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**The Advocates League**  
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1<sup>st</sup> TAL National [Online]  
Criminal Law Judgement  
Writing Competition, 2020

30th April – 20<sup>th</sup> May

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## 1. ABOUT THE ADVOCATES LEAGUE

TAL is an initiative whose work is devoted in the field of legal research such as publications and organizing conferences. We have a team which is dedicated for bringing reforms in legal arena thus, consists of students and alumni of various top colleges and universities, in the field law, of the country. The Advocates League is also under the guidance of eminent personalities of the legal fraternity such as distinguished lawyers and judges of Supreme Court and various High Courts. Through this initiative we aim to provide legal aid to empower individual rights.

## 2. ABOUT THE COMPETITION

This is the 1<sup>st</sup> edition of the **TAL National [Online] Criminal Law Judgement Writing Competition, 2020**. This Judgement Writing is for enhancement of the decision-making skills for the budding lawyers who wish to join the reputed Judicial Services and unfold the dynamic role of the judges concerning society.

The Judgement Writing Competition involves a broader approach to law in terms of the theory and implications of law. Judgement writing is not an ordinary task, the right interpretation and avoiding vague opinions is of utmost importance in a rational judgement. Moreover, the greater emphasis is on paving the way for legal argument and writing judgements on facts and situations with legal precedents.

The annexure might seem bamboozling but they will make you learn law and will enable us to judge your true knowledge and research in writing. The Judgement shall cover all these aspects of evidence and crime.

### 3. RULES AND REGULATIONS

#### 3.1 ELIGIBILITY:

- i. The participant(s) should currently be pursuing their **Bachelor`s Degree in law**, being either in **3 year LL.B** course or **5 year integrated LL.B** course from any recognized university.
- ii. In one team not more than two participants are allowed.

**Note:** A team comprises of **two students** from **different colleges** are also eligible to participate in the competition.

#### 3.2 FORMAT OF THE JUDGEMENT:

**I. Cover Page:** This page should consist of the following essentials:

- i. Name of the competition
  - Name of the Court
  - Presiding Officer
  - Date of Delivery of Judgement
  - Criminal Case Number.
- ii. Name of the Parties: For e.g. State v. Accused.
- iii. Advocates Appearing on the behalf of the Parties:  
Prosecution  
Accused

**Note:** Any hypothetical name, for the purposes of this point, could suffice.

- iv. Team Code

**II. Body:**

- i. Precise Facts of the Case.
- ii. Compliance of Section 209 of CrPC.

- iii. Arguments of the two Parties.
- iv. Statements of the Witnesses and Evidence Produced
- v. Analysis of the Evidence and Conclusion based on Evidence

### **III. Conclusion:**

- i. Decision of the court based on the analysis of the evidence
- ii. Statement of the court on awarding of the Sentence
- iii. Argument of the Prosecution and Accused on Sentence
- iv. The Judgement was written and read over in open court on Date.

### **IV. The Judgement must be submitted as follows:**

- i. Language- English
- ii. Word limit – 1500-3000 words (including foot notes)
- iii. Format – MSWord/Doc/docx
- iv. Font – Times New Roman
- v. Font size- 12 for text, 10 for footnotes
- vi. Page numbers – bottom center
- vii. The citation methodology to be followed is Bluebook (19th or 20th Ed.)

### **3.3 ANONYMITY:**

Each team will be provided with a unique code upon registration. The identity of the teams shall not be disclosed at any stage; such disclosure shall invite penalties including disqualification. The decision for the same shall be at the discretion of the Organizing Committee.

### **3.4 EVALUATION CRITERIA:**

The total Marks for evaluation of the written submission is **200**. And the same is divided under following head:

S. No.	Head	Marks
1.	Enumeration of Facts and Identification of Issues	30
2.	Statement of contentions	40
3.	Citing of relevant laws viz. case-law, statutes and opinions of jurists	40
4.	Format, presentation, style, clarity, appearance, and over-all impression	40
5.	Critical analysis, analytical reasoning and conclusion	50

### 3.5 REGISTRATION:

- i. **Form:** The registration shall be done through a **google form**. ([Click here](#))
- ii. **Individual Registration:** Every participant must register **individually**. Meaning thereby, in case of co-authors, both the participants of a team but have to **register separately**.
- iii. **Fees:** ₹200 for single authorship and ₹350 in case of co-authorship.
- iv. **Mode of Payment:** Registration Fees should be paid online. Kindly take the **screenshot of payment ID** for reference.
- v. **Post Registration:** A confirmation mail will be sent, on the registered **Email ID** of the participants, on approval of registration.

### 3.6 PAYMENT OF REGISTRATION FEE

- i. **PAY via Paytm, Google Pay or Phone Pay:**

+91 907 937 2188 or

UPI ID: mehulchoudhary138@okhdfcbank



**Note:** Do provide the Transection/Payment ID and the screenshot of the same on the Google Form Application.



### 3.7 AWARDS:

- i. **Cash Prize**
  - a. **First Prize:** ₹2100
  - b. **Second Prize:** ₹1100
  - c. **Third Prize:** ₹500
- ii. **Internships**, to the first three position holders will also be provided.
- iii. **Other Prizes**
  - a. **Shortlisted Judgements** will be published with the name of the author.
  - b. **Certificate of Merit** would be awarded to the top ten participants.
  - c. **Certificate of Participation** will be given to all the participants.

### 3.8 PENALTIES:

Notwithstanding, any other rule, following are the penalties which could be levied on participants on grounds of proven misconduct in any manner, whatsoever:

- i. Disqualification on grounds of
  - a. **Non-Submission of Judgement**
  - b. **Breach of Anonymity Rule**
- ii. Deduction of the marks on grounds of:
  - a. Submission of Judgements not complying with Rules shall attract a ***penalty of two marks per aberration.***
  - b. Submission of Judgement (Soft Copy) after the date of submission shall attract the ***penalty of ten marks per day.***
  - c. **Plagiarism will not be tolerated in any circumstances.**

Participants must be very careful about their contents as TAL will entertain original works only. Maximum limit to which plagiarism would



be entertained is 8%, if the same is found beyond this limit it would attract negative marking.

### 3.9 DECISION:

Decision of the Organizing Committee shall be binding in interpretation of any rule or for any query or otherwise.

### 3.10 QUERIES RELATING TO THE PROPOSITION:

- All queries and clarification regarding the proposition must be E-mailed to the Organizing Committee on [submissions@theadvocatesleague.in](mailto:submissions@theadvocatesleague.in).

### 3.11 COORDINATORS:

NAME	CONTACT NUMBER
Abhishek Jaiswal	+91 821 926 0985
Shelly Singh	+91 900 714 0722

### 3.12 IMPORTANT DATES

REASON	DATE
Last Date of Registration	30 <sup>th</sup> April, 2020.
Last date for Releasing of Team codes	05 <sup>th</sup> May, 2020.
Last Date for Queries regarding rules of the competition	10 <sup>th</sup> May, 2020.
Last date for submission of the Soft copies	20 <sup>th</sup> May, 2020.
Results	01 <sup>st</sup> June, 2020.

## 4. PROPOSITION

1. The “Cavier’s School of Education” is an Educational Institution in city of Dranchi (State: Bharkhand; Country: Sindia). It is a multi-faculty institution with strength of around 4000 students at its campus. The concerned college was on the verge of conducting a Student General Body. There was great enthusiasm in the Students for the said event. The main contest was between Adhikaar Party (AP) and Janseva Party (JP). Both being the facets, which worked hard to secure student’s support on either of their sides.
2. The candidate from AP was Anurag Singh, having support of a Hum Sabki Party, for the post of President in Student General Body Elections. The success of the candidate was in parlance with the prestige that the AP held over the students for over a quite some time. Anurag left no stone unturned to win the elections. From throwing parties to other means of garnishing his public image, he did everything to woo over the student voters.
3. Meanwhile, Prabhunath Pandey was the candidate from Janseva Party. He was quite popular amongst the students for his honesty and work ethics which were directed towards one goal of students’ welfare.
4. After a month-long tremendous campaigning by both the sides, elections were held on 30/12/2018. Polling went on peacefully. Consequently, results were declared on 10/01/2019 and Anurag Singh won the elections by the margin of only two votes. Adhikaar Party was overjoyed with the outcome of the results. But on the other side, Janseva Party was highly disappointed and were sensing that the victory of Anurag was only due to money flow and unfair practices adopted by winning contingent.
5. On 11.01.2019, at about 6:00 PM at the College cafeteria Anurag invited

Prabhunath to his dinner party. Prabhunath flatly refused the invitation by saying that he would never attend a party hosted by a person who is as corrupt as he is. Anurag asked him to forget their past animosities and insisted on the point that both of them should work for the betterment of students from then on. But Prabhunath rejected the said proposal outrightly and went on to curse Anurag and the Adhikaar Party for using of illegal means to coerce free will of the students in the elections in his favour. He even called Anurag a scoundrel.

6. At this Anurag got annoyed and felt insulted in the public. He retaliated by saying that he can adopt any means to achieve whatever he wants to. Prabhunath left the cafeteria infuriated because of these verbal altercations between the two political rivals. Prabhunath left the cafeteria and went away with his friend Krishna Kumar.
7. At around 9.30 pm Krishna drove out in his Jeep through the parking area with Prabhunath seated beside him. On the main gate of the college, Anurag and with one of his entourage, Suraj were waiting for Prabhunath. He also held a pistol in his hand.
8. Anurag signalled Krishna to stop the vehicle but Prabhunath asked him to do the otherwise. Then, Anurag fired a bullet in the air. Prabhunath asked Krishna to drive faster. Anurag and Suraj chased the jeep on their bike with Suraj driving and Anurag riding the pillion. Anurag fired indiscriminately while chasing the jeep. One bullet did hit Krishna on his right upper arm.
9. Prabhunath asked Krishna to stop the vehicle and got down from the jeep. Seeing this Suraj also stopped the bike where Prabhunath was standing. Anurag got off from it and tried to take a shoot at Prabhunath. But he could not as there were no cartridges left in the pistol. Seeing this, Prabhunath took out an iron rod of the jeep and aimed a hit at Anurag.

10. But Anurag ducked and the rod fell on the head of Suraj who was sitting on his bike just next to Anurag. Suraj started bleeding profusely and fell unconscious. Both Prabhunath and Krishna left the scene immediately. Anurag took Suraj to the hospital where he succumbed to death after 12 hours.
11. Anurag immediately called Police, to whom he reported this incident (Copy of FIR is Attached in ANNEXURE I).
12. Prosecution has demanded for death penalty for the accused as the matter is of heinous nature. On the other hand, accused have argued against it.
13. This case of State v. Prabhunath is subject to final hearing on 20<sup>th</sup> May, 2020 in which the Judgement will be pronounced. On the basis of fact, decide the matter and give your judgement. Also, award the reasonable punishment.

NOTE: All the laws of Republic of Sindia are in *pari materia* with that of Republic of India.

## 5. ANNEXURE 1

### FIRST INFORMATION REPORT/ नमूना - प्रथम सूचना रिपोर्ट

(Under Section 154 Cr.P.C./ धारा154 दंड प्रक्रिया संहिता के तहत)

1. District (जिला): Dranchi P.S. (थाना): Moradabadi Year (वर्ष): 2019

2. FIR No. (प्र. सू. रि.):8522/2019 Date & Time of FIR (प्र. सू. रि.की दिनांक/समय):11/01/19; 23:30 hrs

S.No. (क्र. सं.)	Acts (अधिनियम)	Sections धारा(ए)
1.	Sindian Penal Code, 1860	Section 302
2.	Sindian Penal Code, 1860	Section 326

3. (a) Occurrence of Offence (अपराध की घटना):

Day( दिन): Wednesday Date From (दिनांक से): 11/01/19 Date To (दिनांक तक): 11/01/19  
Time Period (समय अवधि):30 minutes Time From (समय से): 22:50 Time To (समय तक): 23:20

(b) Information received at P.S. (थाना जहाँ सूचना प्राप्त हुई)

Date (दिनांक): 11/01/19 Time (समय) : 23:30

(c) General Diary Reference (रोजनामचा संदर्भ):

Entry No (प्रविष्टि सं): 8522/2019 Date &Time (दिनांक और समय): 11/01/19, 23:40

4. Type of Information (सुचना का प्रकार): Telephonic

5. Place of Occurrence (घटनास्थल): Campus of Cavier's School of Education

a. Direction and distance from P.S. (थाना से दूरी और दिशा): 750m, towards North-West  
Beat No. (बीट सं): 264/19

b. Address (पता): Sector A/1, Moradabadi, Dranchi, Bharkhand.

c. In case, outside the limit of this Police Station (यदि थाना सीमा के बाहर है तो): N/A  
Name of the P.S. (थाना का नाम): District (State)  
(जिला (राज्य)):

6. Complainant/ Informant (शिकायतकर्ता/सूचनाकार) :

a.

Name (नाम): Anurag Singh

Father's Name (पिता का नाम): Vinod  
Singh

b.

Date/ Year of Birth (जन्म तिथि/वर्ष):  
05/09/1993

Nationality (राष्ट्रीयता): Sindian

c. UID No (यु आईडी सं): AFGH452IST

d. Passport No. (पासपोर्ट सं). N/A

Date of issue (जारी करने की तिथि):  
स्थान):

Place of issue (जारी करने का

e. Id details (Ration Card, Voter Id card, Passport, UID No, Driving License, PAN)

S.No. (क्र. सं.)	Id Type (पहचान पत्र का प्रकार)	Id Number (पहचान संख्या)
1.	PAN Card	CADGT47896

f. **Occupation:** Student

g. **Address (पता)**

S.No. (क्र. सं.)	Address Type (पता का प्रकार)	Id Number (पहचान संख्या)
1.	Residential	BLOCK A1, Moradabadi, Dranchi, Bharkhand, Sindia.

h. **Phone/ Mobile No. (टेलीफोन नं):** +00 4785642620

7. **Details of known/ suspected/unknown accused with full particulars (ज्ञात/ संदेहास्पद/ अज्ञात/ सिद्ध दोषियों का पूरा ब्यौरा दीजिए) (यदि आवश्यक हो, तो अलग पृष्ठ लगाइए) :**

S.No. (क्र. सं.)	Name (नाम)	Alias	Father's Name (पता का नाम)	Address (पता)
1.	Prabhunath Pandey		Jay Shankar Pandey	Gori Ganj, Sector B, Dranchi, Bharkhand, Sindia.

8. **Reasons for delay in reporting by the complainant/ informant (शिकायतकर्ता/सूचनाकार द्वारा रिपोर्ट विलम्ब से रिपोर्ट करने का कारण):** N/A

9. **Particulars of properties of interest (Attach separate sheet, if necessary) (चुराई गयी/ सम्बुद्ध सम्पत्ति का ब्यौरा दीजिए) (यदि आवश्यक हो, तो अलग पृष्ठ लगाइए):** N/A

10. **Total Value of property stolen (In Rs/-) (चुराई गयी/ सम्बुद्ध सम्पत्ति का मूल्य) :** N/A



**11. Inquest Report/ U.D. case No., if any**

**(मृत्यु की जांच रिपोर्ट/ अप्राकृतिक मृत्यु केस संख्या, यदि कोई हो):**

**12. First Information Contents (Attach separate sheet, if necessary)**

**(प्रथम सूचना रिपोर्ट) (यदि आवश्यक हो, तो अलग पृष्ठ लगाइए):**

I reside in Dranchi and study in same college as Prabhunath, which is Cavier's School of Education. Today, at around 10:30 PM, I along with Suraj were waiting for Shankar at the college gate as I wanted to talk to him about his rude behaviour towards me in the cafeteria which I knew was because of the college elections, he so lost.

Krishna drove out in his Jeep from the parking area with Prabhunath seated in the jeep beside him. He didn't stop the jeep even after I signalled him to do so. I and Suraj chased them down on Suraj's bike. After driving some distance in a secluded area, Krishna did stop the jeep and Prabhunath got out of the it and threw an iron rod towards me. I ducked to save my life but the same rod hit Suraj.

## **DISCLAIMER**

All the characters and events in this proposition are entirely fictional and is so contemplated only for the purpose of creation of a well-structured series of facts for this Competition. Even if so, the said facts remotely represent any of the actual event(s), then this could only be the occasion of co-incidence and nothing else. Organizers through this competition are not promoting any idea other than that of a well-organized competition of Judgement Writing.

Thank you!

Happy Competing.