



S.V.K.M'S PRAVIN GANDHI COLLEGE OF LAW

Presents

Nyayavalokan 2014 -

5th National Trial Advocacy and Judgement

Writing Competition

24th September-28th September, 2014.

Rules and Regulations of the Competition



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 Judgement 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 & Judgement Writing Competition shall be held from 24th – 28th September, 2014 at the S.V.K.M'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 2014-2015 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. 3000/- payable by DD in favour of “**Pravin Gandhi College of Law**” payable at Mumbai.
2. Teams from each participating college are required to send a **scanned copy** of their duly filled-in registration form, demand draft and travel form via email to nyayavalokan@gmail.com latest by **25th August, 2014**. Each college must ensure that the subject of the mail reads “Registration for Nyayavalokan 2014.” No forms received after the deadline shall be considered.
3. Teams participating are required to send the **hard copy** of the Registration form, Demand Draft and Travel forms latest by **28th August, 2014** 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 Form.

Article 6- Language

The competition shall be in English only. Use of vernacular language during the competition 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 specially 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 and the Defence to examine ALL the witnesses and dropping a witness will result in losing marks.**
3. The Chemical Analysers to be examined by the prosecution as well as the Defence will be students from the Science Faculty.
4. As this year’s problem involves chemical analysis, each Team must do a thorough background study of the Chemical Analysis Reports, Toxicology Reports and the Technical Datasheets, in order to effectively brief the expert witnesses and to conduct their cross-examination.



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 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 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, reading a case of scouting. The Organizers Decision is 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 September 24th , 2014.
2. The preliminary rounds will be held on September 25th , 2014.
3. Each team shall argue from one side in their preliminary round.
4. Top **eight** teams will qualify for the Quarter-finals.
5. The Quarter Final rounds shall be held on 26th September.
6. The Semi-final round shall be held on September 27th, 2014.
7. The final round to be held on September 28th, 2014.
8. Witness Briefing for Preliminary round and Quarter Final Round shall be for 45 minutes and for Semi Finals and Finals shall be for a period of 1 hour.
9. 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 Defence- 3 minutes
- III. Examination- in- Chief on behalf of the Prosecution- 8 minutes for each witness.
- IV. Cross Examination on behalf of the Defence- 10 minutes for each witness.
- V. Examination-in-Chief on behalf of the Defence- 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 Defence-8 minutes

Therefore the Prosecution will get a total of 73minutes and the Defence will get a total of 75 minutes in the 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 the Final rounds the time slot shall be:

- 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.

Note- This year the problem will also involve proving the Scene of offence Panchnama by the Prosecution and the Letter written by the Accused to her mother Mrs. Sarla Deshmukh by the Defence. The participants must put the correct questions to the concerned witnesses for proving these documents. Marks shall be specially allocated for this purpose.

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. 4000/- (Rs. 1000 per person) in favour of “Pravin Gandhi College of Law” along with the registration form.



2. Accommodation shall be provided to the participants from September 24th (Evening)- September 28th (Morning), 2014.

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 herewith 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 shall be taken as being duly proved **except as mentioned in Article 12 above .**

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 Statements 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 **10th September, 2014**. 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 27th September, 2014.

For Any Further Clarifications Contact:

Dr.[Mrs.] Geeta Kubsad (Faculty Incharge) +91 9820254446

Student Co-ordinators

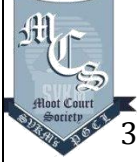
Disha Shetty (Chairman) +91 9833461545

Prasham Shah (Vice-Chairman) +91 9833982017

Jigar Parmar (Secretary) +91 9029606745

Note:

1. The Problem Sheet shall soon be disclosed to the 16 participating teams on completion of registration process.
2. The Travel Form should be sent along with the Registration form. Registration, Travel Form and Clarifications will be sought only via e-mail on nyayavalokan@gmail.com.



3. The railway stations nearest to the college premises are Dadar Central and Western, Bandra, Borivali, Lokmanya Tilak Terminus.
4. Nearest Airport is the Chattrapati Shivaji International Airport, Mumbai.

Travel Coordinators':

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|---------------|----------------|
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