

12th October, 2019

CLARIFICATIONS CIM 2019-20 (LAW CENTRE II)

(Registration Link for CIM 2019-20 - <https://forms.gle/Us96dhCV2uubxjUD7> OPEN TILL 5:00 PM

TODAY i.e. 12.10.2019)

***PLEASE NOTE THAT OPINIONS IN THE QUESTIONS ARE NOT EXPRESSED BY THE ORGANISERS**

1. While deciding the matter, whether the Trial Court or the Hon'ble High Court, dismissed the allegations on account of the fact that there was no wilful conduct on the part of the defendants or the aggrieved had not suffered any physical or mental cruelty or both?

Ans. Cruelty under Section 498A was not established

2. Whether the dismissal of allegations was on account of the act not coming within the definition of cruelty or for no inference of cruelty being drawn from evidences available on record?

Ans. Not Applicable

3. Whether the social and educational background of the appellant and seriousness of her efforts to maintain her matrimonial relations were appreciated by lower courts?

Ans. Not Applicable

4. Whether PRIYANKA had symptoms of mental depression prior to her marriage, due to her father's death or any other reason?

Ans. She was never examined for depression before her marriage.

5. While presenting argument for one issue can we mention issues from other points as well? For example: If I am answering issue from point 9 can I mention some details given in issue 4 or 5 as reference.

Ans: You can use any fact in any para of the moot problem to answer any issue.

6. With regards to the moot problem for induction, can you please provide us with the following information.

- i) Copy of the police compliant given by the petitioner.
- ii) Copy of the FIR.
- iii) Copy of the chargesheet.

- iv) Statement of the witnesses
- v) Prosecution and defence evidences.
- vi) The detailed judgements of the case in the lower courts.

Ans. Not Applicable.

7. On the cover page and the rest of the memorandum, how do we refer to the two parties?

Ans. Students are required to research on this themselves.

8. Do we refer to them as plaintiff and defendant or as appellant and respondent?

Ans. Students are required to research on this themselves.

9. The memorandum, should it be written as memorandum for plaintiff/defendant and counsel for plaintiff/defendant or as memorandum for appellant/respondent and counsel for appellant/respondent?

Ans. Students are required to research on this themselves.

10. What are we supposed to write in the Statement of Jurisdiction And Prayer? What is List of Authorities?

Ans. Students are required to look for these themselves. Please refer to the sample memos available online. We have provided the link to some sample memos in query number 18. These are only for reference purposes. Students can still go ahead and look at more samples available online. There is no limitation to be restricted to the memos in the links.

11. Is this, that, we consider everything mentioned in the case is true, and we don't have to proof the incident?

Ans. You can place reliance on the fact sheet to claim that the incident happened.

12. In almost all moot samples, the names of the places are twisted. for eg; india is written as indica, delhi is written as nelhi. So do we have to change the names or not ?

Ans. Use the name as provided in the problem.

13. Delhi is not a state, so if we have to write the case name, then what should we write..like for eg; in criminal cases, it is written as ram v. state of U.P....same like that what are we required to write in case of Delhi ?

Ans. Students are required to research for themselves.

14. The matter is listed for arguments at admission stage (SLP) in the supreme court. so is there no role ,whatsoever, of the divorce matter in the supreme court oral arguments ?

Ans. This is to be determined by the students themselves.

15. Was it mandatory to appear in the orientation conducted on 10/10/19 to participate in CIM-2019?

Ans. No

16. Can annexures be attached to the memos?

Ans. No, but you can get printed copies of annexure during the oral rounds to place reliance. Students are required to get their own bare acts, printed copies of authorities etc. for placing reliance.

17. Can we use laptops or other gadgets during oral rounds?

Ans. No electronic devices (laptops, tablets, phones etc.) are allowed to be used during the oral rounds.

18. Provision of sample memos. (Only for reference purposes)

Ans. Petitioner/Appellant memos

- a) https://www.lawctopus.com/wp-content/uploads/2019/01/Petitioner_BLCRL15.pdf
- b) <https://www.lawctopus.com/wp-content/uploads/2017/11/CNLU-PETITIONER.pdf>
- c) <https://www.lawctopus.com/wp-content/uploads/2017/11/SYMBIOSIS-LAW-SCHOOL-PETITIONER.pdf>
- d) <https://www.lawctopus.com/wp-content/uploads/2017/11/GLC-MUMBAI-PETITIONER.pdf>

Respondent memos

- a) https://www.lawctopus.com/wp-content/uploads/2019/01/Respondent_BLCRL15.pdf
- b) <https://www.lawctopus.com/wp-content/uploads/2017/11/CNLU-RESPONDENT.pdf>
- c) <https://www.lawctopus.com/wp-content/uploads/2017/11/SYMBIOSIS-LAW-SCHOOL-RESPONDENT.pdf>
- d) <https://www.lawctopus.com/wp-content/uploads/2017/11/GLC-MUMBAI-RESPONDENT.pdf>