



2nd SURANA & SURANA AND ARMY INSTITUTE OF LAW
NATIONAL FAMILY LAW MOOT COURT COMPETITION 2020-21
8 – 10 April 2021



CLARIFICATIONS PERTAINING TO MOOT PROPOSITION

Released on: 16th March, 2021

Specific to ‘Anjali’:

1. **Anjali is asking for custody from whom?**

Ans: The custody of the child is presently with Sandeep.

2. **What is the timeline after the birth of child in 2014, specifically:**

a) When is the suit filed?

Ans: The case was filed in 2015 and has been pending in the Court of Law.

3. **Does Anjali return to India to clarify things with Sandeep in 2014 itself?**

Ans: Anjali returns to India to clarify things with Sandeep in 2015, after which Sandeep filed the petition for divorce.

Specific to ‘Sandeep’:

4. **The fact sheet does reveal any specific fact that can direct towards the ground of divorce (being filed by Sandeep).**

Ans: This question requires no clarification.

5. **Can the husband too ask for custody of the child or can one party counter-argue what the other party is demanding relief?**

Ans: This question requires no clarification.

Specific to 'Priya':

6. **Who has paid for the medical expenses of the surrogate mother?**

Ans: The couple i.e., Sandeep and Anjali have paid for these expenses.

7. **Does Priya alone want to have custody of the child or want it with Sandeep?**

Ans: This question requires no clarification as the moot problem gives all relevant details.

8. **Was the surrogate mother (Priya) related to the couple?**

Ans: Refer to Paragraph 12 of the moot problem in lieu of this question.

General Clarifications:

9. **The case is being heard in which court?**

Ans: The case has been filed in the court of original jurisdiction.

10. **We would like to clarify whether the facts and issues are exhaustive or illustrative?**

Ans: The information in the moot problem is exhaustive. However, it remains open to interpretation. But be advised that there is a fine line between interpretation and assumption and that you must avoid the latter.

11. **Who are the parties to the problem i.e. who is the applicant and respondent because both Sandeep and Anjali have filed for different decrees in the same matter?**

Ans: The Husband is the Petitioner and the wife is the Respondent herein.

12. **Is the case happening in 2021?**

Ans: The case was filed in 2015 and has been pending in the Court of Law.

13. **What is the age of the child now? In what year was the custody petition filed?**

Ans: The former one requires no clarification as the moot problem gives all relevant details.

For the latter, please refer to the clarification number 12.

14. **Can issues presented by the plaintiff and respondent be different?**

Ans: Yes, they can be different.

Specific to Competition Rules:

15. **Can liberty be taken in interpreting the facts in our own way so as to strengthen our case; where there are no express details and if given, they are vague.**

Ans: For this question, please refer to the clarification number 10.

16. **Do we have to identify the plaintiffs and respondent in the case, since it does not mention who filed the petition first?**

Ans: For this question, please refer to the clarification number 11.

17. **Are we supposed to strictly follow the issues as they are mentioned, or can break these issues, state any other issue/sub-issue?**

Ans: For this question, please refer to the clarification number 15. Teams can draft the issues in any manner which they deem fit.

18. **Which footnoting style?**

Ans: The format of the BlueBook 19th edition Citation Guide can be used.

19. **Line spacing in the content? Line spacing in the footnote.**

Ans: The content should be double-spaced i.e., 2.0. The footnotes should be single-spaced i.e., 1.0 and there should be double space between two footnotes.

NOTE: The teams have the liberty to add relevant additional issues/contentions outside of the issues mentioned in the moot problem.