



JIMS ENGINEERING MANAGEMENT TECHNICAL CAMPUS
(Affiliated to Guru Gobind Singh Indraprastha University, Delhi & Approved by AICTE, NCTE, BCI Delhi)

DEPARTMENT OF LAW
MOOT COURT SOCIETY

PRESENTS

**4TH JAGANNATH
MEMORIAL
MOOT COURT
COMPETITION,
2025**

(INTER COLLEGE/ UNIVERSITY)

24TH FEBRUARY, 2025
PRELIMINARY ROUND [ONLINE]

28TH FEBRUARY – 1ST MARCH, 2025
ADVANCED ROUNDS [OFFLINE]

**EVENT
BROCHURE**



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JIMS Engineering Management Technical Campus **(JIMSEMTC)**

The JIMS Group has a legacy of over 25 years in quality education and creating industry-ready professionals. JIMSEMTC is running BA.LL.B & BBA.LL.B, 5 Integrated & Honors programme since 2014 under the flagship of GGSIPU, New Delhi. JIMSEMTC has a well-developed campus with highly qualified faculties and all modern facilities and amenities. The campus life is congenial, harmonious & offers opportunities to the students to pursue educational, research and consultancy activities besides co-curricular activities.

Our Vision -We visualize JIMS as an institute of higher academic learning known for its commitment to excellence in higher technical and professional education, research and consultancy with a holistic concern for quality of life, environment, society & ethics.

Department of Law is organising its **4th Jagannath Memorial Moot Court Competition (JMMCC)** on **24th February (online) & from 28th February - 1st March, 2025 via Offline Mode**. The Moot Proposition is based on Criminal Law. The Competition shall be open for '*bonafide*' students who are pursuing an integrated 5 year LL.B. Programme or 3 year LL.B Programme from an institute/university in India.



A word from the Chairman (JIMS Group)



Dr. Amit Gupta

Chairman

JIMS Group

I'm delighted to hear that the 4th Jagannath Memorial Moot Court Competition, 2025, is scheduled to take place from February 28th to March 1st, 2025. Moot court activities play a vital role in preparing law students for their future careers, and it's wonderful to see the student community actively promoting such initiatives. I'm confident this event will be a great success, and I extend my best wishes to the organizing committee.

Message from Director



of courtroom proceedings in aspiring legal professionals.

Mooting is about honing the ability to argue persuasively, presenting compelling arguments, and convincing listeners to adopt a particular viewpoint. It goes beyond mere argumentation, requiring a thorough understanding of the relevant laws and their application. Mooting is a vital co-curricular activity in law schools, aimed at instilling the finer nuances

The Department of Law at JIMS is proud to host the **4th Jagannath Memorial Moot Court Competition (JMMCC)**, scheduled from February 28th to March 1st, 2025. On behalf of the organizing committee, I encourage all participants to seize this opportunity to deepen their legal acumen and approach the competition with a spirit of healthy engagement.

I extend my heartfelt congratulations to all the participants and the organizing committee for their hard work, and I wish this event tremendous success!

Prof. (Dr.) Sachin Yadav

(Director, JIMSEMTC)

Message From Head, Department of Law



I am delighted to announce that the student community of the JIMSEMTC Department of Law is organizing the **4th Jagannath Memorial Moot Court Competition (JMMCC)**, which will be held from February 28th to March 1st, 2025. We are thrilled to have received an overwhelming response from law schools across the country. Both students and faculty are actively involved in organizing this prestigious event. The competition will feature as many as 40 distinguished judges, including academics, practicing lawyers, and esteemed judges from the Hon'ble High Court and Supreme Court, who will evaluate participants at various stages. This event provides an incredible platform for students to engage with members of the legal profession and showcase their intellectual abilities before prominent lawyers and jurists. We sincerely thank the management and sponsors for their invaluable support in making this event possible. I am confident that this competition will be a resounding success, and I extend my heartfelt congratulations to the students and faculty for their dedication and hard work.

Prof. (Dr.) Pallavi Gupta

(Head, Department of Law)

Message From Faculty Coordinator



"It's not just about how much you know, but about how you use what you know—and this Moot Court Hall is a space created for you to explore that potential. You truly belong here, in this moment, with me, because I believe in your ability to achieve great things, and I'm here to support you on that journey. Mooting is more than public speaking or debating; it's a refined art of persuasive advocacy, a skill that will shape your professional life for years to come. As the saying goes, 'Youth is not an achievement; it is an opportunity.' Don't let this opportunity slip away. I am thrilled that the JIMSEMTC Department of Law is hosting the **4th Jagannath Memorial Moot Court Competition (JMMCC)**. I wish this event not only great success but also a deeply enriching experience for everyone involved."

Sudhir Kr. Dwivedi

(Assistant Professor)

ADVISORY COMMITTEE

CHIEF PATRON

Dr. Amit Gupta
Chairman - JIMS Group

PATRON

Prof. (Dr.) Sachin Yadav
JIMSEMTC Campus Director

EVENT PATRON

Prof. (Dr.) Pallavi Gupta
HEAD, Department of Law, JIMSEMTC

FACULTY COORDINATORS

Mr. Sudhir Kr. Dwivedi
Assistant Professor
(Faculty In-charge, MCS)

Mr. Gaurav Saha
Assistant Professor

Ms. Ginny Rajvanshi
Assistant Professor

Ms. Radha
Assistant Professor

About Moot Court Society

The Moot Court Society at JIMSEMTC, Department of Law, plays a crucial role in equipping students with practical legal skills, including clinical legal training, research, and writing. These activities help students build confidence in articulating their views and effectively communicating in front of an audience.

The society organizes various events, including the prestigious Jagannath Memorial Moot Court Competition, which attracts participants from law colleges and universities across India, and the Novices Senate Intra Moot Court Competition, exclusively for students of JIMSEMTC, Department of Law.

By fostering an interest in mooting, the society helps students master the intricacies of legal research, effectively utilize online legal databases, and organize research into concise and coherent legal arguments. Additionally, it encourages and prepares students to participate in national-level moot court and trial advocacy competitions hosted by various institutions.

FACULTY CO-ORDINATORS

- 1) Mr. Sudhir Dwivedi
(Assistant Professor, Department of Law)
- 2) Mr. Gaurab Saha
(Assistant Professor, Department of Law)
- 3) Ms. Ginny Rajvanshi
(Assistant Professor, Department of Law)
- 4) Ms. Radha
(Assistant Professor, Department of Law)

OFFICE BEARERS

- 1) A Raj Singh (Convenor)
- 2) Mimansha (Co-convenor)
- 3) Angad Singh (Secretary)
- 4) Kavyanjali Bisht (Addl. Secretary)
- 5) Helena Patricia Dessa (Joint Secretary)
- 6) Vidhan Singh (Treasurer)
- 7) Aman Kumar (Liasion Officer)

CONTACT US:

jimsnationalmootcourt@jagannath.org

Glimpse of Previous National Moot Court Competitions

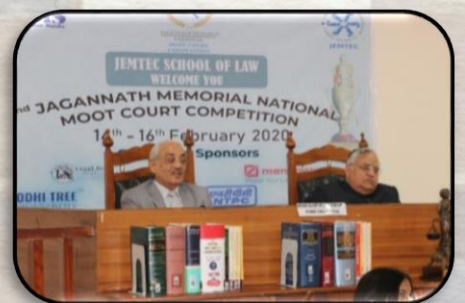
The **First National Moot Court Competition at JIMS Engineering Management Technical Campus, Department of Law**, was held in 2019 from February 15th to 17th, 2019, total with 36 teams participating from across the country. The moot problem was based on Constitutional and Civil Law. The participating teams were honored by the presence of distinguished judges, Hon'ble Justice D.D. Jha (former Judge of Allahabad High Court), Hon'ble Justice S.N. Dhingra (former Judge of Delhi High Court), Justice Zaki Ullah Khan (former Judge of Allahabad High Court), and Justice V.B. Gupta (former Judge of Delhi High Court). Dean of IP University- Prof. (Dr.) Kanwal D.P. Singh, Secretary-Ministry of Law and Justice: G.N. Raju, DLC (Department of legal affairs-Ministry of Land Justice: K.C. Batlar. Demonstrating exceptional advocacy skills, the Ideal Institute of Management and Technology & School of Law, GGSIPU, emerged as the winners and lifted the trophy.

Continuing the legacy, the **2nd Edition of the Jagannath Memorial National Moot Court Competition was organized from February 14th to 16th, 2020** with participation of 20 teams nationwide. The event was graced by eminent legal luminaries, including Prof. M. Afzal Wani (Professor of Law and former Dean at the University School of Law and Legal Studies), Justice Zaki Ullah Khan (Retired Hon'ble Judge of Allahabad High Court, Lucknow Bench), Adv. Rajeev Saxena (Advocate, Delhi High Court), Justice V.B. Gupta (former Judge, Delhi High Court), Adv. Ranjan Roy (Advocate, Delhi High Court), Justice Swatanter Kumar (former Chairperson of the National Green Tribunal), Prof. Dr. S.K. Singh (Gautam Buddha University, Greater Noida), and Prof. S.K. Singh (Gautam Buddha University, Greater Noida). After intense competition, Rajiv Gandhi National University of Law, Punjab, emerged victorious.

Following the success of the second edition, the **3rd Edition of the Jagannath Memorial National Moot Court Competition was held from February 12th to 14th, 2021**. This edition saw participation from across the nation, representing various prestigious law colleges and universities, including Symbiosis Law School (Noida and Hyderabad), HPNLU, RGNUL, Ideal Institute of Management Studies, Christ

University (Bengaluru), Vivekananda Institute of Professional Studies, Sandip University (Nashik), Saveetha School of Law (Chennai), SVKM's NMIMS School of Law (Indore), TNDALU (School of Excellence in Law, Chennai), Dharmashastra National Law University (Jabalpur), Thakur Ramnarayan College of Law (Mumbai), School of Law (Sharda University, Greater Noida), Law Centre-II (University of Delhi), Amity Law School (Noida), and SVKM's Pravin Gandhi College of Law (Mumbai University).

The event was enriched by the presence of eminent personalities such as Justice K.G. Balakrishnan, Justice A.K. Ganguly, Prof. Dr. Amar Pal Singh (Hon'ble Guest of the Event), Justice Zaki Ullah Khan (Retired Hon'ble Judge, Allahabad High Court), Hon'ble Justice Ravindra Singh (Former Judge, Allahabad High Court), Advocate Chetan Lokur (Advocate-on-Record, Supreme Court of India), and Advocate Japan Babu (Deputy Legal Advisor, Ministry of Law and Justice, Government of India). The competition fostered healthy rivalry and provided a platform for participants to refine their mooting and research skills.



SCHEDULE

S.No.	EVENTS	DATES
1	Release of Moot Proposition along with Rules	19 th January, 2025
2	Last Date of Registration	14 th February, 2025
3	Last date of Clarification	14 th January, 2025
4	Release of clarification	15 th February, 2025
5	Last Date for Memorial Submission (Soft Copy)	21 st February, 2025
6	Inaugural Ceremony(Virtual)	24 th February, 2025
7	Researcher's Test	24 th February, 2025
8	Preliminary Rounds	24 th February, 2025
9	Quarter-Final	28 th February, 2025
10	Semi-Final	28 th February, 2025
11	Final Rounds	1 st March, 2025
12	Valedictory Ceremony	1 st March, 2025

RULES & REGULATIONS

GENERAL

Date: The 4th Jagannath Memorial Moot Court Competition shall be held **offline** from **28th February to 1st March 2025**.

Dress Code: Participants are required to adhere to the following dress code at all times while being present in any Courtroom during the Competition.

- **Ladies:** Western Formals (White formal Shirt and Black Pant, Black Tie, Black Blazer).
- **Gentlemen:** Western Formals (White formal Shirt, Black Pant, Black Tie, Black Blazer).

THEME

Theme of the Competition is Criminal Law.

LANGUAGE

Communication for all official purposes for the online/offline Moot Court Competition is English.

ELIGIBILITY

The competition shall be open for *Bonafide* students who are pursuing a 5-year integrated LLB programme or 3-year LL.B programme from an Institute or University situated in India and recognised by the Bar Council of India.

TEAM COMPOSITION

- Each team shall strictly consist of three members. There shall be two speakers and one researcher in each team and the names of such speakers and researchers shall be informed at the time of registration. No additional member or observer shall be allowed to represent any team. Swapping of members is strictly prohibited.
- All participants shall bear with them at least one identity document for any probable verification during the mooting session(s).
- Each team shall be allotted a unique team code before the competition. During the competition, all teams shall be identified by the distinct team codes allotted to them.

- No Team shall disclose their identity or that of their institution or city etc. except to the organizers, when necessary, any such disclosure shall invite strict penalty including and not limited to disqualification, at the discretion of organizers.

REGISTRATION

Online registrations starts from 19th January 2025. **The last date for registration is on 14th February 2025** at <https://forms.gle/KvZbD8BZ7jzj7Jkc7>.

- Registration fees ₹2100/-
- Registration shall be done on a first come first serve basis.

NOTE: Registration shall be deemed final only after receipt of registration fees.

- Teams shall pay the registration fees in the following account detail:

Account Number: - 50100293527299

IFSC: HDFC0000278

Account Holder Name: Sudhir Kumar Dwivedi

Or

UPI id: 9013456805@pthdfc



- The organising committee has the exclusive right to decide in case of any dispute. The decision of the organising committee in such a case shall be final.
- Screenshot of the Payment to be uploaded on form for confirmation of Registration.

TECHNICAL RULES

- Preliminary rounds shall be conducted via video conferencing (Virtual) and the advanced rounds shall be conducted via offline mode.

Platform of video conferencing will be intimated to the participants beforehand.

- All the participants of the team are expected to keep their videos on during the oral rounds.
- The link for the Inauguration, and the Preliminary rounds shall be sent to all the participants in advance.

- Participants have to ensure high speed internet connection with good audio and video facilities. It is advisable for the participants to use laptops or desktop for the oral rounds.
- In case any participant disconnects during the round, the Court Clerk after waiting for 10 (ten) minutes, will proceed further with the Oral Round.
- The participants should preferably have a plain background. The background or surroundings should not include any signage, color, logo, emblem, infrastructure, or any other display that reveals the identity of the participants or the institution they represent.
- Utmost care shall be taken by the teams as regards to external sound or noise while the proceedings are on. During the oral round, proceedings ensure that the same is conducted from a noise-free room.
- At the time when the other participant is speaking, you are expected to keep your mic mute. In case a participant is found disturbing the other pleader anyway, he/she may be disqualified.

RULES REGARDING MOOT MEMORIALS:

- All requirements have to be strictly followed. Non-adherence to the same shall result in disqualification, subject to the discretion of the organizers.
- Each team shall prepare Memorials for both sides to the dispute. i.e. Petitioner/ Appellant and Respondent.
- The soft copies of the Memorial from each side shall reach the Organizers at jimsnationalmootcourt@jagannath.org in pdf format latest by **21st February, 2025**. Attachments shall be titled as [TEAM CODE] [P/A] for Petitioner/ Appellant side and [TEAM CODE] [R] for Respondent side. e.g. 007 P/A and 007 R.
- No extension shall be granted to any team for memorial submission in any case.
- Submission of Compendium is upon the discretion of the participants.

FORMAT OF MEMORIALS

- **Cover Page:** The cover page of the memorial must state the following:
 - Team Code on upper Right-hand side corner.
 - The Case Title
 - The colour of the cover page must be Blue in case of Petitioner / Appellant and Red in case of Respondent.
 - The Party for which the Memorial has been prepared.
 - Table of Content
 - List of Abbreviations
 - The Index of Authorities
 - The Statement of Jurisdiction
 - The Statement of Facts
 - The Statement of Issues
 - The Summary of Arguments
 - The Arguments Advanced
 - The Prayer

MEMORIAL GENERAL FORMAT

- **Spacing:** 1.5 Line Spacing
- **Margins:** One-inch margin on all sides of each page.
- **Font:** The font for the body of the memorial shall be Times New Roman, Size 12.
- **The Font for the footnotes:** The font of the footnotes shall be Times New Roman, Size 10.
- Page numbering should be at the bottom middle of each page.

- The memorials must not contain any annexures/photographs/sketches / exhibits / affidavits etc.
- Teams shall cite authorities in their Memorials by way of ILI Style of Citation or any other uniformed style of citation.
- The maximum number of pages in each Memorial shall not exceed 35 pages including 20 maximum pages for Written Submissions/Arguments.
- The memorials must not, under any circumstances, reveal any information that could identify the participating team, its members, or the institution/college/university they represent which may lead to disqualification.

EVALUATION OF MEMORIALS:- Every Memorial will be marked on a total of 100 marks and the team's memorial marks will be the average of the total of both sides.

S.NO.	MARKING SCHEME	MARKS ALLOTTED
01.	Knowledge of Facts & Law	15 Marks
02.	Extent & Use of Research	15 Marks
03.	Application of Law	15 Marks
04.	Drafting Skills	15 Marks
05.	Originality in Presentation	15 Marks
06.	Grammar, Style, and Coherency	15 Marks

07.	Original Thought	10 Marks
	Grand Total	100

RESEARCHER'S TEST

- The Researcher's Test shall be conducted on **24th February, 2025** through **online medium**.
- The Researcher's Test will consist of both Oral questions and subjective questions, focusing on the applicable laws, precedents, and facts related to the Moot Proposition.
- Only the participant registered as researcher from each team shall be allowed to appear for the Researcher's test.
- The participant shall ensure complete integrity and shall not resort to unfair means while attempting the test. Any such attempt shall result in disqualification.
- The Researcher's Test will be conducted online in a one-on-one format via video conferencing. Each researcher will have 15 seconds to orally answer each question. If a researcher fails to answer within the given time frame, the next question will be posed. The test will consist of 15 oral questions, each carrying one mark. Any detection of unfair practices will result in the disqualification of the team..

ORAL PLEADING

➤ PRELIMINARY ROUND

- The Preliminary Round of the Competition will be conducted via online video conferencing and shall consist of Forty (40) minutes of Oral Pleadings. Both the sides shall be allotted twenty (20) minutes each. The teams shall indicate their allocation of 20 minutes before the beginning of the round and no Speaker shall plead for more than twelve (12) minutes, including rebuttal or Sur-Rebuttal.
- Before the beginning of the Preliminary Round, each Team shall indicate to the Court Clerk how it wishes to allocate its 20 minutes among
 - its first Speaker,
 - its second Speaker, and

- Rebuttal (by Petitioner/ Appellant) or Sur-Rebuttal (by Respondent). At the discretion of Judges.
- There will be one preliminary round of arguments per team.
- Preliminary will be held on **24th February, 2025**, the top eight teams from Preliminary Rounds will qualify for the Quarterfinals.
- The criteria for succeeding in these rounds will be based on aggregate marks of the team gained in the Rounds.

➤ **QUATER-FINAL ROUND**

- Quarter-finals will be held on **28th February, 2025**.
- Quater-Final rounds shall consist of Fifty (50) Minutes of oral pleadings. Both sides shall be allotted Twenty-Five (25) minutes each. Further, the time for Rebuttal and sur-rebuttal will be 5 minutes. (Total time of each team will be 25+5 minutes). The teams shall indicate their allocation of 25 minutes before the beginning of the round and no Speaker shall plead for more than fifteen (15) minutes, excluding rebuttal or Sur-Rebuttal.
- The Quarter-final will be on a knockout basis, four teams from Quarter-finals Rounds will qualify for the Semi-Finals.

➤ **SEMI-FINAL ROUND**

- The Semi-Final Rounds will be held on **28th February, 2025** and will be knockout rounds. The pairing of Teams for the Semi-Final Rounds shall be done by a draw of lots.
- Semi-Final rounds shall consist of Sixty (60) Minutes of oral pleadings. Both sides shall be allotted Thirty (30) minutes each. Further, the time for Rebuttal and sur-rebuttal will be 5 minutes. (Total time of each team will be 30+5 minutes). No Sur-Sur Rebuttal is allowed.

- The teams shall indicate their allocation of 30 minutes before the beginning of the Semi-final round. No speaker shall plead for more than 18 minutes during Semi-Final Round excluding Rebuttal or Sur-Rebuttal.
- Semi Final rounds will be on a knockout basis, two teams from Semi-finals Rounds will qualify for the Finals.

➤ **FINAL ROUND**

- The Final Rounds will be held on **1st March, 2025**.
- The final round shall consist of Ninety (90) Minutes of oral pleadings. Both the sides shall be allotted forty-five (45) minutes each. Further, the time for Rebuttal and sur-rebuttal will be 7 minutes. (Total time of each team will be 45+7 minutes).
- The teams shall indicate their allocation of 45 minutes before the beginning of the final round. No speaker shall plead for more than 25 minutes during the Final Round excluding Rebuttal or Sur-Rebuttal.
- Extension of Time at Judges' Discretion- Judges may, at their discretion, extend total team oral arguments time maximum by 5 minutes.

GENERAL RULES FOR ORAL ROUNDS:

- Order of Submission- The order of the oral submissions in each Round at all levels of the Competition shall be: Counsel (Petitioner/ Appellant) 1 --> Counsel (Petitioner / Appellant) 2 ->
Counsel (Respondent) 1 --> Counsel (Respondent) 2 ->
Rebuttal - Counsel (Petitioner/ Appellant 1 or 2) -->
Sur-rebuttal - Counsel (Respondent 1 or 2).
- Ex Parte Procedure: In exceptional circumstances, such as when a team fails to connect for a scheduled oral round, the Court Clerk may allow the oral round to proceed ex parte after waiting for ten (10) minutes. During an ex parte proceeding, the attending team

will present its oral pleading, which will be scored by the judges to the extent possible, as if the absent team had been present and arguing. In such cases, the team that fails to connect for the scheduled round will forfeit all points for the oral round and be disqualified from the competition.

- In case of an odd number of teams or Ex-Parte at the competition, the organizers shall have the discretion of having one team from the organising institute for the purpose of even teams / ex-partes in the preliminary rounds and that team shall not be considered as a part of the competition.
- If a team from the organizing institute scores higher marks than the competing teams, the next highest-scoring team will still be given preference.

SCORING

- **EVALUATION OF ORAL ROUNDS:**

S. NO.	CRITERIA	MARKS
01	Knowledge of Facts and Law	20
02	Application of law to facts	20
03	Ingenuity and ability to answer questions	15
04	Presentation Skills	15
05	Time Management and Organisation	10
06	Court Etiquettes	10
07	Logical coherency in Arguments	10
	Grand Total	100

SCOUTING

- Teams will not be allowed to observe the oral rounds of any other teams. Scouting is strictly prohibited. Scouting by any of the team members shall result in disqualification.
- Any team can file a written complaint to the Organizers for the same. The Organizer's decision regarding scouting shall be final.

ANNOUNCEMENT OF RESULTS

- The results of the Preliminary Rounds will be announced after the completion of the rounds.
- The results of the Quarter-Final Rounds will be announced following the round.
- The results of the Semi-Final Rounds will be announced after the conclusion of the round.
- The winners of the competition will be announced during the valedictory ceremony.

INTERPRETATION OF RULES AND REGULATIONS

- All interpretation, as well as any waiver, consent or other decisions in the administration of the competition are at the complete discretion of the Organizers.
- Any decision made by the Organizers shall be final and binding on all the participating teams.

COPYRIGHT

- The copyright with regard to the memorials submitted for the participation in the Competition is assigned by participants and shall vest completely and fully on the Organizers. The participants shall certify the originality of the memorials and the materials used and shall be responsible for any claim or dispute arising out of further use and exhibition of these materials.
- The organizers reserve the right to publicly display, electronically or otherwise, and distribute this information in any manner they choose. They shall not be held liable for any loss caused by errors or omissions in this collection of information, nor for the accuracy, completeness, or adequacy of the materials provided.

CLARIFICATIONS

- The moot proposition will remain unchanged, and no modifications will be made under any circumstances.
- The organizers reserve the right to alter, amend, or add to the moot proposition, and any such changes will be communicated to the registered teams well in advance.
- Clarifications regarding matters other than the moot proposition may be sought directly from the organizers.

“NOTE: Complete and Final Technical Rules will be intimated to the participating teams at a later date.”



Accommodation and travel will not be provided by the Organizing Committee. Participants are required to make their own arrangements.

AWARDS AND CERTIFICATE

The following awards shall be given away during the Valedictory & Prize Distribution:

- | | |
|--------------------------|------------------------|
| • Winning Team | ...(₹ 15,000) + Trophy |
| • Runners-up | ...(₹ 10,000) + Trophy |
| • Best Mooter | ...(₹ 3,000) + Trophy |
| • Best Memorial | ...(₹ 3,000)+ Trophy |
| • Best Researcher | ...(₹ 3,000)+ Trophy |

***The Winning team and Runners-up will be awarded subscriptions upto 2.50 Lakhs.**

In addition to the above awards, certificates will be awarded to the winners. All participants will receive participation certificates. The awards will be presented during the Valedictory Ceremony.

CONTACT DETAILS: For further information mail us at:

jimsnationalmootcourt@jagannath.org

Student Convenor:
Mr. A. Raj Singh
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Ms. Mimansha Singh
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Student Secretary:
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Department of Law

Moot Court Society



Prof. (Dr.) Pallavi Gupta
(Head, Department of Law)

Faculty Co-ordinators



Mr. Sudhir Kr. Dwivedi
(Assistant Professor, Department of Law)



Mr. Gaurab Saha
(Assistant Professor, Department of Law)

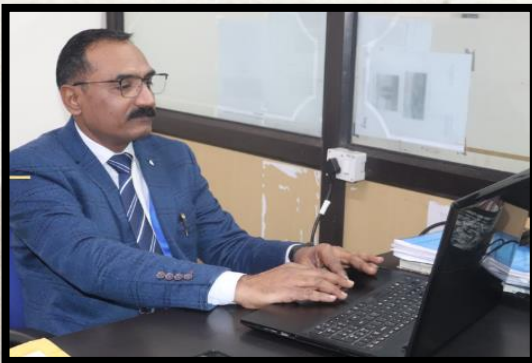


Ms. Ginny Rajvanshi
(Assistant Professor, Department of Law)



Ms. Radha
(Assistant Professor, Department of Law)

The Teaching Fraternity



Dr. A.K. Tyagi
(Professor)



Dr. Rumi Ahmed
(Associate Professor)



Dr. Simmi Virk
(Associate Professor)



Dr. Richa Srivastava
(Assistant Professor)



Dr. M.N. Rahman
(Assistant Professor)



Dr. Komal Chauhan
(Assistant Professor)



Mr. Sudhir Kr. Dwivedi
(Assistant Professor)



Ms. Ginny Rajvanshi
(Assistant Professor)



Ms. Pritha Sengupta
(Assistant Professor)



Ms. Radha
(Assistant Professor)



Ms. Neha Juneja
(Assistant Professor)



Ms. Amrita
(Assistant Professor)



Mr. Gaurav Saha
(Assistant Professor)



Mr. Prashant Pandey
(Assistant Professor)



Mr. Karan Chaudhary
(Assistant Professor)



Mr. Mudit Rohilla
(Assistant Professor)

Students Executive Committee



Mr. A. Raj Singh
(Convener)



Ms. Mimansha Singh
(Co-Convener)



Mr. Angad Singh
(Secretary)



Ms. Kavyanjali Bisht
(Addl. Secretary)



Ms. Helena Dessa
(Joint Secretary)



Mr. Vidhan Singh
(Treasurer)



Mr. Aman Kumar
(Liaison Officer)

Students Core Member



Ms. Priyal Goswami



Mr. Dhirendar Singh



Mr. Misaal



Ms. Anjali Singh



Mr. Sandeep Ranjan



Ms. Aashita Pandey



Ms. Kopal Mittal



Mr. Vikas Kumar Vats



Ms. Pragati Singh



Mr. Sunny Patel



Ms. Mandeep



Mr. Vishal Singh



Ms. Pratibha

MOOT PROPOSITION

The State vs. TechCorp

- I. TechCorp, a prominent technology firm in Indistaan, is under investigation by the Enforcement Directorate for alleged involvement in a sophisticated money laundering scheme that spans multiple jurisdictions and utilizes advanced financial technologies. The investigation stems from reports of significant financial irregularities linked to TechCorp's operations, including the use of shell companies and cryptocurrency transactions.
- II. **TechCorp** is a leading technology firm in Indistaan, specializing in software development and digital solutions. The company has a significant presence in both domestic and international markets, with reported revenues exceeding **Rs. 500 Crore** annually.
- III. The ED initiated an investigation following intelligence reports indicating that TechCorp was involved in a money laundering scheme using **shell companies** to obscure the origins of illicit funds. The investigation revealed that TechCorp allegedly created multiple shell entities to issue fake invoices for non-existent services, facilitating the transfer of funds across borders.
- IV. An internal whistleblower provided documents suggesting that TechCorp had funnelled approximately **Rs. 200 Crore** through these shell companies into offshore accounts, primarily in jurisdictions known for banking secrecy.
- V. The ED discovered that TechCorp utilized cryptocurrency transactions to further complicate the money trail. Reports indicated that over **Rs. 50 Crore** was transferred via cryptocurrencies like Bitcoin, which were then converted into fiat currency in various foreign banks. This aspect raises critical questions about regulatory frameworks governing digital currencies and their potential misuse for money laundering. The investigation highlighted that TechCorp engaged in remitting funds outside Indistaan using cryptocurrencies, which were disguised as payments for non-existent software imports from Singapore. This aspect raises questions about regulatory oversight concerning digital currencies and their role in facilitating money laundering.
- VI. The ED identified that these transactions were linked to a global forex settlement platform, NIUM Singapore Pte Ltd., which allegedly processed payments based on fake invoices raised by shell companies associated with TechCorp.
- VII. The ED conducted multiple search operations at TechCorp's headquarters and associated offices, seizing documents, digital devices, and financial records. Assets worth

approximately **Rs. 150 Crore**, including luxury cars and real estate holdings, were provisionally attached under the Prevention of Money Laundering Act (PMLA). During these operations, the ED also froze bank accounts linked to the shell companies, which contained substantial sums believed to be proceeds of crime. The ED's actions led to significant public scrutiny regarding its methods and the implications for corporate governance within tech industries.

- VIII. TechCorp is accused of generating **Proceeds of Crime (PoC)** through fraudulent transactions involving fake invoices and shell companies. These companies allegedly facilitated the laundering of funds through complex networks that obscure the true source and destination of the money.
- IX. TechCorp's legal team argues that the ED's actions infringe upon their constitutional rights, particularly regarding due process under Articles 21 and 22 of the Indian Constitution. They contend that the ED has not provided adequate evidence linking them directly to any scheduled offense as required under the Prevention of Money Laundering Act (PMLA).
- X. The defense also raises concerns about the lack of transparency in how the ED conducts its investigations, particularly regarding access to critical documents like Enforcement Case Information Reports (ECIRs).
- XI. Following the investigations, the ED filed a charge sheet against TechCorp's CEO and several executives under PMLA provisions, alleging conspiracy to commit money laundering. The ED's actions have been met with legal challenges from TechCorp, which argues that the agency has failed to establish a clear link between its activities and any scheduled offense as defined under PMLA.

Note: All the laws of Indistiaan are pari-materia to that of India and this proposition is a work of fiction. Any events or names mentioned if coinciding with real-life events is pure coincidence.

The participants are required to present arguments on the following issues:

1. Whether it is necessary for the ED (Enforcement Directorate) to establish a clear connection between alleged money laundering activities and a recognized scheduled offense before initiating proceedings under the Prevention of Money Laundering Act (PMLA)?

2. Whether constitutional protections apply in cases involving economic offenses? Specifically, what are the implications of denying access to Enforcement Case Information Reports (ECIRs) on due process rights under the Constitution?
3. Whether corporate entities like TechCorp can be held liable for financial misconduct perpetrated by their employees? What standards should be applied when determining the culpability of corporate bodies in such instances?
4. Whether, given the increasing use of cryptocurrencies in alleged financial crimes, regulatory measures should be implemented to prevent misuse while balancing the need to promote innovation and technological development?
5. Whether recent judicial interpretations affect the operational scope of investigative agencies like the ED? What implications do these rulings have for future investigations into corporate entities and economic offenses?
6. Whether the provisions of the BNSS affect the procedural aspects of the ED's investigation? Are there specific statutory requirements that must be fulfilled before the agency proceeds with arrests or searches under this framework?
7. Whether the definitions and penalties outlined in the BNSS apply to TechCorp's alleged actions? Can the company and its employees be effectively prosecuted under this new legal framework?

**JIMS ENGINEERING MANAGEMENT TECHNICAL CAMPUS,
DEPARTMENT OF LAW**

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