



HIMACHAL PRADESH NATIONAL LAW UNIVERSITY, SHIMLA

SEMESTER- X

B.A./ B.B.A. LL.B.

PAPER CODE- LB 1006

COURSE TITLE - Moot Court Exercises and Internship

Module-I Moot Courts

The teacher teaching this course will supply three Moot Court problems to the students in the course of a single semester requiring them to work on all three problems assigned to them, prepare written submissions (memorials) and present oral arguments in a moot court setting. 30 marks for this component are divided equally between written submission and oral arguments. Students may be asked to work in teams at the discretion of teacher. Each student will prepare a case only on one side.

A. Rules regarding Memorial submissions:

1. Each student / team must submit one typed and bound copy of the memorial on either side no later than the date fixed and announced in the class. Memorials will not be accepted after the prescribed date and time and the student will lose the marks assigned for that assignment.

2. Memorial specifications:

a) Memorials must be printed on A4 size white paper with black ink on both sides of the paper.
b) The body of the memorial must be in Fonts Times New Roman, Size 12 and footnotes in Fonts Times New Roman in Size 10.

c) Each page must have a margin of at least one-inch on all sides. Do not add any designs or borders on the pages.

d) Memorials should be submitted with differently coloured Title Page for each side:

- Title page in red colour for Petitioner / Appellant
- Title page in blue colour for respondent

e) The Memorial should not exceed 20 typed pages (line space 1.5) and shall consist of the following Parts:

- Table of Contents
- Statement of Facts
- Statement of Jurisdiction
- List of References and Cases
- Statement of Issues

- Summary of Arguments
- Detailed Pleadings
- Prayer
- Affidavit, if necessary

f) Relevant Annexures may be kept by the student and may be used during oral arguments, if necessary.

B. Rules re Oral Arguments:

- Court Language shall be English unless prior permission is sought from the teacher to speak in Hindi.
- Each student would be given 10 minutes to present their oral arguments
- Judges may, at their discretion extend oral argument time, up to a maximum of 5 minutes.
- Rebuttal would be allowed only to the petitioner and they would have to specify in the beginning the time they want to set apart for rebuttal.

C. Evaluation: The oral performance will be evaluated on the basis of communication skills, application of facts, persuasion / use of authorities, and response to questions.

Module-II

Mock Trial

The students would be required to conduct trial in two cases, one Civil and one Criminal during the course of the semester. The students will be divided in teams of lawyers and witnesses. Each student will be required to function as a lawyer and witness in the trials being simulated in the classes. Students' performance will be evaluated on the basis of equal marks being assigned for case analysis, written submissions, Examination-in-chief, Cross-examination, and final arguments. 5 marks will be assigned for performance as witnesses.

Module-III

Internship - Court Visit / Chamber placements

This part will require the students to be attached with practicing lawyers with a minimum of ten years standing at the Bar. A minimum of two hours are to be spent daily with the lawyer observing client dealings, drafting, conducting fact investigations, etc., for at least twenty-four days in the semester. At the end of internship, a certificate confirming the student's attendance at the lawyers office will have to be produced.

During the court visits, the students will be required to observe the following stages in cases: Framing of charges / issues

1. Examination-in-Chief
2. Cross-examination
3. Final Arguments

4 In the lawyer's chamber they are required to do the following:

1. Read minimum of four case files to learn how files are prepared and maintained
2. Learn how to maintain records and accounts
3. Do legal research in at least two cases
4. Draft minimum of two documents in an ongoing case in the chamber
5. Observe client interviewing and counselling with the permission of the lawyer and clients in at least two cases In court visits the students are required to observe the following stages and write reports of their observation in the diary:

- Framing of charges
- Examination-in-Chief
- Cross-examination
- Final arguments

The students are expected to maintain a diary of their field visits, work done during placement and their observations..

The diary should contain two parts:

- (a) the factual and analytical information about your internship; and
- (b) two legal documents drafted by you during internship.

Suggested Readings

1. NRM Menon (ed.) Clinical Legal Education (1998)
2. Don Peters, The Joy of Lawyering: Readings for Civil Clinic (1996)
3. B.Malik, The Art of a Lawyer (9th Ed. 1999)
4. Steven Lubet, Modern Trial Advocacy: Analysis and Practice (1993)
5. Thomas A.Mauet, Trial Techniques (1996)
6. Thomas A.Mauet, Pre- trial (1995)
7. Inns of School of Law, Advocacy (1999/2000)
8. Inns of School of Law, Case Preparation (1999/2000)

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