

**By Dr. Amit Gopinathan**

Guest Faculty  
(Institute of Law)  
Jiwaji University Gwalior(M.P.)

# **Subject : (Unit-1) Moot Court**

**(B.Com LL.B. VIth Semester) 25.03.2020**

Dear student,

- ❖ **Moot court is a mock court at which law student argue imaginary cases for practice**
- ❖ **Moot court evolved to mean an argument then Litigation, Moot mean arguable or debatable” .**
- ❖ **Moot means assembling of law student and ‘Moot court means an artificial court of the student of Law. Student raise their discussions in moot court they discussed any of the topic which was previously decided and discussed that topic as a debate.**
- ❖ **In moot court law students discussion on hypothetical case, Moot court means an undecided or disputed point and therefore where the students of law conduct a court themselves as a part of their legal training in a law school that gives them tremendous confidence when they are called upon to conduct the real cases in their future professional life.**

## **In Moot Court :**

- 1- Argue an parts of Law**
- 2- Develop their argumental Still**
- 3- Art of preparation**
- 4- Presentation of Legal documents**

## **Moot court provide the knowledge of :-**

- 1- Preparation**
- 2- Presentation of Plaingth**
- 3- Written statement**
- 4- Idea of argument and defence**

# MOOT COURT DEVELOPS :

- 1- Professional Skill
- 2- Confidence to appear before the court
- 3- Confidence to speak before the people
- 4- The idea of cross-examination which is of great importance in the profession of laws.
- 5- Legal language
- 6- Good knowledge of speaking
- 7- Good knowledge of appearance before the court
- 8- Good knowledge of common sense
- 9- Good knowledge of behaviour

**By the participation in the moot court law student gets the :-**

- 1- Knowledge of advice**
- 2- Conduct according to professional ethics**
- 3- Learns the manner of dealing with the court and clients.**

Moot court teaches law students to behave like an advocate and what are the duties and liabilities of an advocate towards the nation and society Moot court gives the knowledge:-

- 1- An advocate is always expected to maintain his self respect.
- 2- He must pay due respect to the court.
- 3- He should not loose his temper at the time of argument.
- 4- He should answer the questions asked by court very politely.
- 5- He should answer the question asked by opposite party counsel.

# Object of Moot Court :

- 1- Law students team practical knowledge
- 2- Art of discussion based an law topics
- 3- To prepare emaginary cases

# **In Moot Court there shall be groups of Student:**

- 1- One Group of student should be assigned the work of representing one side
- 2- While another group should be assigned to work of representing in the other side.

# Case representing in moot court



- Civil proceeding initiates after filling the plaint before the court.
- Criminal matters the proceeding is initiated when the magistrate takes the cognizance of offence.

## Criminal Cases Can be Instituted



- The manner of organising and conducting Moot Courts enables the law students/mooters to get the sufficient knowledge of advocacy (Legal Profession).
- Student should argue only important point to win the case and should not beat the bush. Mooters should also produce imaginary cases based on decided cases and rulings before the court to make clear the disputed points in the case.
- Conduct of court should not be criticised because it would amount to contempt.
- In moot court it is expected that each of the students should speak before the court for certain minutes in the favor of his case.
- Students are also required to visit the real court and should visit the library to read the books, Journals and articles to develop their argumental skill.

# Thank You

