



"ज्ञान, विज्ञान आणि सुसंस्कार यांसाठी शिक्षण प्रसार "

- शिक्षणमहर्षी डॉ.बापूजी साळुंखे

Shri Swami Vivekanand Shikshan Sanstha- Kolhapur's
LAW COLLEGE, OSMANABAD

(Maharashtra State)

Phone No – (02472) 222990 e-mail – lawosmanabad@rediffmail.com



To
The Principal / H.O.D.
Law College / Department of Law

Subject: **Invitation to participate Dr. Babuji Salunkhe Memorials National Level Moot - Court Competition-2012**

Dear Sir / Madam,

It gives me great pleasure to inform you that our college is organizing National Level Moot - Court Competition, with an object to elevate the best talent of the students of Law Colleges from all over India, scheduled on **25th and 26th Feb. 2012**.

I request you to send a team of three students of your college / University to participate in this event. We will provide for food and accommodation facilities for the outstation teams for the duration of the event only.

Registration fee of Rs 300/- will be collected on 25th Feb.2012.

Please find the schedule of Moot - Court competition details, rules, registration form and contact information attached herewith.

Eagerly awaiting the participation of your Team . No age bar restriction

Thanking You,

Yours Sincerely,

(Dr.B.H.Choudhary)

Principal & Dean, Faculty of Law

Dr.Babasaheb Ambedkar Marathwada University, Aurangabad

Note:-

1. Osmanabad city (Distt.Osmanabad) is well connected to Mumbai, Pune, Parbhani, Hyderabad, Nagpur,Kolhapur and Nanded by Train and Buses. The other places are well connected by M.S.R.T.C. Buses as well as Travels.
2. The College arranges a trip to TULJABHAVANI temple (Shakthi peet) darshan with free of cost for all the participating teams.
3. Solapur city as well as Kurduwadi Junction are well connected by railway from all most all the cities. Solapur & Kurduwadi Junction are around 60 K.M. distance by road to Osmanabad. Bus frequency available.

Dr. BAPUJI SALUNKHE MEMORIALS NATIONAL LEVEL



MOOT - COURT COMPETITION 2012

LAW COLLEGE OSMANABAD

(MAHARASHTRA STATE)



Moot - Court Problem 2012

Ravi Gowda & others Vs State of Ratnataka

Shri Reddeppa is the Chief Minister of State of Ratnataka. His party has 159 MLAs strength in 294 member State Assembly. The combined opposition strength is 135. One year after assuming office , dissidence was developed in ruling party M.L.As as the Chief Minister could not satisfy some of the M.L.As who are aspiring for Minister ships .

Shri Ravi Gowda, one of the dissident M.L.A always criticized the Chief Minister and his government. He publicly supported the opposition leader and used to attend opposition party leader's meetings. Shri Reddeppa C.M., wrote a letter to Speaker of the House to disqualify Shri Ravi Gowda on the inference drawn from the conduct that he has voluntarily giving up the membership of the political party which he belongs.

Shri Rajendra Patil, another dissident wrote a letter requesting the Governor to call on the leader of the other side to form the government. Shri Reddeppa also wrote a letter to the speaker to disqualify him.

Shri Prakash Hegde an independent M.L.A switched his support to the opposition from the ruling party.

After withdrawing the support other 16 dissident ruling party M.L.As maintained a camp against the Chief Minister Shri Reddeppa wrote a letter to Speaker to disqualify them ahead of the trust vote. Meanwhile the Governor asked the Chief Minister to prove his majority on the floor of the House. The Governor also directed the Speaker to maintain **Status Quo** on the house strength before the rebels withdrew the support reducing the Government to a minority.

However without taking the Governor's direction into consideration, the Speaker went ahead and disqualified all the 19 M.L.As. Thus, the Speaker disqualified the 16 rebel M.L.As, along with independent MLAs M/s Ravi Gowda, Rajendra Patil and Prakash Hegde under the provisions of the Anti - Defection Law as envisaged in the Tenth Schedule of the Constitution of India. With this action, the Speaker has brought down the strength of 294 to 275 . The ruling party strength has been reduced from 159 to 140 and the combined opposition strength is 135 in the House. The Chief Minister won the Floor Test.

The aggrieved disqualified M.L.As approached the Hon'ble Supreme Court on the following grounds-

1. Shri Ravi Gowda contended that he has freedom of speech and criticized his party leader for the benefit of the party. Speaker's decision is autocratic and undemocratic.
2. Shri Rajendra Patil argued that he did not voluntarily give up party membership or resign hence his disqualification is against the spirit of anti-defection law.
3. Shri Prakash Hegde contended that as an independent, he has the freedom to extend or withdraw support to any government and his switching support doesn't attract any defection.
4. Sixteen disqualified ruling party M.L.As argued that they only demanded change of leadership but not defected. Their disqualification order is the misuse of Anti Defection Law by the Speaker. However, Speaker argues that his decision is final and not subjected to any Judicial Scrutiny or Governor's intervention.

The aggrieved MLAs argued that the action of Speaker was based on conjectures and surmises rather than any cogent and clinching material and did not attract anti-defection law hence approached High Court of State of Ratnaka. But the High Court of Ratnaka upheld the decision of the Speaker and disqualified the MLAs

Hence, the disqualified MLAs approached the Supreme Court. Agrue

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Shri Swami Vivekanand Shikshan Sanstha- Kolhapur's

LAW COLLEGE, OSMANABAD

**Dr. Bapuji Salunkhe Memorials National Level
Moot - Court Competition- 2012**



SCHEDULE

➤ **Saturday, 25th February 2012**

09.00 AM To 10.00 AM	.....	Registration and Snacks
10.00 AM To 11.00 AM	.....	Inauguration
11.00 AM To 12.30 PM	.....	Orientation and Draw of Lots for Round and Exchange of Memorials
12.30 PM To 01.30 PM	.....	Lunch
02.00 PM onwards	.....	Preliminary Round
07.30 PM To 08.30 PM	.....	Dinner
08.30 PM	.....	Announcement of result of Preliminary round and draw of lots for Semi -Final and Exchange of Memorials.

➤ **Sunday, 26th February 2012**

06:00 AM To 07.30 AM	.....	Visit to TuljaBhavani Temple, Tuljapur For Darshan. (One of the Shakthi peet) (Law College, Osmanabad arranges this trip).
07.30 AM To 08.30 AM	.....	Break-fast
9.00 AM To 10.00 AM	.....	Semi Final Round
11.00 AM	.....	Announcement of Result of Semi Final Round and Draw of lots for Final Round and Exchange of Memorials
12.30 PM	.....	Lunch
02.00 PM To 04.00 PM	FINALS
04.00 PM To 04.30 PM	Tea Break
04.30 PM To 05.30 PM	Valedictory Function



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Shri Swami vivekanand Shikshan Sanstha- Kolhapur's

LAW COLLEGE, OSMANABAD

(Maharashtra)

Dr. Bapuji Salunkhe Memorials

NATIONAL LEVEL MOOT - COURT COMPETITION-2012

-- REGISTRATION FORM --

Name & Address of Institution:

Phone. No. :

E-mail / Website :

Mooter I :

Address: -

Mobile No. :

E-mail I.D. :

Class :

Stick
Passport
size
photo

Mooter – II

Address:

Mobile No. :

E-mail I.D. :

Class:

Stick
Passport
size
photo

Researcher

Address:

Mobile No. :

E-mail I.D. :

Class:

Stick
Passport
size
photo

➤ Note :- Fill the names in capital letters.

RULES FOR THE MOOT - COURT COMPETITION

1. Composition of teams:

- a. Each team shall comprise three members i.e. two speakers and one Researcher
- b. Each team shall have a maximum number of two speakers.
- c. All the team members will be given a special code number which is the identity of the team and its members.
- d. Teams should not reveal the identity of their college /personal identity. If revealed such team shall be disqualified. The discretion of the organizers is final.
- e. All the participating teams will be given Certificate of Participation.

2. Details of Rounds

- a. The Moot - Court competition shall comprise the following three rounds :
 1. Preliminary Round
 2. Semi Final Round
 3. Final Round
 4. For the preliminary round each team will have to argue with another team as per the draw of lots.
 5. The top four teams on the basis of their aggregate marks in the preliminary round will move to the semi final round.
 6. The top two teams on the basis of their aggregate marks in the semi final round will move to the final round.
 7. In case of a tie, in any round, the aggregate marks scored in preliminary round and the marks scored in for the memorials shall be considered.
 8. At the end of final round, the team which scored the highest aggregate marks shall be declared as winners and the other shall be the runner up.

3. Memorialss

The memorialss shall consist of the following

- 1 Each team shall submit six copies of memorialss for both sides during orientation.
- 2 All teams are advised that the identity of the teams or the names of the Participants should not be revealed in the memorialss in any manner whatsoever.
- 3 All memorialss submitted must conform to the following necessary requirements failure of which such team may suffer negative marking.

- Memorialss must be printed on white A4 size paper with black ink only.
- The font of the body of memorials must be TIMES NEW ROMAN, size 14 double line spacing.
- The petitioner /respondent memorialss must be differentiated by BLUE COVERS for the petitioner and RED COVERS for respondent.
- The footnoting must be uniform throughout the memorials.
- The font of the footnote must be TIMES NEW ROMAN, size 10, single line spacing
- Each page of the memorials must have a margin of at least one inch on all sides

4. About Oral Submissions

- ❖ Each team should have two speakers who shall divide the oral submissions between themselves. It is necessary for both the speakers to speak for preliminary round,
- ❖ Each team shall have a maximum time of 20 min. to present their oral submissions out of which one mooter can address the court for not more than 15 min.
- ❖ In the Semi final round, a maximum time of 30 min. shall be given to each team to present their oral submissions out of which one mooter can address the court for not more than 20 min.
- ❖ In the final round, a maximum time of 45 min. shall be given to each team to present their oral submissions out of which one mooter can address the court for not more than 30 min.
- ❖ The above-mentioned time slot shall be inclusive of the time that each team may want to reserve for their Rebuttals. Sur –rebuttals are not permitted.
- ❖ It is necessary for each team to notify the court officer as to the division of time between the two speakers.
- ❖ Extension of the specified time limit is left to the discretion of the Judges and no complaints/appeals regarding this time limit shall be considered.

5. Criteria/Allotment of Marks

➤ For perusal of facts	10 Marks
➤ For Knowledge & Application of Law	30 Marks
➤ Response to Court Questions	10 Marks
➤ Presentation and Advocacy Skills	20 Marks
➤ Memorialss	20 Marks
➤ Court Manners	10 Marks

Total : 100 Marks

- a) The decision of the judges for the three rounds shall be final and binding thereto.
- b) The teams will not be allowed to observe the oral submissions of any other team. If any complaint as to this will lead to the disqualification.

6. Confirmation of Registration

The last date for the confirmation of registration is 15th February 2012. The teams can confirm their participation through mail

	Number's	Email id
1. Law College	(02472) 222990	lawosmanabad@rediffmail.com
2. Prof. Murali Krishna Kanala	09890650679	muralikrishnaknl@gmail.com
3. Prof. E.Ranga Rao	09975623789	errao14@gmail.com
4. Dr. Katari Srinivasa Rao	09422377775.	drkatari@rediffmail.com
5. Mr.Devale P.P.	08888865247, 09921501102	pratik.p.d.88@gmail.com
6. Mr.Ajmera L.N.	09579444544, 07588338358.	laukik_2006@rediffmail.com
7. Mr.Shinde V.V.	09850952103	vishvjeetshinde@gmail.com
8. Mr.Pawar A.V.	09970988279 09665223013	amey.pawar93@gmail.com
9. Miss.Patil.Pruthavi	07588876902	pruthavipatil@yahoo.com

- **The colleges / teams may feel free to contact the above phone numbers for any clarification or further information between 11.00 AM to 9.00 PM on any day.**