



# INDIAN INSTITUTE OF LEGAL STUDIES COOCH BEHAR

Affiliated to the Cooch Behar Panchanan Barma University  
Recognized by the Bar Council of India, New Delhi

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Date: 16.11.2024

## NOTICE

This is in communication to the students of B.A. LL.B. (H) 5 year and LL.B. 3 year that our Institute is going to organize a IV Intra Moot Court Competition, 2024. The brochure of said competition is attached herewith below:

All the concerned are requested to take note of it and act accordingly

### Moot Court Committee

1. Priya Singh, Dean (Academics)
2. Anit Kumar, Assistant Professor of Law
3. Rachana Dhar, Assistant Professor of Law
4. Diksha Thapa, Assistant Professor of Law
5. Shilpi Dhar, Assistant Professor of Law

*Bongh*  
*Anit Kumar 16 NOV 2024*

### Moot Court Society

Email ID: mcs.iilscob@gmail.com

### Moot Court Committee

Indian Institute of Legal Studies Cooch Behar

### Copy to-

1. Notice Board
2. Notice File
3. Whats App group
4. College Website Upload



**INDIAN INSTITUTE OF LEGAL STUDIES COOCH BEHAR**

**FOURTH INTRA MOOT COURT COMPETITION, 2024**

**Organized by:-**

*Moot Court Committee of Indian Institute Legal Studies Cooch Behar*

**Date of Competition: 07<sup>th</sup> December, 2024**



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## **I. ABOUT THE COLLEGE**

Indian Institute of Legal Studies Cooch Behar was established in the year 2019. Geographically, the institute is situated in a place, which is strategically of national importance. Bordering states and countries make it essential for people staying in this region to be more aware. Through Indian Institute of Legal Studies Cooch Behar, we aim to fulfill the aspirations of people belonging to this region. Indian Institute of Legal Studies Cooch also aspires to host more such innovative and conventional programs for the enhancement of knowledge and awareness of students and its faculties. Indian Institute of Legal Studies Cooch Behar is an institute that promotes holistic studies in law. The Institution has been designed by the best architect in India with modern amenities and technology. It runs the classes as per the University and Bar Council guidelines. The institution is having well sitting capacity, accommodating 60 students keeping in mind their comfort in each point and audio visual- based orientations. In order to mould the students into budding professional of tomorrow, the institution provided high tech classroom with extra ordinary faculties.

## **II. ABOUT THE MOOT COURT SOCIETY**

Moot Court Society of Indian Institute of Legal Studies Cooch Behar has been set up in 2022. The aim of the society is to enhance the litigation skills of the students. Active participation in Moot Court Competition helps a student to develop his/her research skills and also train them to tackle difficult situation. The Moot Court Society has also organized Practice Moot Court Competition in order to encourage the students. The Moot Court Society of Indian Institute of Legal Studies Cooch Behar constituted with the following members:

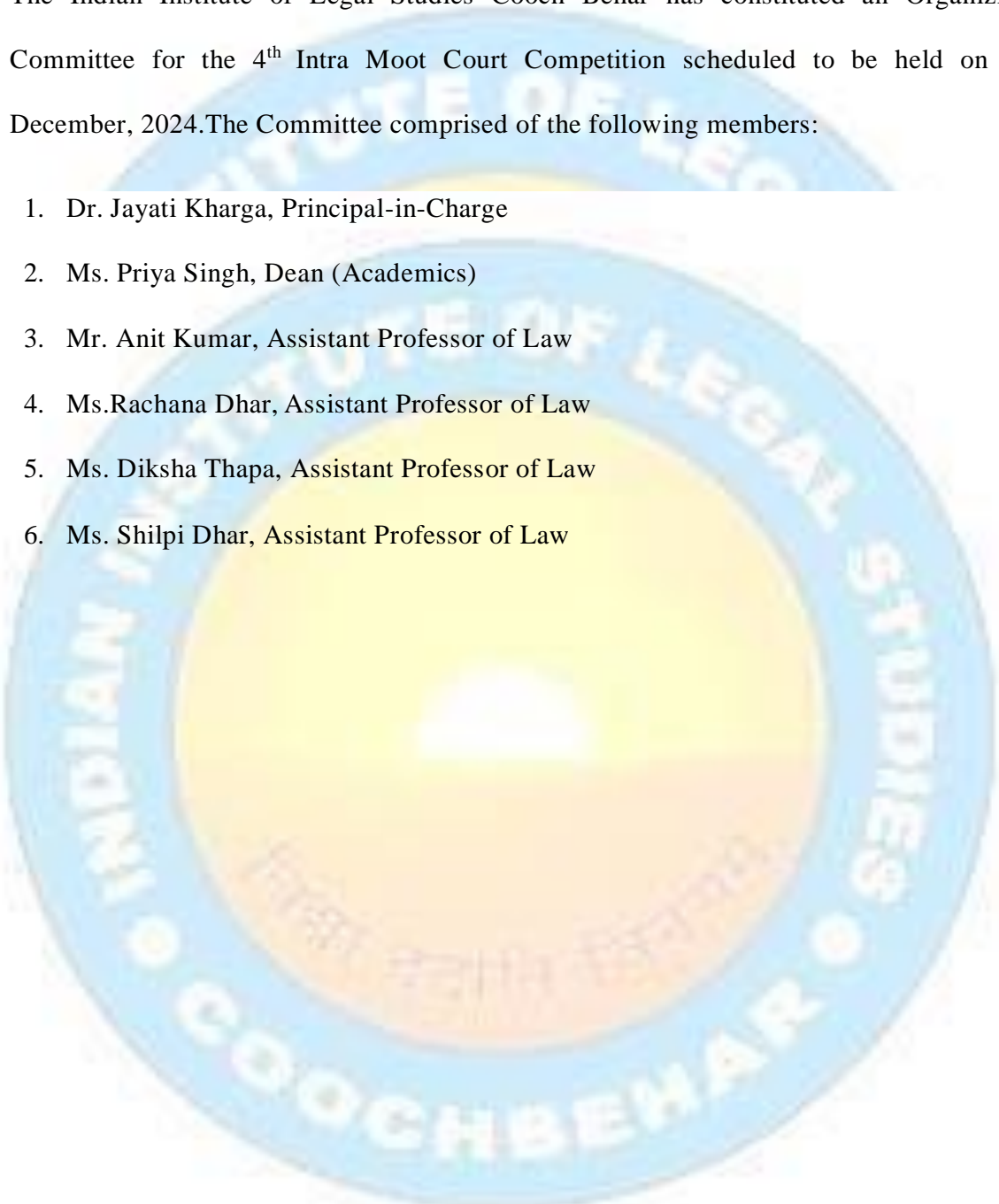
1. Dr. Jayati Kharga, Principal-in-Charge
2. Ms. Priya Singh, Dean (Academics)
3. Mr. Anit Kumar, Assistant Professor of Law

4. Ms.Rachana Dhar, Assistant Professor of Law
5. Ms. Diksha Thapa, Assistant Professor of Law
6. Ms. Shilpi Dhar, Assistant Professor of Law

### **III. ORGANISING COMMITTEE**

The Indian Institute of Legal Studies Cooch Behar has constituted an Organizing Committee for the 4<sup>th</sup> Intra Moot Court Competition scheduled to be held on 7<sup>th</sup> December, 2024. The Committee comprised of the following members:

1. Dr. Jayati Kharga, Principal-in-Charge
2. Ms. Priya Singh, Dean (Academics)
3. Mr. Anit Kumar, Assistant Professor of Law
4. Ms.Rachana Dhar, Assistant Professor of Law
5. Ms. Diksha Thapa, Assistant Professor of Law
6. Ms. Shilpi Dhar, Assistant Professor of Law



#### **IV. ABOUT THE EVENT**

Indian Institute of Legal Studies Cooch Behar proposes to organise the 4th Intra Moot Court Competition, 2024. Moot Court competitions are simulated court proceedings where participants argue on the hypothetical cases. The 4<sup>th</sup> Intra Moot Court competition aims students to develop and showcase their advocacy, legal research, and oral presentation skills. It further aims to provide valuable practical experience for law students, helping them develop crucial skills such as legal research, writing, oral advocacy, and teamwork. Additionally, participation in moot court can enhance students' resumes and help them stand out to potential employers in the legal field.

The Moot Proposition for the 4th Intra Moot Court Competition, 2024 revolves around the case of murder under criminal justice system that aims to create an environment where the participants would focus on legal arguments surrounding circumstantial evidence. In this Moot Court, the competitors would need to demonstrate a clear understanding of evidence law, IPC, CRPC. Therefore, the present Moot Proposition on brutal murder case would provide the participants with an opportunity to delve into complex legal, ethical, and societal issues surrounding end-of-life decision-making and to develop their advocacy skills in a simulated courtroom setting.

The Intra Moot Court Competition shall comprise of three rounds: Preliminary Rounds; Semi Final Rounds and Final Round. The language of the Competition will be English. The Competition will also comprise of researcher test of 20 marks at different rounds.

## **V. RULES OF THE COMPETITION**

### **A. TEAM COMPOSITION**

1. Each team shall consist of three members, comprising of two speakers and one researcher.
2. Students have to form their own teams. Moot Court Society bears no responsibility in team formation.
3. Any request for alteration in the groups will not be entertained after the registration.

### **B. MEMORIAL SUBMISSION GUIDELINES/RULES**

1. Memorial submission is mandatory in order to appear for the oral rounds
2. Teams have to prepare memorials for both sides. (Appellant/Petitioner and Respondent/Defendant).
3. The memorials have to be submitted on A4 size paper, and must contain the following sections.

**COVER PAGE;**

**TABLE OF CONTENTS**

**INDEX OF AUTHORITIES**

**STATEMENT OF JURISDICTION**

**STATEMENT OF FACTS**

**STATEMENT OF ISSUES**

**SUMMARY OF ARGUMENTS**

**ARGUMENTS ADVANCED**

**PRAYER**

4. The memorials must be printed in **Times New Roman 12 font size** with **1.5 line spacing**. The **footnotes** must be in **Times New Roman 10 font size with 1.0 spacing**. And should contain the '**Team Code**' on cover page. (**Top-Right Corner**).

5. The Petitioner/Complainant/ Appellant's memorial cover page shall be **Blue Color A4size**, and Opponent/Respondent's memorial cover page on **RedColorA4size**.

<b>PARTICULARS OF MARKS</b>	<b>Marks</b>
<b>Knowledge of Facts &amp; Law</b>	<b>25</b>
<b>Extent &amp; Use of Research (Researcher Test)</b>	<b>20</b>
<b>Analysis</b>	<b>20</b>
<b>Clarity &amp; Organization</b>	<b>15</b>
<b>Format &amp; Citation</b>	<b>10</b>
<b>Grammar &amp; Style</b>	<b>10</b>
<b>Total</b>	<b>100</b>

### **C. FINALITY OF DECISION**

The decision of the judges with regard to the outcome of the rounds shall be final.



## **D .DRESSCODE**

**Men**-Formal White Shirt, Black Trousers, Black Blazer, Black Tie and Black Shoes

**Women**-Formal White Shirt, Black Trousers, Black Blazer, Black Tie and Black Shoes

## **VI. TIME FOR ORAL ROUNDS**

### **A. PRELIMINARY ROUNDS**

Each Team will be given 10 mins for presenting the arguments. The Rebuttal rounds will be at the discretion of the judges.

### **B. SEMI FINALS AND FINAL**

Each team will be given 15 mins for presenting the arguments. The Rebuttal rounds will be at the discretion of the judges. (Each team shall get 5 minutes time for rebuttal)

## **VII. CONTACT DETAILS**

Any query related to the moot court competition shall be asked through sending e-mail to [mcs.iilscob@gmail.com](mailto:mcs.iilscob@gmail.com). However, the participants can also contact our faculty coordinators through the following phone numbers.

Faculty Coordinators:

1. Ms. Priya Singh- 8250904926
2. Mr. Anit Kumar- 9332055429
3. Ms. Rachana Dhar-6296903445
4. Ms. Diksha Thapa- 9332046302
5. Ms. Shilpi Dhar-9332050472

## VIII. IMPORTANT DATES

S. No	Event	Date
1	Last date of sending soft copy of memorials	27 <sup>th</sup> Nov 2024
2	Draw of Lots and Memorial Exchange for Preliminary Rounds	28 <sup>th</sup> Nov 2024
3.	Researcher Test for Preliminary Rounds	29 <sup>th</sup> Nov 2024
3	Preliminary Rounds	29 <sup>th</sup> Nov 2024
4	Declaration of Result and Draw of Lots for Semi-Finals	3 <sup>rd</sup> Dec 2024
3.	Researcher Test for Semi Final	6 <sup>th</sup> Dec 2024
5	Semi-Finals and Final	07 <sup>th</sup> Dec 2024

## **IX. MOOT PROPOSITION**

### **Facts of the Case:**

Akash Sharma, a 28-year-old software engineer at ABC Technological Pvt Limited, was in a relationship with his girlfriend, Riya Mehra, who was working as a journalist at PBC Media House. The two had been together in relationship since Jan 2021, but over the past one year their relationship turned up-side down due to constant arguments over their different future endeavors.

On the night of January 15, 2024, Riya was found dead in her apartment in New Delhi. She had been strangled to death. The police were informed by a neighbour who reported hearing loud arguments and noises of a struggle coming from Riya's apartment earlier in the evening.

Several of Riya's friends testified that Akash had been over possessive over the past few months. Moreover, text messages retrieved from Riya's phone show heated exchanges between the two

The neighbour, Mrs. Kapoor, stated that she overheard an argument between Akash and Riya on the evening of the murder. She claims to have heard Riya shouting, "Stay away from me!"

The security guard of the apartment complex testified that he saw Akash entering the building around 7:00 PM and leaving in a hurry around 8:30 PM on the day of the incident. CCTV footage from the apartment complex confirms Akash's entry and exit at the times stated by the security guard. However, the CCTV footage from 08:40 PM to 10:20 PM is missing which pose a question over the tempering of the CCTV cameras.

Akash's fingerprints were found on the wine glass in her living room. However, Akash frequently visited Riya's apartment, so the defense argues that these could be from previous visits

The autopsy report concluded that Riya died due to asphyxiation caused by strangulation. Bruises on her neck suggest that force was applied for an extended period.

**Akash's Defense:** Akash claims that he met Riya on the evening of January 15, 2024, but left after a brief argument. He states that they had a heated exchange, but he did not harm her and left the apartment while she was alive. He claims that someone else must have entered the apartment after he left.

Riya had recently written an investigative piece on a leading newspaper about the malpractices and corruption committed by the powerful local politician which expose him in public domain and some of her colleagues believe that her death could be related to her brave and honest investigation against the muscle power of the local area. A few days before her death, Riya had shared with her colleague that she had received threatening messages warning her to stop interfering in such affair.

The apartment door showed no signs of forced entry, which raises suspicion that the attacker might have been someone who is familiar to the Victim

**Charges:**

Akash Sharma is charged under Section 302 of the Indian Penal Code (IPC) for the murder of Riya Mehra.

**Issues for Consideration:**

1. Whether or not Akash Sharma is guilty of the murder of Riya Mehra?
2. Whether or not the prosecution has successfully established the chain of circumstantial evidence to prove Akash's guilt beyond reasonable doubt?
3. Whether or not there is sufficient evidence to establish the involvement of any third party or whether it creates reasonable doubt about Akash's guilt?
4. The admissibility and weight of the evidence, including the text messages, CCTV footage, and witness testimonies.

***Note for Participants: Both sides are expected to present arguments on the interpretation of evidence, the reliability of witness testimonies, the credibility of forensic reports, and the possible involvement of third-party threats.***