

MOOT (CIVIL) PROBLEM

That the case in brief is that the Plaintiff is the rightful owner of LSC No. AZL 1111/1989 located at Thuampui Veng, Aizawl on which the Plaintiff had constructed his residential building which has been under his occupation ever since till date.

One day the Defendant No.1 approached the Plaintiff to allow her to utilise his said LSC for a period of six (6) months for which the Defendant No.1 agreed to give a sum of Rs.1,00,000/- to the Plaintiff.

Thereafter, the Plaintiff and the Defendant No.1 entered into an Agreement i.e. '**LSC HmanChungchangaInremna**' dt.10/5/2025 bearing Notarial Registration No.321/2025 which was duly signed by both the Plaintiff and the Defendant No.1 in the presence of two witnesses. As per the agreement, the Plaintiff had given his original copy of the LSC No. AZL 1111/1989 to the Defendant No.1 and on the same day the Defendant had given the Plaintiff a sum of Rs.1,00,000/- in return for letting her borrow his LSC for a period of six (6) months. On the expiry of the said six months as stipulated in the agreement, the Plaintiff approached the Defendant No.1 to hand over his LSC to him. However, to the utter surprise of the Plaintiff, the Defendant No.1 made one excuse after another and promised to hand over his LSC only after she is able to liquidate her debt to the Defendant No.2.

Upon enquiry, the Plaintiff had come to learn that the Defendant No.1 had taken a loan amounting to Rs.10 lakhs from the Defendant No.2 for which it appears that the LSC No. AZL 1111/1989 belonging to the Plaintiff was mortgaged. The Plaintiff

had never consented to mortgaging his LSC for borrowing any amount of money, in fact, he did not allow the Defendant No.1 to borrow his LSC for a period longer than the stipulated six months. This being the case, the Plaintiff has been defrauded by the Defendant No.1 and the Plaintiff being aggrieved had filed this instant suit praying for a decree declaring that he is entitled to recover possession of the said LSC No. AZL 1111/1989 illegally retained by the Defendants and further prays for a decree directing the Defendants to restore the said LSC No. AZL 1111/1989 to the Plaintiff without any further delay as the period of six (6) months has already expired.

The Defendant No.1 did not submit any Defence Statement throughout the whole proceedings of the case. However, the Defendant No.2 has contested the suit by submitting his Defence Statement wherein he stated that he was keeping the LSC as per his loan agreement with the Defendant No.1 '**PawisaInpuktirna**' dt.21/5/2025 in which the Defendant No.1 borrowed a loan amounting to Rs.10 lakhs from him by mortgaging the LSC belonging to the Plaintiff. Since the Defendant No.1 failed to repay the said loan of Rs.10 lakhs he has to keep the mortgaged LSC until the Defendant No.1 repays the loan.

Court framed the following issues:

- a). *Whether the suit is maintainable in its present form and style.*
- b). *Whether there is any cause of action in favour of the Plaintiff and against the Defendants.*

- c). *Whether the Plaintiff is entitled to the reliefs claimed. If so, to what extent.*

Note:

1. Students shall prepare memorials/arguments on behalf of both the Plaintiff and the Defendant.
2. Students must refer to the relevant Acts/Laws including the Civil Procedure Code, 1908, Mizoram Civil Courts Act, Limitation Act etc. as would be applicable to the present moot problem particularly with respect to jurisdiction (territorial and pecuniary).

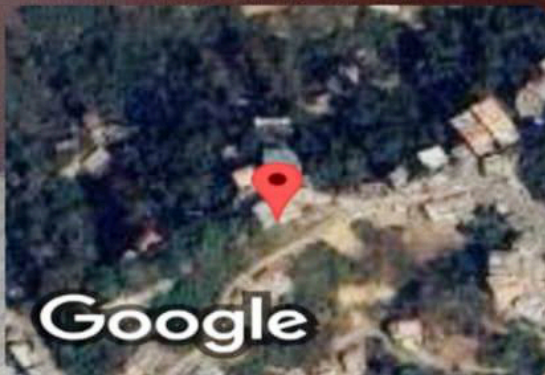


MOOT COURT

Venue : Legal Chamber
Date : 10.03.2026



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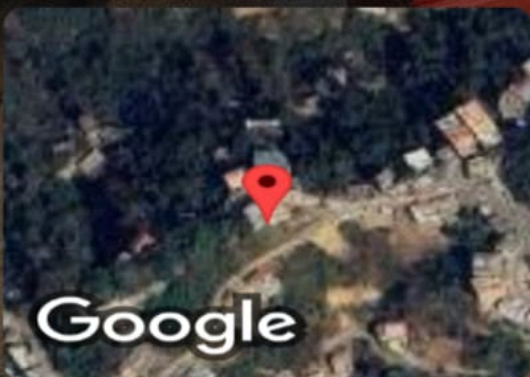
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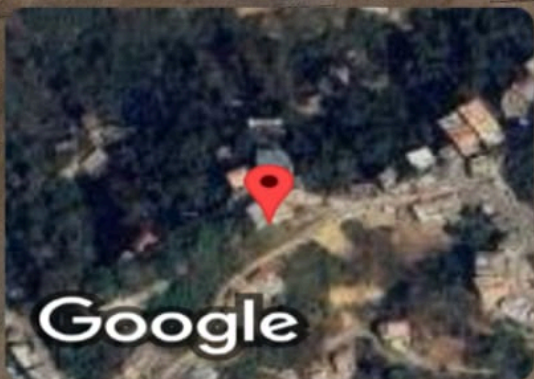
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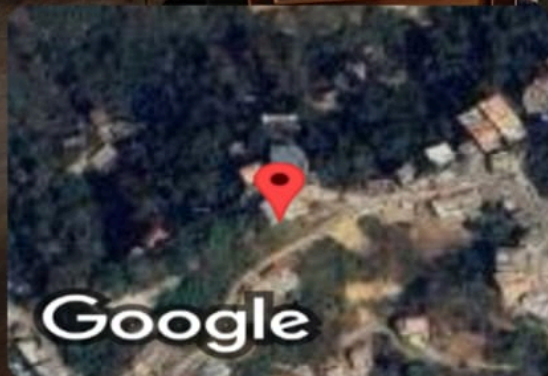
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