhopal)
Best Researcher	Saumya Kapoor (Campus Law Centre, Faculty of Law, DU)



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2nd Amity National Moot Court Competition, 2017



The 2nd Amity National Moot Court Competition, 2017 was yet another milestone in its stride towards academic and professional excellence of Amity Law School, Gurugram. Following the active participation of 36 Teams in the last Competition, this year the counting continued for 38 selected Teams battling out in this Competition to discuss and determine the standing of Constitutional Law related issues.

The Competition was graced by the presence of Hon'ble Mr. Justice G.S. Shinghvi, Former Judge Supreme Court of India, Shri Ram Jethmalani, Senior Advocate Supreme Court of India, and Shri Salman Khurshid, Senior Advocate Supreme Court of India.

The Winners received Rs. 30,000 as cash prize and SCC Online Platinum Web Edition. The Runner up team received Rs. 15,000 and a SCC online Platinum Web Edition. The winners of the Best Memorial, Best Researcher and Best Speaker awards received trophies, and SCC Online Platinum Web Edition.

Winner	Symbiosis Law School, Pune
Runners Up	Rajiv Gandhi National University of Law, Patiala
Best Memorial	Chanakya National Law University, Patna
Best Speaker (Male)	Mr. Rohan Priyadarshi, Symbiosis Law School, Pune
Best Speaker (Female)	Ms. Raina Mahapatra, Symbiosis Law School, Pune
Best Researcher	Ms. Khyati Lohan, Symbiosis Law School, Pune



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3rd Amity National Moot Court Competition, 2018



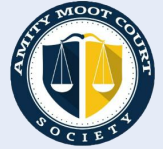
The 3rd Amity National Moot Court Competition, 2018 was another excellent opportunity for the budding lawyers to get back in form and put their best word forward. The legacy continued and the 3rd National Moot Court Competition was no less but only better with the active participation of 33 Teams from all over India. The event aimed at stirring the pot of advocacy in order to get the participants gulp of the potion and get trained for the world. The Constitution related Moot problem seemed not to be a shackle for the young and talented participants. The Teams from ILS Law College, Pune, School of Law Christ University, Bengaluru, Government Law College, Mumbai and School of Law, Shastra University, Tamil Nadu made up to the Semi-Final Rounds. Finally, the top teams were Christ University, Bengaluru and ILS Law College, Pune battled for the winning trophy with their argument and oratory skills and were judged by a dynamic and elite panel of Judges.

The Inaugural Ceremony was graced by the presence of Shri Ram Jethmalani, Senior Advocate Supreme Court of India and member of Parliament (Rajya Sabha); Padma Shri Dr. T.K. Visvanathan; Ms. Ruby Yadav, Mrs. Universe West Asia 2015; Ms. Sushma Sahu, Former President of Mahila Morcha, Bihar and Ward Councillor, Patna Municipal Corporation. The guests for the Valedictory Ceremony were Hon'ble Justice Swatanter Kumar, Former Chairperson NGT; Shri Salman Khurshid, Senior Advocate Supreme Court of India; Mr. Anand Grover, Senior Advocate, Supreme Court of India; Ms. Geeta Luthra, Senior Advocate, Supreme Court of India, Dr. Mukulita Vijayawargiya, Eminent Lawyer, Academician and Administrator.

Winner	School of Law, Christ University, Bengaluru
Runners Up	ILS Law College, Pune
Best Memorial	Symbiosis Law School, Pune
Best Mooter	Ms. Tanya Chib, GLC, Mumbai
Best Researcher	Mr. Nakul Mehta, Law College, Dehradun



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4th Amity National Moot Court Competition, 2019



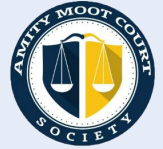
The bequest continued and the 4th National Moot Court Competition, 2019 was finest in the history of events held in Amity Law School, Haryana. There was an active participation of 42 teams from all over the country. The Competition aimed at rousing the students and helping them put their best foot forward. The Moot Problem was related to Constitutional Law and Criminal Law, which did not tremble the young and talented participants. The Teams who were a part of Semi-Final Rounds were NALSAR, Hyderabad, Geeta Institute of Law, Panipat, KIIT University, Bhubaneshwar and UILS, Punjab University. Finally, Geeta Institute of Law, Panipat and UILS, Punjab University made up to the Final Rounds who fought for the winning trophy with their arguments and rhetoric skills and were judged by an enthralling and gentry panel of Judges.

The Inaugural Ceremony was dignified by the presence of Hon’ble Shri Dipak Misra, Former Chief Justice of India, Hon’ble Shri Justice A.K. Patnaik, Former Judger Supreme Court of India, Shri Karnal Singh, Former Director, Enforcement Directorate was Guest of Honour at the Ceremony. The Valedictory Ceremony was graced by the presence of Shri Suresh Chandra, Information Commissioner Central Information Commission and Former Law Secretary Government of India and Col. R Balasubramanian (Retd.), Former ASG.

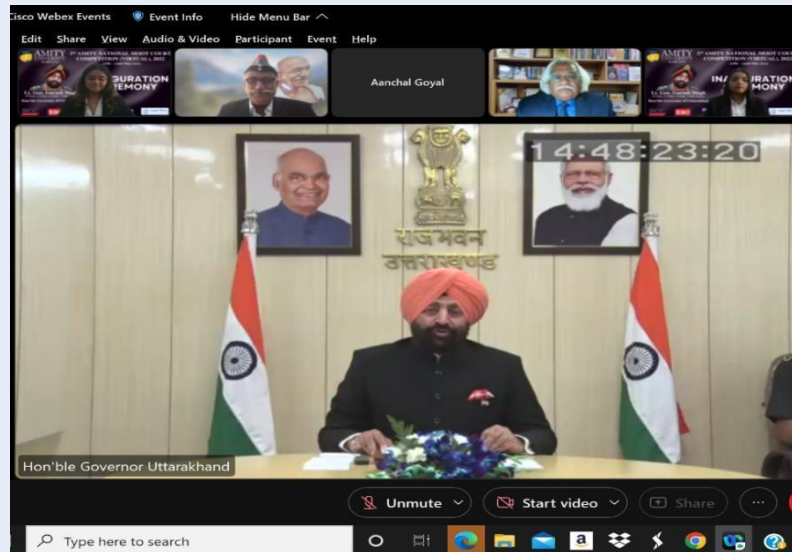
Winner	Geeta Institute of Law, Panipat, Haryana
Runners Up	UILS, Punjab University
Best Memorial	School of Law, KIIT University
Best Mooter	Saher Naqvi, NALSAR, Hyderabad
Best Researcher	Vedant Deepak Akhade, NLU Nagpur



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5th Amity National Moot Court Competition, 2022



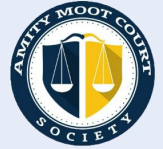
After the resounding success of the past four National Moot Court Competitions, the Moot Court Society of Amity Law School, Haryana, impeccably organized its highly anticipated 5th Amity National Moot Court Competition, 2022 via online mode. An overwhelming number of active and zealous participations were observed from the most esteemed and prestigious Law Universities/Colleges across the Nation. The event aimed at exhibiting and highlighting the astute advocacy skills and unparalleled legal expertise of the participants. The grand Inaugural Ceremony was graced with the distinguished presence of Lt. Gen. Gurmit Singh, the Hon'ble Governor of Uttarakhand, and Prof. S.P. Singh Baghel, the Hon'ble Minister of State, Law & Justice, Government of India. Their distinguished presence added an extra layer of grandeur and magnificence to the already dazzling event.

The splendid Valedictory Ceremony was graced by the renowned presence of Prof. Balraj Chauhan and Col R Balasubramanian (Retd). Their eminence and intellect added a touch of distinction to the grand event.

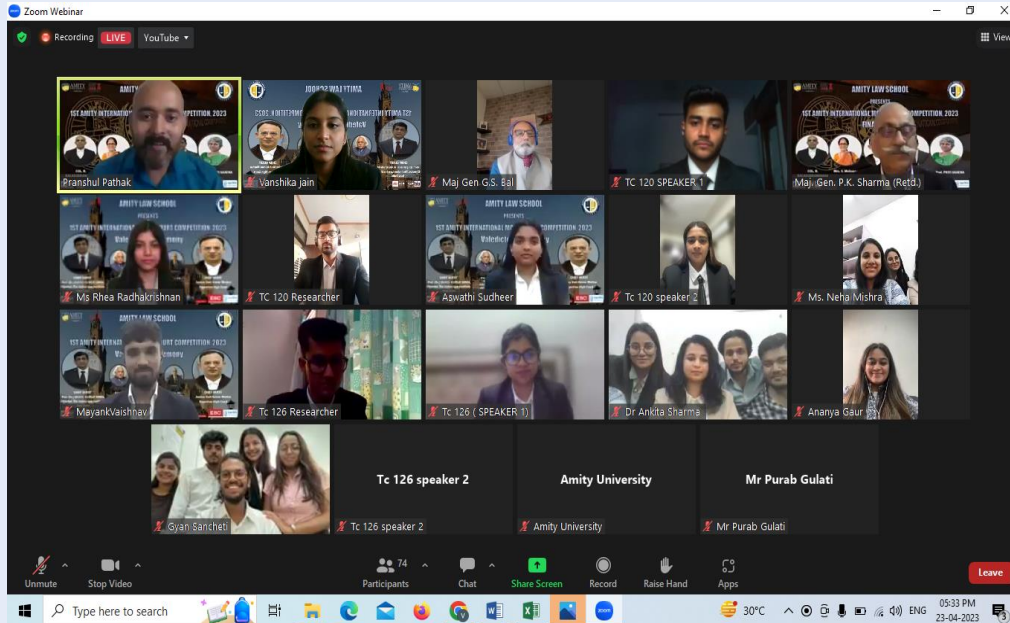
Winner	National Law University, Delhi
Runners Up	Lloyd Law College, Noida
Best Memorial	Sikkim Govt. Law College
Best Mooter	Manya Gupta, National Law University, Delhi
Best Researcher	Ms. Avantika, Campus Law Centre, University of Delhi



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1st Amity International Moot Court Competition, 2023

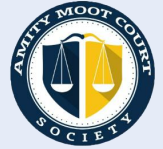


With unwavering commitment to excellence, our previous five Moot Court Competitions left an indelible mark on the legal world. The legacy continued and in a historic milestone that resonates with the spirit of legal ingenuity, Amity Law School proudly organized the First Ever International Moot Court Competition, 2023. Through this unparalleled platform, participants from diverse backgrounds converged to engage in intellectual battles that intended to shape the future of International Law. There was an active participation of 40 teams globally. The teams from Campus Law Centre, Delhi, Amity Law School, Punjab, KLE Society's Law College, Bangalore and University Institute of Legal Studies, Punjab University made up to the Semi-Final Rounds. Finally, the top teams were Campus Law Centre, Delhi University and University Institute of Legal Studies, Punjab University battled for the winning trophy with their argument and oratory skills and were judged by a dynamic and elite panel of Judges.

Winner	Campus Law Centre, Delhi University
Runners Up	University Institute of Legal Studies, Punjab University
Best Memorial	Geeta Institute of Law, Panipat
Best Mooter	Gargi Srivastava, KLE Society's Law College, Bangalore
Best Researcher	Manmath Kumath, Vivekananda Institute of Professional Studies, New Delhi



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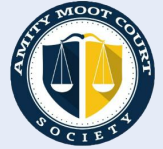


MOOT PROPOSITION

- The Republic of Aeloria hosts the world’s largest population, priding itself as the ‘world’s largest democracy’. The noble ideas of justice, equality, and fraternity are embedded in the Constitution of the Republic of Aeloria. The Constitution also grants certain sacred and non-negotiable Fundamental Rights such as the Right to Life and Personal Liberty, the Right to Equality, the Right to Freedom of Speech, etc. to its citizens. Republic of Aeloria is revered around the world for its democratic values and iron-clad commitment towards constitutionalism.
- The Republic of Aeloria is a patriarchal society and men constitute 57 % of the total population. In the year 1947, it got independence from the colonizers, after long and arduous struggle for freedom. Along with men, many women had also played an indispensable role in the freedom movement, but their contribution to the freedom struggle and their role in the post-independence activities is generally downplayed and not as much glorified as their male counterparts.
- Due to the prevalence of strong and deep-rooted religious and cultural practices and beliefs, women have been sequestered from public spaces. Even after seventy-six years of Independence, female infanticide and girl child marriages are very commonplace, crimes like sexual harassment and rape are very high and women employment rate is abysmally low. Equality and empowerment of women is still a far cry.
- Ms. Jessica, granddaughter of a female freedom-fighter, Smt. Raksha Devi, has been a flag-bearer of women’s rights; she has led the movement for entry of women into the religious institutions and the fight to decriminalise adultery. This further contributed to her popularity and presence among people and very soon, she became the first woman Leader of Opposition in Parliament, in a country where high constitutional offices have been only held by men. She has organised campaigns to further the cause of women empowerment and bring about gender equality in the society.
- On 3rd July 2023, Ms. Jessica had introduced a Private Member Bill in the Parliament, aimed at criminalizing Martial Rape. While introducing the Bill, she said “*Even after seven and a half decade of independence, women are denied right over their body. Women are robbed of their privacy and are subjected to sexual violence within a wedlock. Justifying these horrendous acts under the veneer of social and cultural*



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practices would amount to a fraud upon our Constitution. This is the time for course correction, let's further the values of equality and fairness by putting to an end the suffering and violence inflicted upon married women and criminalize non-consensual sexual intercourse within a wedlock”

- To the dismay of Ms. Jessica, the Bill was not passed in the Parliament owing to the non-progressive and dogmatic ideals of the ruling party, which vehemently opposed the Bill, describing it as a *‘tool to harass men’*, *‘an agenda to destroy our culture’* and *‘imposition of western values upon us’*. Ms. Jessica then approached the High Court challenging the constitutional validity of Exception-2 of Sec 375 of the Aeloria Penal Code, 1860.
- Amidst all the political and legal battles, this issue was gaining the attention of the general public and people were sharply divided. Many hailed it as a harbinger of equality while others dismissed it as a campaign to erode the cultural and social values. The matter was widely discussed and debated in the electronic and print media, whereas trends like #Womenrightsmatter and #Menunderattack etc. dominated the social media.
- A Division Bench of the High Court dismissed the Petition filed by Ms. Jessica stating that *‘the impugned provision is constitutionally valid and the sole prerogative of criminalising such an act belongs to the domain of the Parliament’*. The ruling party claimed the judgement as a victory of its stand and views. Undeterred, Ms. Jessica filed a Special Leave Petition against the judgement in the Supreme Court of Aeloria.
- With the General Elections due next year, all political parties were gearing up for the upcoming elections. Ms. Jessica, too, started campaigning from city to city and, she became more vocal in her criticism of the Government on this issue. She castigated the Government on its poor record on upliftment and empowerment of women and took a dig at its patriarchal mindset, which robbed women of dignity and equality.
- Within a short period of time, Ms. Jessica’s popularity sky-rocketed among the young voters, especially women voters. Everywhere she went for campaigning, she drew large crowds, to the extent of causing law and order issues at times. Many of her supporters called her as *‘The last hope’* and *‘The Iron Woman of Aeloria’*. The polls conducted by various pollsters and news channels predicted that Ms. Jessica had an upper hand over all her rivals and she was being projected as the next Prime Minister of Aeloria.
- On the eve of Independence Day, Ms. Jessica had organised a huge rally near the Parliament. People had gathered there in large numbers, despite the Government advice



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against holding the rally. While addressing the public Ms. Jessica said “*Bodily Autonomy is our birth right and we shall have it. Our rights cannot be sacrificed at the altar of cultural or religious practices. The Government is oblivious to the hapless condition of women and it only espouses a chauvinist mentality. The men at the helm of power should remember that it was the women who stood up to the evil colonizers, these people will be met with the same fate if they do not mend their ways. We will fight like hell for our rights, men who seek to dominate and exploit us should remember that women will no longer remain silent and we will make you pay. The days of subjugation and oppression are over. Make sure you vote for bringing about equality and eradicating male oppression in the society.*”

- After this speech, there were massive protests in the country and multiple FIRs were registered all over the country under sections 504, 505 and 153A of the Aeloria Penal Code, 1860. Ms. Jessica and her many supporters were detained on the grounds of breach of Public Order under the National Security Act, 1980.
- Ms. Jessica termed the detention as a political persecution and stated that the Government was abusing laws to go after her in order to halt the ongoing political campaign. A Writ Petition challenging the detention and for quashing the FIRs was also filed as she believed that *prima facie* no case was made out.
- The Supreme Court of the Republic of Aeloria clubbed the Writ Petition and the Special Leave Petition filed by Ms. Ms. Jessica against the judgement of the High Court.

The Supreme Court framed the following issues for consideration:

1. **Whether the Supreme Court of Aeloria has jurisdiction to try this case?**
2. **Whether the Exception-2 of Sec 375 of the Aeloria Penal Code, 1860 is violative of Fundamental Rights?**
3. **Whether the detention of Ms. Jessica under the National Security Act, 1980 is legal?**
4. **Does there exist a *prima facie* case under sections 504, 505 and 153A of the Aeloria Penal Code, 1860 against Ms. Jessica?**



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REGISTRATION FORM

Name of the Institution: _____

Email Address: _____

Institution's Address:



Speaker 1:

Name: _____

Gender: _____

Phone Number: _____

Email Address: _____



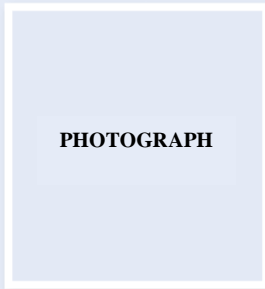
Speaker 2:

Name: _____

Gender: _____

Phone Number: _____

Email Address: _____



Researcher:

Name: _____

Gender: _____

Phone Number: _____

Email Address: _____

Signatures of the Participants:

(Speaker 1)



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(Speaker 2)

(Researcher)

Payment Transaction ID:

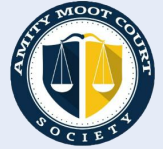
Name and Signature of Faculty In-charge:

Institution's Seal:

Registration Form Link : <https://forms.gle/pz61gmiLqbQFhFbaA>



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IMPORTANT DATES

Last date for Provisional Registration	Monday, 25 September 2023
Last Date for completing the Payment Process and submission of the soft copy of Registration Form	Friday, 29 September 2023
Last Date for seeking Clarifications	Friday, 29 September 2023
Release of Clarifications	Saturday, 30 September 2023
Last date for submission of soft copies of Memorials	Tuesday, 3 October 2023
Inauguration Ceremony	Friday, 6 October 2023
Researchers' Test	Friday, 6 October 2023
Preliminary and Quarter-Final Rounds	Saturday, 7 October 2023
Semi-Final and Final Rounds	Saturday, 28 October 2023
Valedictory Ceremony	Saturday, 28 October 2023



6th AMITY NATIONAL MOOT COURT COMPETITION
6th – 7th & 28th October, 2023



ORGANISING COMMITTEE

Chairperson	Maj. Gen. P. K. Sharma <i>Professor and Director, Amity Law School</i> <i>Dean Faculty of Law</i>
Faculty Convener	Mr. Pranshul Pathak <i>Coordinator, Amity Law School</i> Dr. Ankita Sharma <i>Assistant Professor, Amity Law School</i> Ms. Neha Mishra <i>Assistant Professor, Amity Law School</i>
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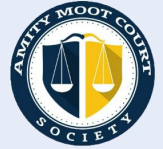
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