





PRESTIGE INSTITUTE OF MANAGEMENT AND RESEARCH, INDORE

An Autonomous Institution Established in 1994 & Accredited with "A++" NAAC (UGC)

DEPARTMENT OF LAW



NATIONAL MEMORIAL DRAFTING

COMPETITION 2022



OFFICIAL RESOURCE PARTNER



Faculty Coordinators —

MS. SAYALI BANDI

MR. SUMIT MAHESHWARI

ABOUT **DEPARTMENT OF LAW**

Prestige Institute of Management and Research, Indore has been a pioneer in the area of higher education for the past 27 years. In the year 2015, Department of Law, PIMR was established as a premium, autonomous law school in central India with the intent of globalizing legal education. It is affiliated to Devi Ahilya Vishwa Vidhyalaya, Indore, approved by Bar Council of India and is known for its quality education in the Central India. The institute has thrice been accredited Grade 'A' and in fact it is the only institute in Madhya Pradesh, as far as the law is concerned, to be awarded A++ by NAAC in 2021. Students from Pan India study in this prestigious institute. Recently it has been awarded the "Indian Leadership Award" by Worldwide Achievers in 2021. The Department of Law, PIMR vision is to provide high grade education in the field of Legal education. Being an Autonomous institution, we have the privilege of developing and upgrading our curriculum and assessment methods to create future- ready professionals in the field of law. We cater to around 1000 students courses like - BB.A.LL.B (Hons.), B.A.LL.B (Hons.), B.COM LL.B (Hons.), LL.B (Hons) and LL.M (Criminal Law, International Law & Organisation and Business Law).





FROM THE DESK OF SENIOR DIRECTOR

We are pleased to

announce Our Foremost Event,
National Memorial Drafting Competition
2022 on February 20, 2022.

As an Institute we are committed to create an environment of learning via Intellectual Simulation of Courts. We believe that the Power of Dialogue is of Paramount Importance to us and therefore we take this opportunity to invite all esteemed Institutions to participate in our Memorial Drafting Competition

We look forward to your presence at National Memorial Drafting Competition 2022!



DR. YOGESHWARI PHATAK
Senior Director Prestige Institute of

Senior Director, Prestige Institute of Management & Research, Indore

MESSAGE FROM PRINCIPAL

The
Department of Law,
Prestige Institute of Management
and Research (Indore) since its inception
has emphasised on skill development of the
students. National Memorial Drafting Competition
2022 is our attempt to give a platform to the legal
student's community to bridge the gap between
classroom teaching and practical
aspect of law.

I congratulate the organizers of the event that even in this pandemic time they have only best interest of the students in their mind. I welcome all the participants, from different universities, on board and pray for the grand success of the event.



DR. SUNITA ARYA

Principal, Department of Law, Prestige Institute of Management and Research (Indore)

NOTE FROM DEPUTY DIRECTOR

It gives

me immense pleasure to

announce National Memorial

Drafting Competition 2022. We at

Department of Law, PIMR understand that

values of discipline and ethics cannot be imbibe by

students by mere reading of textbooks rather it is

through competitions like Memorial Drafting that helps

the students to imbibe those values and prepare

them for all the contemporary challenges

in the legal field.

I congratulate the faculty and students coordinators for organising this event and cordially invite teams from various institutes to participate in our Competition.



MS. RITUPRIYA GURTOO

Deputy Director, Department of Law,
Prestige Institute of Management & Research (Indore)

OUR KNOWLEDGE PARTNER PROBONO INDIA



ProBono India SocioLegally Yours

Founded in October 2016 with an aim to integrate legal aid and awareness initiatives - ProBono India has ventured into different avenues viz. legal aid, legal awareness, legal intervention, legal journalism, legal activism etc. - all with the underlying objective of contributing to the positive development of the society with a strong socio-legal approach.

The activities at ProBono India include an active dissemination

of legal information via the medium of its official website, rolling internship programmes for law students to help them develop a holistic personality with a socio-legal approach to their professional personality, interviews with eminent personalities working at the ground-level offering insights into their successful projects, providing a platform to promote and publish the art of research and legal writing, amongst many others.

The team of ProBono India works to promote legal activism as we believe that law and society are two sides of the same coin. Law and society are so inextricably interdependent that to both need to be equally improved in order to lead the world into the desired new order. We at ProBono India believe in a better and brighter tomorrow. We believe not just in being passengers on this drive to change - rather, we aim to drive towards the change.

OUR OFFICIAL RESOURCE PARTNER MANUPATRA



MANUPATRA INFORMATION SOLUTIONS P LTD

Manupatra has 16 branches across India and Dhaka (Bangladesh) with head quarters in Noida. It operates in - Legal Tech, SAAS, E-Learning, Analytics, Enterprise Mobility, Legal Research. With vision to integrate Digital and Technology into Profession of Law, Manupatra provide Lawyers, Law Firms, Judiciary, Government, Corporate Legal Departments, students with comprehensive solutions through innovative platforms.

The flagship product is the online legal database and research tool www.manupatra.com. Manupatra is the leading provider of legal, regulatory, business information and analytics that help customers navigate the law faster, and to improve decision-making. As a digital pioneer, the company was the first to offer electronic accessibility of India's and International materials through an exhaustive database. With the use of analytics, enterprise search, information retrieval technology such as ML, AI, NLP, we help deliver powerful, new decision-making tools to our users across the globe.



ABOUT THE NATIONAL MEMORIAL DRAFTING COMPETITION 2022

Learning outcome from moot, hones all the skills necessary to become an excellent lawyer in today's competitive world. However, in a moot court competition, the oral arguments take away much of the acclaim clouding the efforts taken by researchers and drafters for a well researched and drafted memorial. Hence, we present National Memorial Drafting Competition 2022 to provide an environment where aspiring lawyers can enhance their legal proficiencies. We hope that with this competition the researchers and drafters get the much needed recognition they deserve.

THEME

According to National Commission for Women (NCW), nearly 31,000 complaints of crimes against women were received in 2021. There was a 30 per cent rise in complaints of crimes against women in 2021 as compared to 2020 when 23,722 complaints were received. From July to September 2021, over 3,100 complaints were received every month; the last when over 3,000 complaints were received was in

November, 2018 when India's #Me Too movement was at its peak. As many as 1,819 complaints have been received regarding the offence of outraging modesty of women, 1,675 complaints of rape and attempt to rape, 1,537 of police apathy against women and 858 complaints of cyber crimes, according to NCW data. (As reported in The Indian Express)

The government needs to gear up with strict checks, to ensure that the laws effected for protection of women and children are in compliance with the dynamic and fast growing society where crimes too increase every second at every nook and corner specially those targeted against women and children from the less privileged class. It is also the duty of the legal system as well as the society as a whole to ensure that crimes against women and children are curbed to reduce and to go zero with the progression of crime. Hence, the Department of Law, PIMR (Indore) in association with SAMARTH - Women Studies Centre of Department of Law and Team ProBono India are coming up with this National Memorial Drafting Competition 2022 based on protection of right to life and personal dignity of a woman in India.

IMPORTANT DATES

S.No	Event	Date	Time
01.	Release of the Brochure and Moot Proposition	20th February 2022	12.00 pm
02.	Commencement of Online Registration	20th February 2022	12.00 pm
03.	Last Date for Registration	30th March 2022	11.59 pm
04.	Last Date for Online Payment	31st March 2022	5.00 pm
05.	Inaugural Ceremony and Orientation programme by Manupatra	3rd April 2022	Will be informed to the participants
06.	Last Date to seek clarification	5th April 2022	5.00 pm
07.	Last Date for submission of the soft copy of memorial	13th April 2022	10.00 pm
08.	Last Date for submission of the Hard copy of Memorial	20th April 2022	5.00 pm
09.	Declaration of Result & Valedictory Ceremony	Last week of April 2022	Will be informed to the participants

GENERAL RULES & REGULATIONS

1. Eligibility:

- The students currently enrolled in either FIVE YEARS B.A. LL. B(Hons.)/B.COM LL. B (Hons.)/BB. A. LL. B (Hons.) or THREE YEARS LL.B. courses or LL.M. programs from any recognised University/ Department/ College/Institute/LawSchool are eligible for participation in the competition.
- There is no restriction on the number of eligible teams from a single University/Department/College/Institute/LawSchool.

2. Team composition:

- Individual participation as well as participation in a team of two is allowed. However, more than two (2) participants in a single team are not allowed.
- The competition does not allow 'cross-institutional' teams.
- No changes will be made to the team composition after registration without express permission of the organising body.

3. Official Language:

• The official language of the competition is English.

4. Point of Contact:

- The organising committee (OC) shall function as the point of contact and any changes in the rules of the competition shall be notified by email to all participating teams.
- The email address for the above mentioned purpose is sayali_bandi@pimrindore.ac.in & sumit_maheshwari@pimrindore.ac.in

5. Disqualification:

- The competition shall be conducted in accordance with the rules mentioned hereunder. Participants are required to comply with the rules and procedures prescribed therein. Non - compliance to the rules and procedures will result into disqualification.
- Participants must not reveal either institute's identity or their names during
 the entire competition. Each participant will be identified by the unique
 code. Once it has been allotted, all communications with the
 administrators or Judges thereafter will be done through the Code only.
 Violation of anonymity or scouting at any point shall lead to immediate
 disqualifications.
- The written submission shall not bear the logo, name, etc. of the participant or University/ Department/ College/Institute/Law School.

6. Dress Code:

• The dress code for the participants during Inaugural ceremony, orientation programme and valedictory ceremony shall be Black and White formals for males and females.

7. Rights reserved:

• The organising committee reserves the right to amend, change, modify or repeal any rules at any point of time. The OC shall communicate any changes made in the competition rules to the participants via - sayali bandi@pimrindore.ac.in or sumit maheshwari@pimrindore.ac.in

REGISTRATION & PAYMENT PROCEDURES

1. The students interested are required to confirm their participation by filling a Registration Form via Google Form. The link is -

SINGLE ENTRY

REGISTRATION FORM

https://docs.google.com/forms/d/e/1FAIpQ LSeLwNj Fb-zvOiXcqJZRxVw1wXaVahlU Ux0avj2TGuGaFSI5A/viewform?usp=sf link

TEAM ENTRY

REGISTRATION FORM

https://docs.google.com/forms/d/1KrU fb57DYaRk-fwbwhSE7mmGn3tdYdS ZSVjm56BPnh0/edit

2. The students also need to fill an Inquiry Form along with Registration Form through the following given link -

- INQUIRY FORM -

https://docs.google.com/forms/d/e/1FAIpQLSdvWniUAhBfmMwXA-AoR8ktU_i85rhn 3Jxor4IbfG_TNkHNeg/viewform?usp=sf_link

3. A non - refundable Registration Fees for Single Entry of Rs. 250/- and for Team Entry (maximum two members only) of Rs. 300/- is to be paid via any of the following payment mode:





- 4. On successful submission of Registration Form with proper details & payment, the student shall be formally considered registered as a participant for the event. A confirmatory email, along with a unique code, shall be sent to such participant within 72 hours from the date of registration. Thereafter, for all further correspondence with the organizing committee and otherwise, all the registered students shall identify and refer themselves using the allotted unique code only.
- 5. The last date for registration is 30th March 2022.

CLARIFICATIONS TO MOOT PROBLEM

Teams may seek clarifications via email to sayali_bandi@pimrindore.ac.in & sumit_maheshwari@pimrindore.ac.in, latest by 5th April, 2022; 5.00 pm

All the clarifications shall be mailed to the participants by 6th April, 2022 by 12.00 pm. This date is subject to change.



GUDELINES FOR MEMORIAL DRAFTING

- 1. All memorials submitted for the purposes of the Competition shall strictly adhere to the rules as stated below.
- 2. The participants have to prepare a Memorial/Written Submission for both the sides, i.e. Petitioners and Respondents.
- 3. There shall be no speaking footnotes and endnotes in the memorial.
- 4. The cover page of the memorials sent, for the soft copies, shall clearly mention the word "P" for memorials on behalf of the Petitioner, and the word "R" for memorials on behalf of the Respondent, followed by the team code, such being clearly inscribed on the top right corner of the cover page of both the memorials. (For example, if a team had been assigned code '21', the memorials sent by such team shall have "P21" and "R21" clearly marked on the top right corner of the cover page of the respective memorials.)
- 5. The participants have to follow the MANU citation method as stated in the rules, for citation throughout the memorial, with strict adherence.
- 6. The Memorials must include all the following specifications -
 - Cover Page
 - Table of Contents
 - List of Abbreviations
 - Index of Authorities
 - Statement of Jurisdiction
 - Statement of Facts
 - Issues Raised
 - Summary of Arguments
 - Arguments Advanced
 - Prayer
- 7. The Cover Page of the Memorial must follow the following colour scheme Blue for the Petitioner Cover Page and Red for the Respondent Cover Page.

- 8. The Cover Page must contain
 - Team Code on the top right corner of cover page
 - Name and year of the Competition
 - Name of the case
 - The side for which the Written Submission has been prepared
 - Name and place of the forum resolving the dispute
- 9. The Memorial may consist of an annexure if needed. But must not contain any Photographs/Sketches/Exhibits/Affidavits etc.
- 10. The participants are required to mention only those abbreviations which are used in the memorial. If an abbreviation is found in the 'List of Abbreviations' but not used in Memorial, it will attract penalty. The 'Index of Authorities' must reflect the pages of Memorial where any authority is cited.
- 11. To conserve paper, participants may print their memorials on both the sides of the A4 sheets.

12. Content particulars

Page Size	A4 size
Font and Size (Body)	Times New Roman, 12 pts
Line Spacing (Body)	1.5 lines
Font and Size (Footnotes)	Times New Roman, 10 pts
Line Spacing (Footnotes)	Single line
Citation Style	Manu Citation
Page Number	Bottom-center of each page
Page Margins	1 inch on all sides
Page Limit • Entire Memorial • Body of Arguments	40 pages maximum 25 pages maximum
Body of the Memorial	Justified
Language	English

GUIDELINES FOR MEMORIAL SUBMISSION

A. HARD COPY SUBMISSION

- 1. The hard copy of Written Submission shall be spiral bound only.
- 2. The registered participants shall send one (1) printed copy (for each side)

 of such memorials by 20th April, 2022; 5.00 pm, addressed to:

MR. SUMIT MAHESHWARI

Assistant Professor

Department of Law, Prestige Institute of Management & Research, Prestige Vihar, Scheme No 74-C, Vijay Nagar, Opposite Life Care Hospital, Indore (M.P.) Pin Code - 452010

- 3. Delay caused by courier services shall not be considered by the Organising Committee. Participants are required to send the hard copies of the written submissions well in time, taking all the contingencies into account.
- 4. The hard copies of the Written Submissions must be identical to the soft copies of the Written Submissions sent by the participant. Any violation of this rule shall attract penalty. The decision of the Organising Committee in this regard shall be final and not subject to challenge.

B. SOFT COPY SUBMISSION

- 1. The participants shall submit the memorial in the PDF format (.pdf) and Microsoft Word Document (.docx/.doc) for both the sides via mail by 13th April, 2022; 10.00 pm at pimrmemorialsubmission@gmail.com.
- 2. The Memorial for each side should be submitted as one single file and not in multiple files.
- 3. While submitting the memorials, participants are supposed to name Respondent's memorial as 'R' accompanied by the unique code and Petitioner's memorial as 'P' accompanied by the unique code. For example, for a participant assigned a code of UC 10, the PDF file for the Respondent should be named as 'R10' and that for the petitioner should be named as 'P10'.

- 4. Any soft copy submission after 10.00 pm of 13th April, 2022 shall not be accepted and the participant will not be allowed to participate in the Competition, except at the Discretion of the Organising Committee. The decision of the Organising Committee shall be final in this regard.
- 5. It is the responsibility of each Team to ensure that the electronic copies of the Written Submissions:
 - (a) can be opened and read with Adobe Acrobat Reader Version 8 and Microsoft Word 97- 2003 Document (through use of compatibility mode) or a later version and do not contain any virus;
 - (b) are submitted as four (4) separate file attachments: two (2) as Written Submission for the Petitioner(s) [one each in PDF and Microsoft Word (.docx/.doc) format] and two (2) as Written Submission for the Respondent(s) (one each in PDF and Microsoft Word (.docx/.doc) format); and
 - (c) are named according to the Unique Code and the side for which the Written Submission is prepared. The Unique Code must be written on the upper-right hand corner of the cover page in the format prescribed.
- 6. Any decision of the OC regarding the deductions shall be final and not open to challenge.

Note: -

- If the memorial of two teams will be similar to each other then both the teams will be disqualified.
- 2. After the completion of the competition, the Organising Committee reserve the right to use the memorials as they deem appropriate.



EVALUATION

The contents of the Memorial shall be evaluated out of 100 marks. The criteria of evaluation are -

S.No	Marking Criteria	Max. Marks
01	Interpretation of Law and Application of Facts	20
02	Identification & Articulation of Issues & Jurisdiction	20
03	Originality & Organisation of Arguments (Logical structuring & writing skills)	20
04	Use of Authorities & precedents	20
05	Proper footing and formatting	20
	Total	100

AWARDS



- Free Lawskills Course to Runners Up Team
- · Certificate of Excellence



WINNER ₹ 2500

- Publication of Winning Moot Memorials on academic.manupatra.com
- 3 Month Subscription of Manupatra to Winning Team
- Certificate of Excellence



PARTICIPANTS

- Manupatra Subscription to the Participants for the duration of the Competition
- Session with Manupatra on How to Use Manupatra for Moot Research
- Certificate of Participation

MOOT PROPOSITION

Hindimai, one amongst the developing countries, has a population of more than 1300 million. According to the world crime index it stands at eighty fourth position and most crimes are against women and children. Reportedly there have been over 70 rape cases a day in Hindimai ever since the pandemic outbreak. It has been also seen that there has been a dip in rape by strangers and an increase in rape by known ones. Owing to the abusive environment amongst certain classes of homes more than 20% of the total female population has been relocated to government aided NGOs or Shelter Homes. There are other un-aided shelter homes which are run by religious missions. One such shelter home is that run by a religious group called Canayanos. Canayanos was headed by the religious head Meshaline aged 60.

Meshaline had started of his celibacy life at the age of 18. And gradually grew to become the religious head by the age of 35. He was the one behind the idea of setting up 'Kristhish Home', shelter home for women and children, pan Hindimai. He got the approvals from the necessary religious authorities and the government authorities as well. They used to do missionary works and approached homes which were below poverty line and used to promise to support their children to grow successfully in life, provided they were kept at the shelter homes. Many parents willingly sent their children to these homes in order to see their children have a brighter future. They also went ahead and forced families for religious conversion which created an uproar in many parts of Hindimai by the other religious groups.

One such inmate is Sefina, native of Koshin, state in Hindimai. She had been at Kristhish Home ever since she was 16 years of age and now being in her midforties mustered the courage to join the "ME TOO" campaign that had been triggered off by famous actress Yamini. Sefina had accepted a celibate life ever since she had joined Kristhish Home. However, she voiced how she was sexually abused till date, by Meshaline. She also alleged that many children who were reported as missing from the shelter home were in actual not missing but they were being sold to many wealthy business men who used to fund the shelter homes in public. She also alleged that many children were initially sexually manipulated by Meshaline & many succumbed to the injuries in the process. The parents of these children were made to believe that they had fallen sick & died. The bodies of the children were cremated as soon as it was received by parents. She also claimed that people who cooperated with Meshaline were influential people who created forged documents to escape law.

This incident was investigated but did not yield any result and Sefina claimed that the police officials were biased and they were protecting Meshaline. The claims of Sefina witnessed massive public support. Simultaneously, Sefina also went into hunger strike in front of the Legislative Assembly to gain attention of the Chief Minister and other Ministers. There were couple of other inmates too who were in agreement with Sefina's statement. The people from her town Alaapy in Koshin urged the government to appoint CBI to investigate into the case. The CBI investigated the case and they came up with their findings that there is no co-relation to explain the children's death and sexual abuse of these children. However the shelter home authorities stated that Sefina and the other two inmates along with her decided to go against Meshaline and other religious members since she was not promoted and given the title Canayan Lady Superior. According to them, she was not worthy of that title since she had disciplinary proceedings pending against her. However, Sefina denied this allegation and said the disciplinary proceedings were framed to dissuade her from pursuing her complaint against Meshaline and others.

Khwaja, an investigative journalist, through reliable sources had collected evidence on the basis of Sefina's claims and he, along with Sefina's father Mr. Ramoven, approached an NGO called Women of Hindimai (WoM) to file complaint against Meshaline. Mr. Ramoven also mentioned that they were being threatened by Meshaline's goons so that Sefina would drop the case and protest against Meshaline. The media took up the case and soon there were many other inmates, of Kristhish Home pan Hindimai, who came ahead to support Sefina. Similarly, inmates from several other homes, both aided and unaided came out in support of Sefina claiming that they were also victims of abuse, both mental and physical.

Women of Hindimai approached the High Court of Koshin with a Public Interest Litigation demanding justice for Sefina where it was first filed. Similarly, inmates in other states also got their cases registered in their respective High Courts. All the cases in the High Court are pending.

Laws of Hindimai are in parimateria with the laws of India.

The organising committee of the National Memorial Drafting Competition 2022 extends its heartfelt gratitude to Ms. Simi Varghese Tharakan (ProBono India) for drafting the moot proposition. Any team found contacting her will be disqualified from the competition.

ORGANISING COMMITTEE

Faculty Coordinators



Ms. Sayali Bandi Faculty Coordinator, National Memorial Drafting Competition 2022



Mr. Sumit Maheshwari
Faculty Coordinator,
National Memorial Drafting
Competition 2022

Student Team



Mr. Shivam Mishra
Conevenor



Ms. Madhavi Moyde



Ms. Nikhar Jain
Secretary



Ms. Shruti Soni
Junior Member



Ms. Yodga Kakirde Junior Member



Ms. Gaurangi Kushwaha Junior Member



Ms. Rishika Raghuwanshi Junior Member

CONTACT DETAILS

Mr. Shivam Mishra **73550 52554**

Ms. Nikhar Jain **62622 47471**

Ms. Madhavi Moyde **96304 40977**

PLEASE CONTACT FOR MORE DETAILS

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Approved by Bar Council of India, New Delhi & Affiliated to Devi Ahilya Vishwavidyalaya, Indore