

THEMIS 2020
CHRIST LAVASA NATIONAL MOOT COURT COMPETITION

CLARIFICATIONS

1. Along with Kindia being mentioned as the country where the events take place, the country Atlantis is also mentioned as having a constitution, inspired by that of other countries and it being a sovereign nation having gained independence 70 years previously. Is Kindia and Atlantis the same country?

The events specified in the moot problem are with reference to Kindia. Kindly replace Atlantis with Kindia as the same is a typographic error.

2. Regarding the issues already framed in the moot proposition, are they supposed to be exhaustive or do the participants have the liberty to frame more issues?

Participants are at liberty to frame all relevant issues.

3. Is it expected from the participants to argue in terms of getting Mr. Zico an acquittal or are the participants expected to argue only on the constitutional validity as indicated by the already framed issues.

The moot problem is self explanatory. Kindly research and argue/draft accordingly.

4. If (v) ' intercept' means Other device shall be replaced by d) 'intercept' means the aural or other acquisition of the contents by wire, electronic or oral communication through the use of any electronic, mechanical or other device?

***v)*"intercept means ... Other device" shall be replaced by *d)* "intercept means ... other devices."**

5. Whether the interception was authorised or not?

The interception was authorised

6. Para 7 of the problem, doesn't disclose the quantity of substance recovered from Mr. Zico, which is required to determine the validity of charges levied on him?

102 grams

7. Para 8 of the problem, suggests, "Spot panchnama was completed.... Mr. Zico was taken into custody." Clarification is sought on the nature of custody, whether judicial or police custody is mentioned?

The moot problem is self explanatory. Kindly research and argue/draft accordingly.

8. Paragraph 6, third last line states "a team of NCB officers went to the spot"
Paragraph 7, second line states that "the police introduced themselves as NCB officers"
Were they police officers or NCB officers?

The officers were NCB officers

9. Paragraph 7 fourth line states " he has the right to be searched in the presence of a gazetted officer or a Magistrate which he declined"
Did he refuse to be searched or did he waive off his right to be searched in the presence of a magistrate?

The moot problem is self explanatory. Kindly research and argue/draft accordingly.

10. In para 8, in whose custody is Mr Zico?

The moot problem is self explanatory. Kindly research and argue/draft accordingly.

11. In para 8, what is the definition of the word JC?

JC stands for Judicial Custody



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