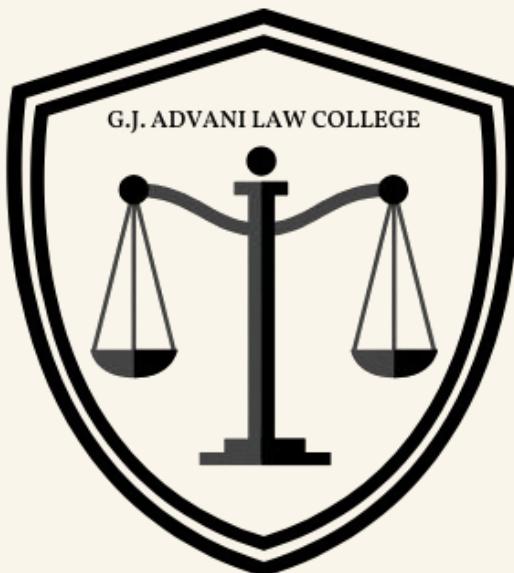




Hyderabad (Sind) National College Board's

GOPALDAS JHAMATMAL ADVANI LAW COLLEGE

Bandra West, Mumbai 400050



MOOT COURT ASSOCIATION

BARRISTER H.G. ADVANI MEMORIAL

***MOOT COURT
COMPETITION
27th & 28th MARCH 2026***

ABOUT G. J. ADVANI LAW COLLEGE

G.J. Advani Law College was established under the aegis of the H.S.N.C. Board in the year 1977. Over the years, we have been recognized and ranked as one of the leading law colleges in the country. G.J. Advani Law College has been a center of excellence for legal studies and has produced several lawyers and legal minds of repute. We take pride in the fact that we promote co-curricular as well as extracurricular activities with great enthusiasm.



ABOUT LATE BARRISTER H.G. ADVANI



Hotchand Gopaldas Advani was a renowned Indian lawyer, educationist, social reformist, and businessman who played a foundational role in expanding access to higher education in post-Partition India. Born on 22nd April 1907 in Hyderabad, Sindh, he studied law at King's College London and went on to become a highly respected barrister, following the footsteps of his father, a distinguished Sindh lawyer. After India's Partition in 1947, Barrister Advani relocated to Pune and continued his legal career while dedicating himself to the cause of education and community service. Together with Principal K.M. Kundnani, he founded and served as the first President of the Hyderabad (Sind) National Collegiate Board (HSNC Board) in India, through which they established R.D. National College in Bandra in 1949 and later Kishinchand Chellaram College and many other institutions, eventually building a network of twenty colleges and eight educational institutions that opened doors for thousands of students. Beyond academics, he also contributed to social welfare, served on multiple educational and civic boards, and helped launch Sindhi language publications, reflecting his deep commitment to both education and cultural preservation. His legacy endures in the thriving institutions and opportunities his vision helped create.

MOOT PROPOSITION

Aaradhyा Sinha v. State of Pradyumna & Anr.

1. Aaradhyा Sinha, aged 29, works as a school-teacher in the city of Varenyam, a State of Pradyumna in the Republic of Indiana. She married Raghav Malhotra, a 33-year-old software engineer, in 2018 after two years of courtship. The marriage was initially cordial, and the couple lived together in an apartment they jointly purchased in Varenyam.
2. By 2021, the relationship began to deteriorate. Aaradhyा alleges that Raghav increasingly asserted control over her movements, finances, and personal choices. Over time, she claims that Raghav repeatedly forced her to engage in sexual intercourse without her consent. According to Aaradhyा, even when she was unwell, menstruating, or emotionally distressed, Raghav insisted that as her husband he had a “marital right” over her body. She states that this later escalated into violent forced intercourse, sometimes accompanied by threats and verbal abuse.
3. Aaradhyा confided in her family and a close colleague, but she was advised to “adjust” for the sake of the marriage. As the incidents continued, she sought counselling and began experiencing severe anxiety. She alleges that Raghav frequently consumed alcohol before these acts and ignored her pleas to stop.
4. In August 2024, after an incident where Aaradhyा claims she was violently assaulted for refusing sexual intercourse, she left the matrimonial home and approached the Varenyam City Police Station. She submitted a written complaint alleging offences of sexual assault by husband under Section 63 of the Indiana Nyaya Sanhita (INS), 2023, along with offences under Section 85, section 86 and section 351 of the INS. She also sought protection under the Protection of Women from Domestic Violence Act, 2005 (hereinafter referred to as DV Act).

MOOT PROPOSITION

5. The police refused to register an FIR for the offence under Section 63 INS. They cited Exception 2 to Section 63, which states that sexual intercourse by a man with his own wife, the wife being above 18 years of age, is not an offence. The police registered only offences under Sections 85 and 351 INS. Aaradhya then filed an application before the Magistrate under Section 175(3) of the Indiana Nagarik Suraksha Sanhita (INSS), 2023 seeking a direction to register an FIR for sexual assault.

6. The Magistrate dismissed her application, stating that the statutory exception clearly excludes marital acts from the ambit of sexual assault, and therefore the police could not be compelled to register such an offence. A revision petition before the District & Sessions Court of Varenyam met the same fate.

7. Aaradhya has now approached the High Court of Pradyumna under Article 226 of the Constitution of Indiana, challenging Exception 2 to Section 63 of the INS as unconstitutional. She argues that the marital rape exception violates her fundamental rights under Articles 14, 15, 19, and 21 of Constitution of Indiana. She contends that forced sex within marriage is no different in impact and nature from forced sex outside marriage, and that the exception discriminates against married women solely based on their marital status.

8. She further argues that the exception is arbitrary, disproportionate, and contrary to international human rights standards. Aaradhya submits that the judiciary has the authority to strike down unconstitutional statutory provisions, and the existence of civil remedies under the DV Act does not preclude criminal liability for sexual violence.

MOOT PROPOSITION

9. The State of Pradyumna contests the petition, arguing that the marital rape exception is part of a deliberate legislative policy reflected in the INS, and the judiciary must respect legislative wisdom. The State asserts that any removal or dilution of Exception 2 requires parliamentary action, not judicial intervention. It contends that the institution of marriage entails certain mutual rights and expectations, and criminalising marital intercourse may destabilise familial structures.
10. Raghav, impleaded as Respondent No. 2, denies all allegations. He states that all marital relations were consensual and asserts that Aaradhyaa fabricated allegations after disagreements about finances and household responsibilities. He further argues that the INS clearly recognises the marital exemption, and therefore he cannot be prosecuted for an offence which the statute itself excludes.
11. The matter is posted for final hearing on 4 November 2024 before the High Court of Pradyumna.

Issues:

1. Whether Exception 2 to Section 63 of the Indiana Nyaya Sanhita, 2023, which exempts a husband from criminal liability for non-consensual sexual intercourse with his wife above 18 years of age, violates Articles 14, 15 and 21 of the Constitution of Indiana?
2. Whether forced sexual intercourse within marriage, though exempted by statute, infringes the right to bodily autonomy, decisional privacy, dignity, and personal liberty of married women under Article 21?
3. Whether Exception 2 to Section 63 INS creates an unconstitutional classification between married and unmarried women, and between husbands and other offenders, thus failing the tests of reasonable classification and manifest arbitrariness under Article 14?

MOOT PROPOSITION

4. Whether the judiciary, in exercise of its Constitutional powers under Article 226, can strike down or read down a statutory exception enacted under the Indiana Nyaya Sanhita on grounds of unconstitutionality?
5. Whether the presence of civil remedies under the DV Act, 2005, or personal-law protections, can serve as a valid substitute for criminalisation of marital rape?

Disclaimer:

1. This Moot Court Proposition is purely fictitious and created exclusively for academic and training purposes.
2. All characters, institutions, events, and locations mentioned herein are entirely imaginary.
3. Any resemblance to real persons, places, or incidents is purely coincidental and unintentional.
4. All applicable laws of India shall apply mutatis mutandis to the present moot proposition.
5. The proposition does not aim to reflect or comment upon any real legal dispute, ideology, or opinion.
6. Participants must treat the facts as final and exhaustive; no additional assumptions may be made unless expressly permitted by the competition rules.
7. The Organizing Committee reserves the right to amend, modify or alter any part of the moot proposition, including facts and clarifications. Any such changes shall be duly notified to all participating teams in a timely manner.
8. The organizers and creators bear no responsibility for any interpretation beyond the academic context for which this proposition is designed.

RULES AND REGULATIONS

1. DATE AND TIME OF THE COMPETITION

The competition will be held on 27th & 28th March 2026.

2. STRUCTURE OF THE COMPETITION

The competition will be structured as per the following format:

- a. Preliminary Round
- b. Quarter Final Round
- c. Semi Final Round
- d. Final Round

3. LANGUAGE

The language of the competition shall be exclusively English.

4. ELIGIBILITY

Undergraduate students of 3 years or 5 years of LL.B., or a combination of both, from a Law College recognised by the Bar Council of India.

5. TEAM COMPOSITION

The team for the competition shall comprise of two members being designated as “Mooters” and one member being designated as “Researcher”. This composition is mandatory and has to be precisely followed. Absence of the Researcher or any of the Mooters on either of the days shall result in automatic disqualification of the respective team. Last moment replacements shall also not be entertained.

6. PARTICIPATION AND REGISTRATION PROCEDURE

Participants should register their name with their fellow teammates through the Google Form provided below. Team code will be provided to participants after registration deadline is ended.

7. DRESS CODE

The participants shall adhere to following dress code when present during the Competition. Non-adherence of proper dress code may result in negative marking as per judge's discretion.

- a. Girls: White salwar and kurta or white shirt and black trousers along with black coat, black shoes and white socks, black belt (if required). No band.
- b. Boys: White shirt, black trousers and black tie along with black coat, black shoes and white socks, black belt (if required). No band.

8. MEMORIAL

All memorials submitted in the competition must strictly comply with the competition rules. Each team participating is required to prepare one memorial each on behalf of the Petitioner & Respondent(s). [Please note that it is the responsibility of the Team to know which side is representing which arguments. Organizing Committee will not be held responsible for confusions pertaining to this] Additionally, each team must submit one hard copy of the memorial for each side. The hard copies must reach the Organizing Committee on the day of the event before 9:00 am itself. The memorials shall not contain any form of identification apart from the team code. If any such identification or mark, symbol, etc. which has the effect of identifying the team is found on the memorial, it shall result in deduction of marks.

Each Team must send a soft copy of their memorials, in .pdf format only, for evaluation by 18th March, 2026 before 11:59 P.M. to gialcmoot@gmail.com with the subject line:

“Team Code _____ : INTER COLLEGE MOOT COURT COMPETITION 2026”.

(The blank shall contain the Team code in the subject line as allocated to you through email correspondence).

No extensions will be granted with respect to this deadline. The hard copy of memorial must be an exact replica of the soft copy submitted with the Organizing Committee. Any differences in the same will result in disqualification from the competition.

1. GUIDELINES FOR FORMATTING:

A. Memorial Structure: The memorial must have following pages only:

- i. Cover Page – The cover page shall contain the case title, side of the memorial, year of competition, name of the Court and team Code on top right corner. Petitioner cover page background color should be LIGHT BLUE. Respondent cover page background color should be LIGHT RED.
- ii. Table of Contents
- iii. List of Abbreviations
- iv. Index of Authorities
- v. Statement of Jurisdiction
- vi. Statement of Facts
- vii. Issues Raised
- viii. Summary of Arguments
- ix. Pleadings /Arguments Advanced
- x. Prayer

B. CONTENT SPECIFICATIONS: The following content specifications must be strictly adhered to:

- i. Font and Size (General) - Times New Roman, 12 pts
- ii. Line Spacing(General) - 1.5 lines
- iii. Font and Size (Footnotes) - Times New Roman, 10 pts
- iv. Line Spacing(Footnotes) - Single line
- v. Page Margins- 1 inch on all sides
- vi. The Hard Copies of the Memorial shall be printed on only one side.
- vii. The citation should be in compliance with the 20th edition of Bluebook. Endnotes are not allowed.
- viii. All case law contents must be italicized.

C. PAGE LIMIT: 30 pages maximum.

D. TEAM CODE: The team code must be ascribed on the top right corner of the cover page.

9. MARKING CRITERIA FOR MEMORIALS

Marking Criteria	Marks Allotted
Original Thought	20
Knowledge of Law and Facts	20
Proper and Articulate Analysis	20
Accuracy in format and Citation	20
Extent and Use of Research	20
TOTAL MARKS	100

10. RESEARCHER TEST

A test will be organized for Researchers, consisting of 25 Multiple Choice questions. The Researcher with the highest score will be declared as Best Researcher. This test will be organized after the Preliminary Round.

11. DRAW OF CHITS

Organizing Committee will draw chits to determine the teams. Once selected, both teams must proceed to their respective courtrooms, as per the directions of the Organizing Committee. A coin toss will then decide which team will argue for which side

12. RULES FOR PRELIMINARY ROUND

Each team will get a total of 15 minutes to present their case. The division of time per Mooter is left to the discretion of the team, subject to a minimum of 5 minutes per Mooter. This time will include rebuttal and surrebuttal time (if permitted by the judge(s)). Questions raised by judge(s) and answers provided shall be part of the 15 minutes allotted. Only one Mooter from each team shall be permitted to rebut/surrebut. The Researcher may assist the speaking mooter with the help of chits on the dais. Maximum scores for the Preliminary Round shall be 100 points for each Mooters. In case of a tie, the memorial marks shall be considered as tie-breaker. The winning eight teams of the Preliminary Round shall qualify for the Quarter Final Round.

13. QUARTER FINAL ROUND

Each team will get a total of 20 minutes to present their case. The division of time per Mooter is left to the discretion of the team, subject to a minimum of 8 minutes per Mooter. This time will include rebuttal and surrebuttal time (if permitted by the judge(s)). Questions raised by judges and answers provided shall be part of the 20 minutes allotted. Only one Mooter from each team shall be permitted to rebut/sur-rebut. The Researcher may assist the speaking mooter with the help of chits on the dais. Maximum scores for the Quarter Final Round shall be 100 points for each Mooters. In case of a tie, the memorial marks shall be considered as tie-breaker. The winner of each Quarter Final Round shall qualify for the Semi - Final Round. The decision of the judge(s) shall be final and binding.

14. SEMI - FINAL ROUND

The Semi Final Round shall take place on Day 2. The top four teams of the Quarter Final Round shall qualify for the Semi-Final round. Each team will get a total of 25 minutes to present their case. The division of time per Mooter is left to the discretion of the team subject to a minimum of 10 minutes per Mooter. This time will include rebuttal and surrebuttal time (if permitted by the judge(s)). Only one Mooter from each team shall be permitted to rebut/sur-rebut. The Researcher may assist the speaking mooter with the help of chits on the dais. In case of a tie, the memorial marks shall be considered as tie-breaker(s). The winner of the Semi-Final round will qualify for the Final Round.

15. FINAL ROUND

The Final Round shall take place on Day 2. The top two teams of the Semi-Final Round shall qualify for the final round. Each team will get a total of 30 minutes to present their case. The division of time per Mooter is left to the discretion of the team subject to a minimum of 10 minutes per Mooter. This time will include rebuttal and surrebuttal time (if permitted by the judge(s)). Only one Mooter from each team shall be permitted to rebut/sur-rebut. The Researcher may assist the speaking mooter with the help of chits on the dais. In case of a tie, the memorial marks shall be considered as tie-breaker(s). The winner of the final round shall be declared as winner of the competition.

16. MARKING CRITERIA FOR MOOTERS

Marking Criteria	Marks Allotted
Knowledge of Facts	10
Knowledge of Law	10
Correct analysis and articulation of legal issues	10
Clarity in thought and expression	10
Language and Style	10
Use of authorities and Citation	10
Courtroom Etiquette	10
Team Coordination	10
Response to questions	10
Use of authorities and Citation	10
TOTAL MARKS	100

17. SCOUTING (Only for Preliminary Round)

Teams shall not be allowed to observe the oral argument of another team. Scouting by any team may entail instant disqualification. All teams shall be strictly accommodated only in room(s) which are not designated Courtroom as per the directions of Organizing Committee.

18. REGISTRATION CHARGES

Every team must register by paying a fee of **₹2500** to participate in the competition. The payment should be made to the bank account details provided in the registration process.

19. AWARDS

- a. Winner (Team) – Rs. 5000 and Certificate + Trophy
- b. 1st Runnerup (Team) - Rs. 3000 and Certificate + Trophy
- c. Best Memorial(Team) - Rs. 1500 and Certificate + Trophy
- d. Best Mooter(Individual) - Rs. 1500 and Certificate + Trophy
- e. Best Researcher (Individual) - Rs. 1500 and Certificate + Trophy

GENERAL RULES

A. The Organizing Committee reserve the right to modify the competition format, rules, and other related aspects. Their decisions shall be final and binding.

B. Once registration is completed, it cannot be canceled under any circumstances.

There shall be no requests for refunds.

C. The Organizing Committee reserves the right to amend any rule prior to the commencement of the event. Any changes shall be duly communicated.

D. The hard copy of memorial must be exact replica of the soft copy submitted with the Organizing Committee. Any differences in the same shall result in deduction of marks.

E. Teams shall not be permitted to use any electronic devices while their rounds are in session.

F. If the soft copy is not submitted till the last date i.e. till 18th March 2026, then there shall be deduction of 5 marks from the memorial of that team.

G. If the hard copy is not submitted by or before 9:00 am on the day of the event, then there shall be deduction of 5 marks from the memorial of that team.

H. Use of incorrect font, font size or line spacing, will result in deduction of 5 marks from the memorial of that team.

I. All queries pertaining to the moot proposition and the rules and regulations shall strictly be raised only through the Google Form provided.

J. Participants are supposed to upload the Proof of Payment of Registration Fees and Registration form given below in the Google form.

K. Decision of Judges and Organizing Committee shall be final.

L. No accommodation shall be provided to any participants by the College.

M. A maximum of two teams are permitted from each college.

REGISTRATION PROCESS

**STEP
1**

Pay the registration fee (₹2500) to the bank account mentioned below.

ACCOUNT HOLDER NAME: G J ADVANI LAW COLLEGE

TYPE OF ACCOUNT: SAVINGS BANK

NAME: AXIS BANK

ACCOUNT NO: 916010086823257

IFSC CODE: UTIB0000028

BRANCH: BANDRA (W)

**STEP
2**

Fill in the physical registration form and get it duly attested with the seal and signature of the Head of the Institution.



SCAN TO DOWNLOAD PHYSICAL REGISTRATION FORM

**STEP
3**

After completing the physical form, fill out the Google Form by scanning the QR code or by clicking on the registration link provided.



[SCAN TO REGISTER](#)

IMPORTANT DATES

**29
JAN
2026**

**Registration
Starts**

**18
MAR
2026**

**Memorial
Soft Copy
Submission**

**10
MAR
2026**

**Deadline for
Submission of
Queries**

**28
FEB
2026**

**Registration
Closes**

**27
MAR
2026**

**Memorial
Hard Copy
Submission**

**27/28
MAR
2026**

**Competition
Day**

SCHEDULE

DAY 1 (27th March 2026)	
7:30 AM	Reporting Time
8:15 AM	Draw of Lots (Room No. 301)
9:00 AM	Inauguration (Moot Court Hall)
9:30 AM	Researcher Test (Room No. 301)
10:00 AM	Preliminary Round Begins
12:30 PM	Lunch Break
1:30 PM	Declaration of Preliminary Results & Draw of Lots for Quarter Final (Moot Court Hall)
2:00 PM	Quarter Final Round Begins
3:00 PM	Declaration of Quarter Final Results & Draw of Lots for Semi-Final (Moot Court Hall)

DAY 2 (28th March 2026)	
8:30 AM	Reporting Time
9:30 AM	Semi-Final Round Begins
11:00 AM	Declaration of Semi-Final Result (Moot Court Hall)
11:30 AM	Final Round Begins (Moot Court Hall)
1:00 PM	Declaration of Final Results & Valedictory (Moot Court Hall)

ORGANIZING COMMITTEE

Dr. Suresh Santani
I/C Principal / Convener

Mrs. Annmol Chacko
Co-convener

Mrs. Kavita Bohra
Co-convener

Mr. Hrithik Jaiswal
Student Coordinator

Ms. Tanvi Bhanushali
Student Coordinator

MEMBERS

Vandit Chouhan
Prem Gala
Aditya Nilesh
Caren Dias
Tina Jangid
Pranjali Singh
Supriya Prajapati

Ashwathi Ravi Kumar
Samruddhi Ataylkar
Saniya Rodrigues
Vanshikha Gupta
Swamesh Bamane
Charuta Narkar

For Query Contact:
Hrithik Jaiswal - 9987612033
Tanvi Bhanushali - 8806228081

Registration Head:
Caren Dias - 8806754712
Tina Jangid - 9167965751
Swamesh Bamane - 8850429313

You can also write to us at gjalcmoat@gmail.com

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