



MOOT COURT SOCIETY

CONSTITUTION, RULES & REGULATION, 2022



CRESCENT SCHOOL OF LAW
B.S. ABDUR RAHMAN CRESCENT INSTITUTE OF SCIENCE & TECHNOLOGY
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(Deemed to be University)

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TABLE OF CONTENTS

Preliminaries	Preamble	3
	Aim	3
	Extent	3
	Definitions	4
Section 1	Composition of the Society	5
Section 2	Tenure of the Society	5
Section 3	Eligibility for Student Members	5
Section 4	Number of Executive Members	5
Section 5	Selection of Executive Members	5
Section 6	Office Bearers of the Society	6
Section 7	Faculty In Charges and Chairperson	6
Section 8	Primary Functions of the Society	6
Section 9	Fiscal Functions of the Society	8
Section 10	Powers of the Society	8
Section 11	Duty of the Society	8
Section 12	Rights of Participants	8
Section 13	Restrictions on Participants	9
Section 14	Society Meetings	9
Section 15	Procedure for Meeting	9
Section 16	Procedure for Resolutions	9
Section 17	Complaint against a Society Member	10
Section 18	Procedure for amendment of Constitution	10

THE MOOT COURT SOCIETY: CONSTITUTION

PRELIMINARIES

PREAMBLE:

1. The Moot Court Society constituted by the students, of the students and for the students at the Law School is committed to promote, co-ordinate and encourage the activity of mooting at Crescent School of Law. The Society ensures to provide the students at the Law School with a platform to gain exposure to the practical aspects of legal education.
2. This Constitution proposes to avail equal opportunities to all the students in participating, organizing, and learning mooting and other allied activities in the Law School, in a just and fair manner while facilitating such activities in an unsurpassable way.
3. The Society shall hereinafter be called as the “Moot Court Society.”

AIM:

- The student group in charge of overseeing and coordinating all mooting-related events at the Crescent School of Law (CSL) as well as sustaining the high standards of excellence that CSL has established for itself in the mooting industry is known as the Moot Court Society (or "MCS").
- Coordinating and carrying out the B. S. Abdur Rahman Moot Court Competition.
- Assembling the university moot team, a month-long procedure that will represent the CSL at numerous moots on a national and worldwide scale. An MCS In-charge and legal strategists are appointed by MCS to assist and direct the teams in their specific competition.
- Creating potential mooters.

EXTENT:

1. This Constitution shall be applicable on all the students of the Crescent School of Law.

2. All students enrolled in Crescent School of Law will be *de facto* members of the MCS.
3. This Constitution is not applicable on the alumni of and others who are not currently enrolled in the Law School unless on any special occasion calls for it.
4. The provisions embodied in this document shall be in addition to and not in derogation of the rules and regulations of the Law School for the time being in force and updated/amended thereafter.

DEFINITIONS:

In this Constitution, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:

1. 'Notification' means a notice issued by the Moot Court Society in addition to this Constitution pursuant to the power under Section 10(2).
2. 'Office Bearer' means members of the Society holding the positions of President, Secretary, Vice-Secretary and Treasurer.
3. 'Member' means a student member of the Society including Office Bearers.
4. 'Student' means any student presently enrolled under the B.B.A.LL.B. (Hons.), B. Com, LL. B (Hons.) and B.A, LL. B (Hons.) Programme of the Law School.
5. 'Law School' means Crescent School of Law, B. S. Abdur Rahman Crescent Institute of Science and Technology, Chennai, Tamil Nadu.

Section 1: COMPOSITION OF THE SOCIETY:

The Society shall consist of a Chairperson, Faculty in Charge and Members.

Section 2: TENURE OF THE SOCIETY:

The tenure of the Society, except for the Chairperson and Faculty in Charge, shall be for one academic year, and on the expiry of tenure, it shall be newly constituted.

Section 3: ELIGIBILITY FOR STUDENT MEMBERS:

All the students of B.B.A.LL.B. (Hons.), B.Com. LL.B. (Hons.) and B.A.LL.B. (Hons.) Programme of the Law School are *de-facto* members of the Society.

Section 4: NUMBER OF EXECUTIVE MEMBERS:

1. The Society shall consist of Thirty Executive Members in the following composition:
 - a. Six members from the 1st year, 2nd year, 3rd year and 4th year, each;
 - b. Six members from the 5th year;
2. At no point should the total effective Executive Membership of the Society fall below eighteen members.
3. Additional Executive Members may be instated at the discretion of the Chairperson.

Section 5: SELECTION OF EXECUTIVE MEMBERS:

1. All students of the Law School are eligible to become Executive Members of the Moot Court Society, subject to the clearance of screening test or interview conducted by the Society.
2. The Screening Test shall be conducted by the Faculty in Charge, the President and the Two Secretaries of the Society.
3. The Society shall release the Moot Proposition and Rules for the Internal Screening along with the schedule of the process.
4. The students shall form a team and register themselves for the Internal screening process through an application submitted to the Faculty in Charge.
5. Following this, the teams shall perform in the Internal Selection round and the scores of which shall be the deciding factor of their membership in the Society.

6. A rank-list shall be prepared by the Society and the top scorers from the 1st, 2nd, 3rd, 4th and the 5th year, shall be selected as the Executive Members of Society.
7. The decision of the Society in this regard, shall be final and binding.
8. In case of termination of a member, the Society shall induct a new member as expeditiously as possible.

Section 6: OFFICE BEARERS OF THE SOCIETY:

1. There shall be one President, Two Secretary, two Vice Secretaries and one Treasurer for the Society.
2. All the students of B.B.A. LL.B. (Hons.), B.Com. LL.B. (Hons.) and B.A, LL.B. (Hons.) Programmes of the Law School, shall be eligible for the post of Treasurer, Vice-Secretary, Secretary and President.
3. The Prospective Candidates shall file their nominations before the Faculty in Charge.
4. The Office Bearers shall be selected by a panel headed by Chairperson of the Society.
5. Based on the results, the Office Bearers shall be sworn into their offices by the Chairperson.

Section 7: CHAIRPERSON AND FACULTY IN CHARGE:

1. The Chairperson of the Society shall be from the teaching staff of the Law School.
2. The Chairperson shall appoint and assign one teaching faculty of the Law School, as the Faculty In Charge for the Society.
3. The tenure of the Chairperson will be decided by the Dean, Crescent School of Law.

Section 8: PRIMARY FUNCTIONS OF THE SOCIETY:

1. Organisation of Intra-School Moot Court Competition:

- a. The Society shall organize B.S. Abdur Rahman Intra-School Moot Court Competition held within the Law School exclusively for its students.
- b. The Society shall prepare a separate set of rules and regulations applicable to these internal moot court competitions.

2. Organization of National Moot Court Competition:

- a. The Society shall organize B S Abdur Rahman Moot Court Competitions at the National level, inviting participation from other Law Schools and Universities.
- b. The Society shall prepare a separate set of rules and regulations applicable to these national moot court competitions.

3. Maintenance of Reports:

- a. The President and the Secretary shall submit an annual report to the Faculty In Charge stating the performance of the Law School in various moot court competitions and the performance of the Society in general.
- b. The President and the Secretary shall submit an event report to the Faculties In Charge stating the digest of events organized by the Society.

4. Publication of Bi-annual Newsletter:

- a. The Society shall publish an e-newsletter in our Law School's website, circulated through the official mail of the Law School, twice a year.
- b. The subject matter of the Newsletter shall be focused on Mooting, Trial Advocacy, Recent Trends and Developments in Judiciary and Advocacy, and other allied themes.
- c. The Editorial Board of the Newsletter shall consist of the Chairperson, the Faculty In Charge, the President and the Secretary.
- d. The other Office Bearers and members of the Society shall be the Reporters, Content Writers and Designers of the Newsletter.
- e. The Newsletter shall invite submissions for the Newsletter from the Students and the received submissions shall be reviewed and selected for publication by the Editorial Board.
- f. The decisions made by Editorial Board in regards of the Newsletter shall be final and binding.

5. Other Miscellaneous Functions:

- a. The Society shall perform all other functions in pursuit of development of skills and knowledge of the students and shall take initiatives for the development of moot court activities in the Law School.
- b. The Society shall have its own column in the Official Website of the Law School, and its own social media accounts i.e., Instagram handle, Facebook

page etc. The Secretary of the Society shall be the social media manager of the Society.

Section 9: FISCAL FUNCTIONS OF THE SOCIETY:

1. The Society will prepare an annual budget of all financial expenses to be incurred during the academic year.
2. The annual budget shall include the costs of conducting the Intra-School and National Level Moot Court Competitions and other events planned for the academic year.
3. The Society shall not bear the costs of registration, accommodation and conveyance of the students participating in moot court competitions in other Institutions, except on the approval of the Chairperson on the recommendation of Faculty In Charge.

Section 10: POWERS OF THE SOCIETY:

1. The Society shall have the sole authority to regulate all moot court activities of the Law School.
2. The Society shall have the power to issue notifications in order to regulate moot court activities in the Law School. All notifications and orders of the Society shall be published through its Official Letter Head only.
3. It shall be the sole discretion of the Society to select the moot court competitions in which the Law School may participate.
4. The Society shall have the power to impose a reasonable penalty on any team or individual participating in an internal or external moot court competition, not in accordance with the regulations framed by the Society

Section 11: DUTY OF THE SOCIETY:

It shall be the duty of the Society to ensure transparent, fair and non-arbitrary execution of all its functions enshrined under this constitution.

Section 12: RIGHTS OF PARTICIPANTS:

1. Every student/team participating in the Internal Selection Round, shall have the right to ask the Society for their Score Sheets, Penalty details, Memorial Scores and other such relevant information.

2. Every team, which has been selected to represent the Law School in a moot court competition, shall have the right to approach the Society for any help or assistance that they may require for participation in such a Competition.
3. Every team, which has been selected to represent the Law School, shall be appointed with a team coach, who shall be a member of the Society.

Section 13: RESTRICTIONS ON PARTICIPANTS:

1. Participants/Teams must abide by any restrictions put forth on them by this Constitution or by the Society from time to time through a notification. Violation of such restrictions may attract a penalty to be decided by the Society.
2. Provided that such restrictions should not violate the provisions of the constitution.

Section 14: SOCIETY MEETINGS:

1. The Society shall ordinarily conduct a General Body Meeting for all its members.
2. The quorum of such meetings shall be no less than 2/3 of the total strength required to be present for that meeting.

Section 15: PROCEDURE FOR MEETING:

1. All meetings shall be convened with prior notice to all the members.
2. It shall be the responsibility of the Office Bearers to ensure that every member has been notified about such meeting.
3. The Vice-Secretaries must maintain the minutes of the meeting which are to be signed and verified by the President, and kept on record.

Section 16: PROCEDURE FOR RESOLUTIONS

1. Resolutions must be passed by a simple majority of among the Executive members present and voting.
2. Each member shall have one vote which once cast shall be considered final.
3. Voting shall take place by show of hands, or, if required, by secret ballot.
4. The President shall act as the Speaker and moderator at such meetings and shall also count the votes and declare a resolution to have passed or failed. In their absence the Secretaries shall take charge and in their absence the role shall be delegated to one of the Vice-Secretaries.

Section 17: COMPLAINT AGAINST A SOCIETY MEMBER:

1. In case a Society member wishes to bring a complaint against a fellow member of the Society for not having complied with the provisions of this constitution he/she/they may make a written complaint to the Office Bearer(s), who shall decide a suitable course of action for the same.
2. In case a Society member wishes to bring a complaint against an Office Bearer for not having complied with the provisions of this Constitution, he/she may make a written complaint to the faculty-in-Charge or Chairman of the Society, who shall decide a suitable course of action for the same.

Section 18: PROCEDURE FOR AMENDMENT OF THE CONSTITUTION:

1. Any meeting in which a proposed amendment is to be discussed or voted should be notified at least 2 days in advance.
2. It shall be the duty of every member to ensure his/her/their presence in such meetings.
3. All such amendments have to be passed by a 2/3rd majority of members of Society.
4. The Society shall have the authority to frame temporary rules and guidelines to deal with a special circumstance not provided for in this constitution. Such rules shall be put into the process of conversions into rules and annexure to the constitution.