



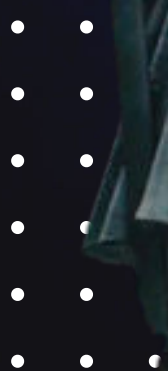
ALL INDIA LAWYERS' UNION
ERNAKULAM DISTRICT COMMITTEE



1ST C. P. SUDHAKARA PRASAD MEMORIAL NATIONAL MOOT COURT COMPETITION 2022



MOOT PROPOSITION



MOOT PROPOSITION

The Republic of Indiana is a sovereign country, having its own sovereign government. It is governed by its Constitution adopted in the year 1949 and its laws prevailing for the time being in force.

University of Haseri is a prestigious University in the state of Karpataka formed under Haseri University Act, 1990. On 25th January, 2022, the University issued an official order as below.

“All students are required to strictly adhere to the uniform prescribed by each Department Development Committee. If the department has not fixed a dress code, clothes that do not threaten equality, unity, and public order must be worn.”

Students across the University expressed dissent regarding the order stating that it violated the fundamental rights and constitutional values. On 28th January, the administration interdicted ten female students belonging to a particular community to enter classes wearing religious/customary outfits along with the prescribed uniforms. The University defended the actions stating that the order does not permit students to wear any religious/ customary outfits while attending classes. The students held a press conference and the issue gained national attention.

Being aggrieved by the University Order issued by the University of Haseri, Miss Ferzin, one of the students who was interdicted from attending classes on 28.01.2022 due to the reason of wearing religious/customary outfits, filed a writ petition under Article 226 of the Constitution, before the Hon'ble High Court on 15th February, 2022. The

petitioner challenged the University Order dated 25.01.2022 on the grounds that it infringes her fundamental rights under the Constitution and the University was not empowered to pass such an order. The question regarding the ambit of fundamental rights along with the prescription of compulsory uniforms and the right to wear religious/customary outfits to secular institutions was also argued.

The case is set to hearing before the Hon'ble High Court on 20th February, 2022.

Note : The Constitution and the laws of Republic of Indiana are in Pari Materia to that of Republic of India.

All the issues mentioned in the Moot Proposition must be dealt with and the teams may frame additional issues if required.

For clarifications, send queries to ailumootekm@gmail.com.