



SVKM'S Pravin Gandhi College of Law

“NYAYAVALOKAN, 2013”

4TH National Trial Advocacy and Judgment Writing Competition

October 4- 6, 2013

Rules



Rules and Regulations:

The participation in the competition shall be restricted to 16 teams only. The first 16 teams that confirm and complete their participation formalities shall be entitled to participate in the competition.

Chapter I- Trial Advocacy

Article 1-Team Composition:

1. Each team shall consist of 4 members (2 speakers and 2 researchers).
2. Either one out of the two researcher/s shall participate in the Judgment Writing Competition. This number cannot be modified under any circumstances.
3. Each team will have a team code and each participant shall also be given an individual code. Teams should not disclose their identity or that of their institution or city, etc.; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the Organizers.

Article 2-Date and Venue:

The National Trial Advocacy & Judgment Writing Competition shall be held from 4–6 October, 2013 at the SVKM's Pravin Gandhi College of Law, Mithibai College Campus, 8th Floor, Vile Parle (W), Mumbai - 400056.

Article 3- Dress Code:

Advocates Attire (including neckband and gown). Participants are expected to make their own arrangements regarding the same.

Article 4-Eligibility:

1. Students pursuing three or five year courses of the LL.B. degree in the academic year 2013-2014 from any recognized law school/college/university in India are eligible to participate.
2. Participants shall carry their college ID- Card for the purpose of identification during the competition.

Article 5- Registration:

1. Registration fee for the said competition is Rs 2000/- payable by DD in favour of "Pravin Gandhi College of Law"
2. Teams from each participating college are required to send a scanned copy of their duly filled-in Registration Form, Demand Draft and Travel Details Form by sending an



e-mail to nyayavalokan@gmail.com latest by September 12th, 2013. Each college must ensure that the subject of the mail reads “Registration for Nyayavalokan, 2013”. No forms received after the deadline shall be considered for registration.

3. Teams participating are required to send hard copy of Demand Draft, Registration form and Travel form by September, 16th, 2013 at “SVKM’s Pravin Gandhi College of Law, Mithibai College Campus, 8th Floor, Vile Parle (W), Mumbai - 400056.”
4. Teams shall provisionally register with the host college before sending the Registration form, Demand Draft and Travel Details.

Article 6-Language:

The competition shall be in English only. Use of vernacular language while examination is Prohibited.

Article 7-Witnesses:

1. Organizers will provide the witnesses. The witnesses will be generally briefed and assigned by the Organizers. However each team will have an opportunity to specifically brief their witnesses. The witnesses to be briefed will be assigned to each team an hour prior to the commencement of the respective round.
2. It is Mandatory for the Prosecution to examine 4 witnesses out of 5 which best helps it to prove its case beyond reasonable doubt. It is mandatory for the defense to examine 3 witnesses out of 4 to establish its defense by preponderance of probabilities.

Article 8-Anonymity:

1. Student counsel may introduce him/herself to the court in the usual manner and may also state their names. However, the team's college affiliation shall not be indicated to the judges at any time.
2. Further, all team members, coaches, advisors, and observers shall refrain from identifying a team’s college at any time and in any manner, including, but not limited to, wearing any identifying items (such as college clothing, ties, patches or pins) or carrying identifying material (such as a books with a college logo or college seal etc.)



Article 9-Scouting:

1. Teams will not be allowed to observe the orals of any other teams. Scouting is strictly prohibited. Scouting by any of the teams will result in disqualification.
2. Any team can file a written complaint with the Organizer, regarding a case of scouting. The Organizer's decision will be final.
3. The researchers shall sit with the speakers at the time of the orals and shall not attend the court sessions of any other team participating in the competition.

Article 10- Rounds:

1. Orientation & draw of lots will be held on October 3rd, 2013.
2. The preliminary rounds will be held on October 4th, 2013.
3. Each team shall argue from one side in their preliminary round.
4. Top eight teams will qualify for Quarter-finals.
5. The Quarter-final and Semi-final round shall be held on October 5th, 2013.
6. The final round to be held on October 6th, 2013
7. Witness Briefing for Preliminary round and Quarter Final round shall be for 45 minutes and for Semi Finals and Finals it shall be for a period of 1 hour.
8. All the rounds will only be knock-out rounds. Qualifications will be based on the same

Article 11 Oral Rounds:

1. In the Preliminary and Quarter final round the time slot for each round shall be as follows:-
 - I. Opening statement on behalf of the Prosecution – 3 minutes.
 - II. Opening statement on behalf of the Defense – 3 minutes.
 - III. Examination-in-Chief on behalf of the Prosecution – 8 minutes for each witness.
 - IV. Cross Examination on behalf of the Defense – 10 minutes for each witness.
 - V. Examination-in-Chief on behalf of the Defense – 8 minutes for each witness.
 - VI. Cross Examination on behalf of the Prosecution – 10 minutes for each witness.
 - VII. Final Arguments on behalf of the Prosecution – 8 minutes.
 - VIII. Final Arguments on behalf of the Defense – 8 minutes.

Therefore, Prosecution shall get a total of 73 minutes and Defense shall get 75 minutes preliminary round. Each speaker shall have to conduct either of the two examinations and deliver either the opening statement or the final argument in each round. The



combination each team would like to follow needs to be informed to the organizers at the time of the orientation and the same shall not be altered for any of the later rounds.

2. In the Semi final and Final round the time slot for each round shall be as follows:-

- I. Opening statement on behalf of the Prosecution – 5 minutes.
- II. Opening statement on behalf of the Defence – 5 minutes.
- III. Examination-in-Chief on behalf of the Prosecution – 12 minutes for each witness.
- IV. Cross Examination on behalf of the Defence – 14 minutes for each witness.
- V. Examination-in-Chief on behalf of the Defence – 12 minutes for each witness.
- VI. Cross Examination on behalf of the Prosecution – 14 minutes for each witness.
- VII. Final Arguments on behalf of the Prosecution – 10 minutes.
- VIII. Final Arguments on behalf of the Defence – 10 minutes.

Therefore, Prosecution shall get a total of 105 minutes and Defense shall get 107 minutes in the semi-final and final round.

Article 12- Judging Criteria:

Parameters for judging are:

1. Knowledge of facts
2. Logic & clarity in reasoning
3. Persuasiveness and deference to court.
4. Proper, articulate and systematic analysis of the issues arising out of facts.
5. Understanding of the laws of evidence and procedure.
6. Ability to successfully conduct chief/cross examination within the allotted time.
7. Ability to elicit favorable facts from witnesses.
8. Ability to deal with unreceptive, argumentative or hostile witnesses.
9. Ingenuity (ability to argue by analogy from related aspects of law)
10. Knowledge of the relevant provisions relating to penal laws.

Article 13-Awards:

- Best Team – Trophy and Cash Prize of Rs. 15,000/-
- Second Best Team – Trophy and Cash Prize of Rs. 10,000/-
- Best Student Advocate – Trophy and Cash Prize of Rs. 5,000/-



- Second Best Student Advocate – Trophy and Cash Prize of Rs. 3,000/-
- Best Judgments – Trophy and Cash Prize of Rs. 3,500/-

Article 14-Certificates:

Certificates will be awarded only to the participants during the valedictory ceremony and under no circumstance will they be provided to any of the participants absent during the ceremony.

Article 15-Accommodation

1. Accommodation shall be provided only on prior request. The teams who would like to avail of the accommodation facility need to make a prior intimation to the host college and send an additional demand draft for Rs. 3200/- (Rs. 800 per person) in favour of “Pravin Gandhi College of Law” along with the registration form.
2. Accommodation shall be provided to the participants from October 3-7th (Morning), 2013.

Note: - Drinking and Smoking is strictly prohibited at the place of accommodation. Noncompliance of this rule will lead to disqualification and the host institution can institute action against the team found violating this rule.

Article 16- Miscellaneous

1. Case laws the parties wish to rely on at the time of final arguments shall be submitted in five copies (two for the judges, one for the other side, one for itself and one for the organizers).
2. Opening statement of the prosecution will require the prosecutor to address the judges on the charge it wishes the court to frame. It shall be necessary to point out the supporting material from the charge sheet herewith provided to sustain the charge. As far as the defence is concerned the opening address shall require them to point out if there is any charge which the court ought not to frame as there is no material in the charge sheet provided here with to support the same.
3. All exhibits in the chargesheet are assumed to be exhibited in accordance with the Indian Evidence Act, 1872 and the same are duly proved.
4. The judges will be recording the evidence for both the prosecution and defence as taken by participants in the competition.
5. In the event there is any contradiction between the evidence recorded in court and the Statement recorded under section 161 of the Code of Criminal Procedure, 1973, the participants must be aware as to the procedure to deal with such contradiction.
6. After completion of evidence, the participants will be given notes of evidence of prosecution and defence recorded by the court. A fifteen (15) minutes break will be



given to the participants for the perusal of the said notes of evidence. The participants will have to advance Final Arguments only on the basis of notes of evidence and the exhibited documents so provided to them.

7. All participating teams must be conversant with the Indian Penal Code 1860 and Criminal Procedure Code whilst taking evidence and advancing final arguments for the prosecution and the defence.
8. Last date for seeking clarification with respect to competition is 21st September, 2013. Clarifications can be sought only by email via nyayavalokan@gmail.com.

Chapter II- Judgment Writing Competition

The Judgment Writing Competition will be held during the semi-final rounds. The participants will be divided in two court rooms (8 participants in each court rooms). Pursuant to the semifinal rounds, each participant of the judgment writing Competition will be provided with a computer for the judgment writing competition. The top scorer from both the court rooms will get the award for 'Best Judgment'. The judgment writing shall be held on 5th October, 2013.

Any clarification(s) in respect of the competition can be sought from:

Faculty in- charge of Moot Court Society (M.C.S.):

Dr. [Mrs.] Geeta Kubsad +91 9820254446.

Student Co-ordinators:

1. Hari Wadhvana (Chairman) +91 9769730735
2. Shonotra Kumar (Vice Chairman) +91 9664168559
3. Disha Shetty (Vice Chairman) +91 9833461545
4. Devanshu Ganatra (Secretary) +91 9920066322

Registration, Travel Form and Clarifications will be sought only via e-mail on nyayavalokan@gmail.com.

Note:

1. The Travel Form should be sent along with the Registration form.
2. The railway stations nearest to the college premises are Dadar Central and Western, Bandra, Borivali, Lokmanya Tilak Terminus.
3. Nearest Airport is the Chattrapati Shivaji International Airport, Mumbai.



Travel Coordinators':

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|-----------------|----------------|
| Prasham Shah | +91 9833982017 |
| Shantam Madhyan | +91 9930093523 |
| Anish Patel | +91 9920795261 |

Important Dates

| Date | Event |
|-----------------------------------|---|
| September 3 rd , 2013 | Release of Trial Problem |
| September 12 th , 2013 | Soft copy of Registration form, Demand Draft and Travel details |
| September 16 th , 2013 | Hard Copy of Registration form, Demand Draft and Travel details |
| September 21 st , 2013 | Last date for Clarifications |
| October 3 rd , 2013 | Orientation and Draw of lots |
| October 4 th , 2013 | Preliminary Rounds |
| October 5 th , 2013 | Quarter Finals and Semi Final Rounds |
| October 6 th , 2013 | Final Rounds and Valedictory Ceremony |



Schedule of Competition

| Date | Time | Event |
|--------------------------------|----------|--|
| October 3 rd , 2013 | 6:00 pm | Orientation and Draw of lots |
| | 8:00 | Dinner |
| October 4 th , 2013 | 7:30 am | Breakfast |
| | 8:15 am | Preliminary Round- Witness Briefing |
| | 9:00 am | Preliminary Round 1- Trial |
| | 2:00 pm | Lunch |
| | 2:15 pm | Preliminary Round- Witness Briefing |
| | 3:00 pm | Preliminary Round 2- Trial |
| | 8:30 pm | Results of Preliminary Rounds, Draw of lots for Quarter Final Round followed by Dinner |
| October 5 th , 2013 | 7:30 am | Breakfast |
| | 8:15 am | Quarter Final Round- Witness Briefing |
| | 9:00 am | Quarter Final Round- Trial |
| | 2:00 pm | Lunch |
| | 2:30 pm | Results of Quarter Final Round and Draw of lots for Semi Final Rounds |
| | 3:00 pm | Semi Final Round- Witness Briefing |
| | 4:00 pm | Semi Final Round- Trial |
| | 9:00 pm | Results of Semi Final Round and Draw of lots for Final Round followed by Dinner. |
| October 6 th , 2013 | 8:30 am | Breakfast |
| | 9:00 am | Final Round- Witness Briefing |
| | 10:00 am | Final Round- Trial |
| | 2:00 pm | Lunch |
| | 3:00 pm | Valedictory Ceremony |

*Schedule provided above is subject to change on organizers discretion.