



JECRC
UNIVERSITY

BUILD YOUR WORLD



AMICUS CURIAE
• A LAW CLUB •



I JECRC NATIONAL

MEDIATION & NEGOTIATION

COMPETITION, 2022

23-25 JULY 2022

Website: www.jecrcuniversity.edu.in
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ABOUT THE UNIVERSITY

ESTABLISHMENT:

JECRC University has been established vide The JECRC University, Jaipur Act, 2012 (Act No. 15 of 2012) published in the Gazette of Rajasthan dated May 2, 2012. The University is approved by UGC & AICTE, New Delhi. JECRC University has been accredited by NAAC (An autonomous institution of UGC)

VISION:

To become a renowned center of higher learning, work towards academic, professional, cultural, and social enrichment of the lives of individuals and communities.

MISSION:

- To focus on the research and spirit of innovation that will drive academic orientation and pursuit at JECRC University.
- To identify needs based on an informed perception of Indian, regional, and global areas of focus and specialization on which the University can concentrate.
- To undertake collaborative projects that offer opportunities for long-term interaction between academics and industry.
- To develop human potential to its fullest extent so that intellectually capable and leaders gifted with imagination can emerge in a range of professions.

CORE VALUE:

JECRC University is driven by the spirit of innovation-led research. This is spelled out in infrastructure as well as practices. The multifaceted research institute encompasses subject-specific exploration as well as contexts of the business environment in which our students will operate and perform. JECRC is known for its strong research culture, close industry linkages, and corporate connections. JU aims at creating valuable resources for the industry and society through its interventions in the creation of research and innovation, academic and professional enhancement, and overall cultural enrichment.





ABOUT THE SCHOOL OF LAW

JECRC University, Jaipur started the School of Law in 2017 with the approval of the Bar Council of India. It offers five years integrated degree course leading to the award of the degree of B.A. LL. B (Hons.), B. Com. LL.B. (Hons) B.BA. LL.B (Hons.) and B.SC. LL.B (Hons.) with specialization in Criminal Law, Corporate Law, and IPR, a two-year LL.M program at the postgraduate level, and Ph. D. Program at the Doctoral level. The legal profession in India has undergone a significant change over the last few decades. Nowadays, law experts mark their presence not only in the courts but also in the companies, law agencies & firms along with the Alternative Dispute Resolution.

VISION:

School of Law, JECRC University aims to become a Law institute of Global standing to develop competent legal professionals by providing professionally competent and pragmatic law-abiding citizens with scientific and objective temperaments bearing well-rounded personalities, who know much more than law.

MISSION:

- 1.The primary objective of the university is to evaluate and impart comprehensive and interdisciplinary legal education that is socially relevant. though this education we aim to promote legal and ethics and foster the rule of law and the objectives enshrined in the constitution of India.
- 2.To become a premier law institution breeding students focusing on research and community work besides fulfilling their respective ambitions.
- 3.To achieve the pinnacle of perfection in legal education by providing and conducive ethos to help students and facilities strive for and attain perfection.
- 4.Furthermore, the university works towards the dissemination of legal knowledge and its role in national development, so that the ability to analyze and present contemporary issues of public concern and their legal implications for the benefit of the public is improved. These processes strive to promote legal awareness in the community and to achieve political, social, and economic justice.





ABOUT THE CLUB- AMICUS CURIAE

Amicus Curiae, a law club has become a benchmark to improve and advance the knowledge of law among students by developing a sense of responsibility toward society and the legal environment.

Our club organizes various activities which are rooted in the needs of budding lawyers & it helps them in the growth of their all-round development in the field of law. Its sole mission is to spread the knowledge, skills, and ethical values to meet the demands of the dynamic legal professional environment.

At present time, the ADR Mechanism is considered an important method for Dispute Resolve Mechanism. The club has always been passionate about fostering ADR culture in law students. To foster and contribute to the overall growth of ADR in the country, our club regularly organizes events that encourage students to learn more about ADR.

Earlier, one of the mega-events that we organized was a National Bootcamp on Practice & Performance of Arbitration in which several eminent personalities from London, Malaysia, Singapore & India graced their presence including Dr. Lalit Bhasin, Chair, CIARB India. The Bootcamp was in collaboration with The Young, MCIA is an organ of the Mumbai Centre for International Arbitration & The Asian Institute of Alternative Dispute Resolution (AIADR) is the first non-profit member-based Asian center for ADR, In continuance, we are organizing another mega event - I JECRC National Mediation & Negotiation Competition, 2022.



ABOUT THE COMPETITION

National Mediation and Negotiation Competition is a step taken by the JECRC University, Jaipur Rajasthan towards acting as a facilitator in increasing the ADR Culture among aspiring students.

In the milieu of the backlog of cases reaching its saturation, Alternative Dispute Resolution such as mediation and negotiation provide an amicable way out. The competition seeks to provide a prodigious experience that will amplify the interests of young minds in this niche practice of law.

The competition will help students brainstorm probable solutions for near-to real-world challenges while providing them with the comfort of choosing their roles as per their preferences. It, therefore, tries to break the monotony of theory-based learning and helps students in putting their knowledge and skills to use. This competition will also provide an opportunity for the participants to develop the requisite lawyering and communication skills.

The appealing and ever-growing fields of the law will be selected for this competition to expose the participants to a situation where the interests of clients are multifold, often going beyond mere commercial interests. The participants are expected to take a multi-dimensional approach to reach a settlement, showcasing the variety of fields that can be effectively dealt with via mediation.

Our Aim:

- To advance the ADR practice in India.
- To design the premier platform for students to showcase their mediation and negotiation skills.
- Advance the mediation skills over more traditional complaint procedures provides an environment for creative problem-solving between the parties.
- Through the skilled assistance of the mediator, disputants are encouraged to listen, keep confidence, be empathetic, suspend preconceived judgments, respect each other's values, and focus on resolving the underlying conflict.
- To share feelings and reduce hostilities, clear up misunderstandings, determine underlying interests and concerns, find areas of agreement, and incorporate those areas into solutions devised by the parties themselves.

OUR ADVISORS



PROF. VICTOR GAMBHIR
President
JECRC University

School of Law, JECRC University has traversed a long distance and grown in leaps and bounds to stand tall among the law institutes of India. School of Law, strives hard to provide unlimited resources and vistas of opportunities to unearth the potential of students and assist them to inch toward their dreams with benevolent confidence. Law Students are forever entangled between challenge and inspiration. It has always been profoundly inspiring to observe students who are working collaboratively with a dedicated band of mentors to dazzle the world with their abilities.

I extend my heartfelt greetings and felicitations to every member of the Amicus Curiae, School of Law, JECRC University.



**PROF. (DR.) MAHESH
KOOLWAL**
Dean
School of Law, JECRC University

Today teaching has undergone a sea of change from traditional to digital classrooms and the School of Law JECRC has left no stone unturned in providing the best to its student. The elegant and ethical design infrastructure, mammoth Moot Court, and well-stocked library all speak volumes about the magnanimity of the School of Law. Catapulting to the zenith, scaling the pinnacle of success, and decking the pedestal of par excellence is no cakewalk but JECRCians have walked the tightrope with equanimity. Nothing can relegate these gritty, tenacious students with oodles of perseverance.

Thence, I extend my best wishes to all the organizing members of the Amicus Curiae, Law Club of the School of Law.



DR. NAMITA JAIN
Head of Department
School of Law, JECRC University

Embedded deeply in the JECRC institution is the spirit of compassion, responsibility, and commitment to define the youth of the country with rich cultural moral values and quality education at par with the best in the state. At JECRC we try to build a cordial relationship with our students to unearth their potential and unleash their imagination. The ambiance of the institute is imbued with the aura of character and purity of exalted thoughts that continue to spread its fragrance and linger on for eternity.

Through this competition, students will demonstrate their multiple skills. Mediation is an effective tool for dispute resolution. Thus, this competition will provide a platform for the holistic development of the student.

I Hope together we all can continue to inspire and amuse everyone!



DR. TULIKA SINGH
Faculty In-Charge
Amicus Curiae, JECRC University

"Peace cannot be kept by force but it can be only be achieved by understanding" with the application of this quote in the field of the emerging spectrum of law where efforts are made to minimize the burden of courts, the School of Law, JECRC University has tread giant strides to strike a deal between the best of the two worlds—tech at its best and ethos nurtured with values. Mediation Competition not only enriches students' skills but also prepares them to manage their time efficiently. JECRCians have struck the right chord, for the "more is less" as their appetite for achievement is a never satiating one. We can assure you that here at the School of Law, JECRC, learning would continue to be a joyful experience and I wish them all the best in their future endeavors.

WHY JAIPUR?

खुम्मा-बणी!

Jaipur has a vibe & is popularly known as “Pink City”. Jaipur is also known for housing some of the best architectural structures and heritage sights in the country.

Everything in and around the city appears like the watermark of the rich heritage of the city in the erstwhile days.

The local handicrafts, the ancient monuments, the royal palaces, and the colorful saris, everything around Jaipur give a glimpse into the glorious lives of the monarchy.

Eat like royalty, shop for jewelry, and find a weekend’s worth of bliss amid the commotion. Jaipurites have the charm to win hearts with their lovely smiles and warm hospitality and are cheerful and friendly people, who love to explore and meet new people.

पधारो म्हारे देश

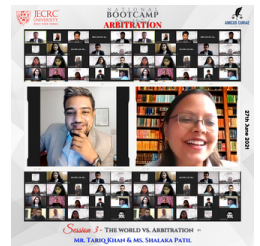
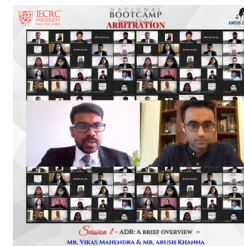




A GLIMPSE OF PAST EVENTS ON ADR

We believe that the objective of modern education should be to create world citizens with the right moral and ethical values, tolerance, discipline, commitment, compassion, and sensitivity. JECRC University has also conducted a **2-Day National Boot Camp on Performance & Practices of Arbitration** held on June 26 & June 27, 2021, in collaboration with **Young MCIA, Mumbai & AIADR, Malaysia**.

The event covered various aspects related to the field of Arbitration and its applicability, Laws governing Arbitration, International Arbitration, and Arbitration and pandemics. The main aim of this event was to equip the knowledge of Arbitration and its future in India and globally.



JECRC School of law in collaboration with the school of business initially organized In-house Mediation and Negotiation Competition which was held on 12th April 2022.

The judges were **Advocate Aditya Jain** (Advocate on Record at Supreme Court of India; Partner at J&G Associates, Jaipur), **Advocate Neha Gyamlani** (Founding Partner at J&G Associates, Jaipur), & **Advocate Suvrer Gaur** (Principal Associate at ASM Law Chambers, Jaipur.) **Adv. Shantanu Pareek** (Rajasthan High Court)



FORMAT OF THE COMPETITION

Eligibility:

Students pursuing law from a recognized law institute are eligible to participate in the competition.

Venue:

The competition is going to be held in **offline** mode at the JECRC University Campus, Jaipur.

Address:

Plot No. IS- 2036 to 2039, Ramchandrapura, Sitapura Industrial Area Extn, Near Mahatma Gandhi Hospital Jaipur - 303905 Rajasthan, India.

Google location: <https://maps.app.goo.gl/hdSPieQrd8SRiXKf9>

Schedule of the Competition:

Day 1 – 23rd July 2022

- Inaugural Ceremony
- Preliminary I

Day 2 – 24th July 2022

- Preliminary II
- Quarter-Final

Day 3 – 25th July 2022

- Semi-Final
- Final
- Valedictory Ceremony

Registration Link:

<https://forms.gle/ez6RtXNDJ2acRr3G7>



Register yourself by:

- TAP/CLICK ON THE LINK
- SCAN QR CODE

Registration Fee:

₹6000 only

(Including Accommodation and Food)





PRIZES

WORTH
75,000 INR

BEST NEGOTIATING TEAM

BEST MEDIATOR

RUNNER UP NEGOTIATING TEAM

RUNNER UP MEDIATOR

BEST MEDIATION PLAN

To encourage the enthusiasm of participants many surprisingly categories of prizes is also being added which you all will know during the event.



RULES & REGULATIONS

Terms mentioned below shall be defined as:

1. **"BATNA"** shall refer to the Best Alternative to a Negotiated Agreement and refers to the best thing a Party can do, without the consent of the other Party, if the Parties fail to reach an agreement.
2. **"CAUCUS"** shall refer to a separate meeting between the Mediator and a Team. During the Caucus, the overall time of the Mediation Session continues to run.
3. **"CONFIDENTIAL INFORMATION"** shall refer to the confidential elements to be considered in determining the strategy and tactics of the Negotiators' Teams in a given Mediation Session. The Confidential Information is for the exclusive use of each team and shall not be disclosed to the opposing team.
4. **"MEDIATION PROBLEMS"** shall refer to the official problems for the Competition released by the Organizing Committee.
5. **"MEDIATION PLAN"** shall refer to written case analysis as mentioned in Annexure 'A' of the rules and regulations.
6. **"MEDIATION SESSION"** shall refer to a session during which the Teams shall simulate a mediation procedure according to rules.
7. **"ORGANISING COMMITTEE"** shall refer to the Faculty Conveners & Student Conveners from Amicus Curiae, School of Law, JECRC University, Jaipur.
8. **"REQUESTING PARTY"** is the party that has to request the Mediation. Herein the composition and allotment for the same shall be decided by the organizing committee.
9. **"RESPONDING PARTY"** is the party to which the Competition has assigned the role of the party which has to respond to the requesting party.

ORGANIZATION OF THE COMPETITION

LANGUAGE: The Official Language of this Competition shall be English.

STAGES OF THE COMPETITIONS:

THIS COMPETITION SHALL COMPRISE OF TOTAL 5 ROUNDS:

- **Preliminary -1**
- **Preliminary-2**
- **Quarter-final**
- **Semi-final**
- **Final**

TEAM COMPOSITION:

1. Each Participating team shall comprise 3 members:

- *One Neutral Mediator*
- *One Client*
- *One Negotiator*

2. There shall be Separate Problems for different rounds with different Confidential Information in each round.

Provided, the mediation problems for both the preliminary rounds shall be the same but the confidential information shall be different.

3. One party shall be requesting party and the other shall be the responding party.

4. The mediator shall perform and shall be judged separately.

TEAM IDENTIFICATION AND ANONYMITY RULE:

After Registration, each Participating team shall be provided with a Team Code which shall serve as their Unique Identification Number (UIN). All Communications must be made in reference to this UIN.

DRESS CODE:

The Dress Code for this Competition is strictly formal. Any Violation of the Dress code shall lead to disqualification of the participating team from the Oral Rounds.

PARTICIPANT ROLES

MEDIATORS:

In each session, both the mediators must make an opening statement of not more than three minutes each. The mediators may decide the order and manner of coordinating opening statements. When a caucus is called, each mediator shall lead one caucus with either party during the mediation. The mediator not conducting the caucus shall observe and may ask clarifying questions at the end of the caucus. The performance of the Mediator shall be evaluated differently. Thus, the Mediator shall be neutral.

CLIENTS AND NEGOTIATORS:

The clients and negotiators shall each deliver their opening statements specifying their interests and goals for the mediation and negotiation session. Thereafter, the negotiators and clients are expected to work together and coordinate with the mediators to achieve their goals. All negotiators must act pragmatically and professionally throughout the sessions keeping in mind their respective roles.

MEDIATION PROBLEM

Release of Mediation Problem:

- There shall be a total of 5 Rounds in this Competition. There shall be different problems in each round.
- The Mediation problem for all the rounds shall be sent to the teams by the appropriate medium i.e., email.

Confidential Information:

- The Confidential Information for all rounds shall be released via mail (15-20 minutes before the rounds).
- The Teams are prohibited from disclosing the Confidential Information to their Mediator or another party during or before the competition.
- The Mediators shall have no access to the Confidential Information of any of the parties before or during the competition.

SESSION PROCEDURE

GENERAL PROCEDURES:

Timing: The Timing of the Rounds is designated in the following manner.

Session Time stands for the Joint Session which includes Caucus & Break.

S.NO.	ROUNDS	SESSION TIME	BREAK TIME	CAUCUS TIME	FEEDBACK TIME	TOTAL TIME
1.	PRELIMINARY-1	45 MINS	2 MINS	15 MINS	10 MINS	55 MINS
2.	PRELIMINARY-2	45 MINS	2 MIN	15 MINS	10 MINS	55 MINS
3.	QUARTER FINAL	45 MINS	2 MINS	15 MINS	15 MINS	60 MINS
4.	SEMI-FINAL	60 MINS	2 MINS	15 MINS	15 MINS	75 MINS
5.	FINALS	75 MINS	2 MINS	15 MINS	15 MINS	90 MINS

- The Participants are supposed to strictly adhere to the timings, mentioned above.
- The Caucus Session and Break are inclusive in the Joint Session, leading to continuity.
- During the competition, if the party requires more time than allotted, they may ask the judges for the same. It's up to the discretion of the judges.
- However, the Feedback Timing may increase as per the judges.

SESSION PROCEDURE

BREAK:

1. The Team can ask for a break during the Mediation Session of or not more than 2 minutes.
2. The Objective of the Break should be to have a team discussion where the Team shall be sent to the Break Out Room for the same. However, the time shall not exceed as given above in any circumstances.

CAUCUS:

1. During each Mediation Session, the Mediator, as well as the parties, are allowed to call for a caucus.
2. The Competing Team should call for caucus when they believe that they need input from the Mediators or there is some Confidential Information that they are not comfortable sharing. During the Joint Session. Reasonable use of caucus from the parties will be evaluated. A Caucus must not be used for any clarification related to the Preliminary Rounds.
3. Each team will be allotted 7.5 minutes for a caucus in each round. Thus, the whole caucus for both parties will last for not more than 15 minutes. There is no provision for Cross-caucus.

SCORING & EVALUATION

JUDGMENT CRITERIA:

1. Judging based on Mediation Plan as well as Oral Rounds.
2. The Judges would be duly briefed on the Judging Criteria before the Competition.
3. The Scoring of the Mediator and the Negotiators (Client-Counsel) will be done separately.
4. The Final Decision will always be in the hands of Respective Judges and the Organizing Committee.

FEEDBACK SESSION:

1. The Feedback Session shall last for not more than the timing mentioned for each round. However, it may extend as per the Judge's discretion.
2. The Feedback shall be provided to the teams before the Scoring.

GENERAL RULES OF SUBMISSION OF MEDIATION PLAN:

The Mediation Plan for the Preliminary Rounds must not be more than 2 pages in Times New Roman Font, 12-Font Size, and 1.5 spacing. Any deviation from this format will not be accepted. All the Mediation Plans will be scored individually and the highest-scoring team will be rewarded with the Best Mediation Plan at the end of the Competition.



SCORING & EVALUATION

SCORE SHEET OF NEGOTIATING TEAM:

SCORING SCALE: 1= POOR 2= AVERAGE 3= GOOD 4= VERY GOOD 5=EXCEPTIONAL

SR.NO	PARTICULARS	MAXIMUM MARKS (TOTAL = 50)
1.	OPENING STATEMENT	5
2.	RELATIONSHIP-BUILDING AND PROBLEM SOLVING	5
3.	ADVOCATING INTERESTS	5
4.	INFORMATION GATHERING	5
5.	MUTUALLY GENERATING CREATIVE OPTIONS	5
6.	COLLABORATING WITH THE OTHER PARTY	5
7.	TEAMWORK AND COORDINATION	5
8.	USE OF MEDIATOR	5
9.	EFFECTIVE NEGOTIATION SKILLS AND NEGOTIATION STRATEGY	5
10.	EFFECTIVE USE OF CAUCUS SESSION	5

NEGATIVE MARKING (if any) - In case of non-adherence to rules or if the party introduces elements which are not within the problem or the Confidential information, time penalty. 0= None 1= Deliberate inaccuracies 2=Minor 3=Serious 4= flagrant 5= Glaring

SCORING & EVALUATION

SCORE SHEET OF MEDIATOR:

SCORING SCALE: 1= POOR 2= AVERAGE 3= GOOD 4= VERY GOOD 5=EXCEPTIONAL

SR. NO	PARTICULARS	MAXIMUM MARKS (TOTAL = 50)
1.	OPENING STATEMENT	5
2.	ESTABLISHING WORKING ATMOSPHERE	5
3.	MEDIATION PROCESS	5
4.	PROFILING PARTIES INTERESTS	5
5.	EFFECTIVE MEDIATING SKILLS	5
6.	COMPREHENDING PARTY'S APPREHENSION	5
7.	ELICITING INFORMATION	5
8.	FACILITATING OPTION GENERATION	5
9.	SENSITIVITY TO ETHICAL AND CROSS-CULTURAL ISSUES	5
10.	EFFECTIVE USE OF CAUCUS SESSION	5

NEGATIVE MARKING (if any) - In case of non-adherence to rules or if the party introduces elements which are not within the problem or the Confidential information, time penalty. 0= None 1= Deliberate inaccuracies 2=Minor 3=Serious 4= flagrant 5= Glaring

FORMAT OF MEDIATION PLAN- ANNEXURE 'A'

The Headings under the Mediation Plan should be as mentioned below:

- **Mediation Strategy:**

The Competing Party's Strategy with its goal and objectives and its likely success in achieving a good outcome should be mentioned.

- **Division of Roles and Responsibilities between Client and Counsel:**

Explain the division of roles and responsibilities between the Client and Negotiator during the Mediation. Also, explain briefly why the Competing Party chose that particular responsibility-sharing by reference to the problem.

- **The Competing Party's Underlying Interests:**

Mention, in brief, the interests that the Competing Party has planned to advance in the Mediation session about the problem.

- **The Competing Party's BATNA:**

Mention the Best Alternative to Negotiated Agreement of the Competing Party.

- **The Other Party's likely Underlying Interest:**

Describe what could be the likely underlying interest of the other party about the problem.

- **The Other Party's likely BATNA:**

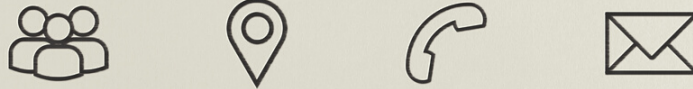
Describe what could likely be the Best Alternative to the Negotiated Agreement from the other party.

TIMELINE

SL. NO	EVENT	DATE
1	Registration – Closing	18 JULY 2022
2	Mediation Problem – Release	15 JUNE 2022
3	Questions for clarification – Closing	10 JULY 2022
4	Release of Clarification	19 JULY 2022
5	Submission of the Mediation Plan – Closing	21 JULY 2022
6	Inaugural Session	23 JULY 2022
7	Preliminary round-1	23 JULY 2022
8	Preliminary round-2	24 JULY 2022
9	Quarter-Final	24 JULY 2022
10	Semi Final	25 JULY 2022
11	Final & Valedictory Ceremony	25 JULY 2022

Kindly note:

Any change in the above-mentioned date is subject to the decision of the organizing committee. Any change made shall be informed immediately.



ORGANIZING COMMITTEE

Patron in chief	Prof. Victor Gambhir (President, JECRC University)
Patron	Prof. Dr. Mahesh Koolwal (Dean, School of Law, JECRC University)
Organizing Secretary	Dr. Namita Jain (Head of Department, School of Law, JECRC University)
Joint Organizing Secretary	Dr. Tulika Singh (Faculty In-charge, Amicus Curiae)
Event Conveners	Ms. Shivani Joshi (President, Amicus Curiae) Mr. Stephen John
Event Co-conveners	Mr. Ayush Chouhan (Joint Secretary, Amicus Curiae) Ms. Lakshita Bijarnia Ms. Sejal Jain Ms. Yugli Gupta
Event Co-ordinators	Mr. Diwakar Dev (CSO, Amicus Curiae) Ms. Vaishnavi Thakur



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(<https://www.instagram.com/amicuscuriae?igshid=YmMyMTA2M2Y=>)

SEE YOU SOON

