

UNITY POST GRADUATE COLLEGE,
LUCKNOW



Presents

9th JUSTICE MURTAZA
HUSAIN MEMORIAL
NATIONAL MOOT COURT
COMPETITION, 2024.

22nd - 24th November, 2024



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ABOUT THE FOUNDER SECRETARY HON'BLE Mr. JUSTICE MURTAZA HUSAIN



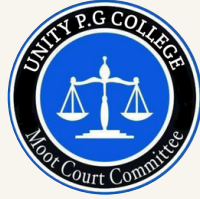
Unity Post Graduate College, one of the city's sought after colleges, is dedicated to the pursuit of the overall development of its students and its noble mission of educating the society for a brighter tomorrow. Built upon noble ideals, it continues the legacy of its founder, Justice Murtaza Husain.

Our honourable founder was born on 8th December, 1920 in the historical town Faizabad, India. After completing his LL.B. from Canning College, Lucknow, he became a Munsif in the year 1944. In 1968, he became District Judge, in the year 1976, he was elevated as a Judge in Allahabad High Court. After his retirement, he appointed Lokayukta of Uttar Pradesh for six years.

His decisions in some of the very complicated litigations are and will always remain landmarks in the history of Law. He was a voracious reader and a connoisseur of English, Urdu and Persian literature and poetry. He authored many books on different subjects in addition to his autobiography.

In 1996, Unity Technical Institute Society was established by him with the main objective of providing professional and technical education to all, especially to those belonging to the minority communities and other educationally backward classes.

Thereafter, in the year 1998, Justice Murtaza Husain founded Unity Degree College. Unity Degree College was the first self finance minority institution of North India. Today, the College is a Post Graduate college, having been upgraded in 2018. Unity P.G College is his dream child. He often used to say that he loved the College as intensely as he loved his children. He was a saint by all standards who spent the earnings of his lifetime in establishing this institution. His legacy will carry on through his values, thoughtfulness and compassion for all persons which find manifestation in the deeds of his lifetime. We all are proud to be a part of his mission.



UNITY POST GRADUATE COLLEGE, LUCKNOW



Unity Post Graduate College, Lucknow was the first college in Lucknow to institute a five-year integrated program of law under the aegis of Lucknow University. Since its inception, the faculty has been developing through the guiding light of its founder, Justice Murtaza Hussain. Our sincere endeavor has been to make legal education an instrument of social, political, and economic change, and to craft future lawyers who will be competent in the art of advocacy at both the trial and appellate levels and skilled in judicial administration.

The college has been successfully running both the Integrated 5 years course and the Three years law course. The law curriculum provides for the semester system, where the students have two semesters each year. Many of our alumni are well-established law practitioners and judges.

Apart from academics, the college conducts seminars, debates, and moot court competitions at the national level to inculcate advocacy skills in the students. At the heart of our work remains our collective commitment to students and their success. Apart from the classroom lectures, the faculty works constantly to provide academic guidance to its students in the form of notes and recorded lectures. The students are also engaged in various co-curricular activities conducted by the college.

Our students shall work as a catalyst in the country's mandate to achieve its developmental goals. Last but not least, the primary mission of the college remains to create socially relevant lawyers, who will not only enter the Bar and the Bench but also be equipped to address the imperatives of the new millennium and uphold the Constitution of India.

INVITATION LETTER

The Registrar/Director/Principal/Dean/HOD/Convener,

Dear Sir/Ma'am,

Greetings for the day!

Unity Post Graduate College, Lucknow takes immense pleasure and pride in announcing its 9th Justice Murtaza Husain Memorial National Moot Court Competition, 2024 to be held from 22nd to 24th November 2024

We at Unity Post Graduate College, Lucknow strive to provide a platform for the students to imbibe the pragmatic skills of law and this Moot Court Competition is one such attempt to create a stimulating atmosphere for future lawyers. The objective is to allow the students to delve into the intricacies of law.

We would like to take this opportunity to invite your esteemed University/Institute/ College to participate in the competition. We would be glad to receive a positive response about your participation to the Email ID: unitymootcourtcommittee@gmail.com so that together we can give our students a platform to hone their mooting skills.

We have attached a copy of the detailed rules and regulations here.

Thanking you,
Moot Court Committee
Unity Post Graduate College

ABOUT THE MOOT COURT COMPETITION

The purpose of the Moot Court Competition is to give exposure to students pursuing an LL.B Degree Course to hone their advocacy skills and to provide a real litigation experience in doing cutting-edge research, presenting persuasive and cohesive arguments, and contributing to the development of jurisprudence in concerned areas of law.

The Unity Moot Court Committee is the institution's student committee entrusted with fostering, administering, and facilitating mooting activities and upholding the benchmark of excellence that Unity P.G. College has set for itself. The Committee has been successfully organising moot court competitions year after year. We are proud to announce the Ninth edition of JUSTICE MURTAZA HUSAIN MEMORIAL NATIONAL MOOT COURT COMPETITION organized by the Unity Moot Court Committee from 22nd - 24th November 2024.

The 8th edition of the event saw participation from various law schools from all over the country including top law schools such as Aligarh Muslim University, Aligarh; Amity University Lucknow; Lloyd Law College, New Delhi; KLE Society's Law School, Bengaluru; Christ university; University of Lucknow, etc with the winner being Maharashtra National Law University Mumbai, and Lloyd Law College, New Delhi was the runners up. This edition of our flagship event aspires to take the event a step ahead of our previous edition.

The event will be marked by the presence of many luminaries in the field of law including High Court judges and other renowned people from the field of law.

IMPORTANT DATES

- ▶ **25th, September :**
Commencement of Registration
- ▶ **30th, October :**
Last Date for Registration & Submission of Travel Form
- ▶ **30th, October :**
Last Date to Seek Clarification
- ▶ **15th, November :**
Last Date for Memorial Submission (Soft Copy)
- ▶ **22nd, November :**
Date For Memorial Submission (Hard Copy)
- ▶ **22nd, November :**
Researcher's Test
- ▶ **23rd, November :**
Preliminary & Quarter Final Round
- ▶ **24th, November :**
Semi Finals & Final Round

AWARDS AND HONOURS



Best Team - INR 20,000/-

Runners up - INR 15,000/-

Best Memorial :- INR 6,000/-

Best Speaker - INR 5,000/-

Best Researcher - INR 5,000/-

Certificate for Participation will be given to all participants

All certificates and Awards will be presented to the participants at the valedictory Ceremony on 24 November 2024

REGISTRATION DETAILS

ELIGIBILITY

Individuals currently enrolled in any institution/university/college pursuing either the 3-year LL.B or the 5-year integrated LL.B. program at the time of the Competition shall be eligible to participate in the Competition.

Teams must register by 23:59 hrs on 30th October 2024 by completing the **Google form** and after the completion of the payment.

REGISTRATION FEE

The registration fee for each team for the Competition applicable to all invited universities/colleges shall be as follows:

INR 3000/- (without accommodation)

INR 6000/- (with accommodation)

ACCOUNT DETAILS

Account Holder: UNITY DEGREE COLLEGE

Account Number: **99999415787698**

Bank Name: HDFC BANK

Account Type: Saving

IFSC Code: **HDFC0006938**



MOOT PROPOSITION

Disclaimer: All the names used and events described in this proposition are fictitious. Resemblance of any kind and magnitude to any names, persons, organizations or event whatsoever is purely coincidental. The counsels are expected to operate within the four walls of the facts and issues raised herein.

The facts of the case are as follows:

The Sovereign Republic of Indica, known for its rich history and cultural diversity, is a flourishing democratic nation situated in the heart of the Laconic Ocean. It is revered for its strong constitutional ethos, necessitated by the complex societal and religious fabric of the country. The Indican Constitution, keenly reflective of the ideals of justice, liberty, equality, and fraternity, is fundamentally grounded in promoting the rights and dignity of its people.

In contrast, nestled East of Indica, lies the smaller, yet technologically avant-garde, state of Tridentia. The state was established on the principles of Trionism, a doctrine advocating for the exclusive rights of the native Tridents over the nation. Despite its arguable sectarian foundation, Tridentia has made significant strides in the field of cybersecurity, leading to the establishment of many IT institutions providing services to clients worldwide.

One such organization is the Global Spying Agency (GSA), an internationally-acclaimed security agency, that holds a good repute for its spying and surveillance software. GSA has developed an intricate system called GSIS (Global Software Infiltration System). This software is used by the sovereign states for the purpose of surveillance of its citizens and institutions. Clients of GSA are exclusively States.

On 24th December 2023, things took a decidedly sinister turn when encrypted files from the GSA were found on a public server and decoded by 'Spatial Creeks,' a group of international hacktivists. The data leakage resulted in Indica dealing with an uproar of historic proportions.

What shocked the public was not just the existence of the surveillance system but the list of individuals being monitored. Prominent opposition politicians, well-respected civil society leaders, and influential journalists were among those whose privacy had been encroached upon.

It was found out that, the GSIS has been active in Indica for over a year, predominantly focusing on approximately 50 Indican citizens.

These individuals, known Dalit and Adivasi activists and journalists, were deemed as 'persons of interest' to national security. Their digital lives were closely monitored, every call and message intercepted, and their online activity was thoroughly scrutinized.

This episode led to nationwide protests and demonstrations. The citizens claimed that they no longer feel safe as there is this sword of privacy infringement hanging close to their necks always.

The Government, on the other hand, through an official press release, declared on 5th January 2024, that these measures are indispensable to address the steep rise in the threat of terrorism over the past few years. In a media, the spokesperson for the government underscored that the safety and well-being of Indica's citizens were of the utmost importance. He referenced multiple thwarted terrorist plots, mounting unrest in several districts, and increasingly complex international threats that have made semiotics imperative. "We are living in extraordinary times that necessitate extraordinary measures," the spokesperson affirmed, emphasizing the necessity of GSIS. The government further maintained that the surveillance was not infringing on their privacy, but safeguarding their right to life and security, which they argued held precedence in the existing climate of instability. The government has, thus, held the stand that in the larger narrative of national security, measures such as contracting the services of GSA are not only justifiable but also vital.

These incidents were rolling like a snowball. Adding to the chapter, a media house published a report alleging that the citizens who are being spied through GSIS are mainly those politicians who are vocal against the policies of the Government in the parliament, the civil rights activists, and reputed journalists who were well known for their fierce and unfiltered criticism of the arbitrary Governmental actions.

The Government of Tridentia on the other hand has outrightly denied to comment on the issue so far, which further complicates the situation.

One Mr. Vairagi Lal, a prominent civil rights activist, filed a petition in the Supreme Court of Indica. He contended that the Government's actions constituted flagrant breaches of not only the right to privacy but also the right to life and personal liberty. The petitioner also submitted to the Court that GSIS would have a chilling effect on freedom of speech and expression.

ISSUES:

1. Whether the plea by Mr. Vairagi Lal is maintainable in the Supreme Court of Indica.
2. Whether the use of GSIS by the Government of Indica for the surveillance of its citizens is an infringement of the right to privacy under the Constitution of Indica.
3. Whether the actions of the Government of Indica can be justified in the name of national security.
4. Whether international norms or laws regulate the engagement of foreign intelligence services and their use of surveillance software, given the GSA's base in Tridentia and its utilization of GSIS.
5. Whether the GSIS Leakage has negative implications on the rights of those under surveillance and the responsibilities of the involved governments.

GLIMPSES OF THE PAST



Respected Secretary sir presenting momentous to
Hon'ble Mr. Justice Vishnu Sahai



Respected Advocate Nadeem Mutaza presenting momentous to
Hon'ble Mr. Justice Manish Kumar



Respected Coordinator ma'am presenting momentous to
Hon'ble Mr. Justice Jaspreet Singh



Winners of the 8th Justice Murtaza Husain Memorial National Moot Court Competition with **Hon'ble Mr. Justice Jaspreet Singh**



Winners of the 7th Justice Murtaza Husain Memorial National Moot Court Competition with **Hon'ble Mr. Justice D.K Upadhyaya**



Runner-up of 8th Justice Murtaza Husain Memorial National Moot Court Competition with **Hon'ble Mr. Justice Manish Kumar**



CONTACT INFORMATION

All Queries must be directed at
unitymootcourtcommittee@gmail.com

or

You can get in touch with the undersigned

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