

AMITY UNIVERSITY MADHYA
PRADESH



न्यायः मम धर्मः



In association with
AKHIL BHARTIYA ADHIVAKTA PARISHAD

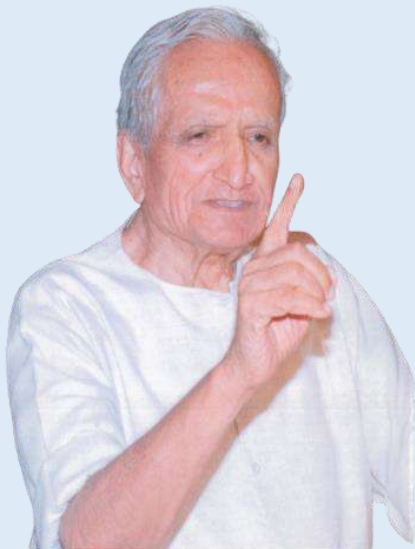
PRESENTS

THE 7TH AUMP NATIONAL MOOT COURT

**“SHRI DATTOPANT THENGADI
MEMORIAL NATIONAL MOOT COURT
COMPETITION 2024”**

12TH – 13TH JANUARY 2024

Knowledge Partners



“Justice which is nothing but giving relief with compassion within four corners of law is to be given to the people as per Dharma. Dharma is not religion. It can be broadly explained as set of eternal values which guide the society, humanity to live in harmony.”

- Shri Dattopant Thengadi

INVITATION

It gives us immense pleasure to announce that Amity Law School, Amity University Madhya Pradesh is organizing the 7th AUMP NATIONAL MOOT COURT “SHRI DATTOPANT THENGADI MEMORIAL NATIONAL MOOT COURT COMPETITION 2024” on 12TH – 13TH JANUARY 2024. We are delighted to invite your esteemed institution to participate in this competition. The competition will be conducted in offline mode, with the Preliminary Round, Quarter Final, Semi Final and the Final Rounds being held offline in the campus.

Amity University Madhya Pradesh (AUMP) is a part of Amity Universe and has been established under the support of Ritnand Balved Education Foundation (RBEF), a non-profit educational trust under which all Amity Institutions are running at home and overseas. Amity Law School is a part of Amity University Gwalior, Madhya Pradesh, and is one of the leading law institutions in the country and has been successfully conducting Seminars, Conferences, and various intellectually challenging Events, and Seminars. The various programs in Amity Law School seek to promote multi-disciplinary analysis of socio-legal problems.

Under the patronage of Lt. Gen. VK Sharma AVSM Hon’ble Pro-Chancellor, AUMP, and Maj Gen Rajendra Kumar (AVSM, SM, VSM) Director ALS, AUMP is organizing the 7th Edition of the National Moot Court Competition. Acknowledging the pivotal role of legal frameworks and the need for collaboration, AUMP, Gwalior proposes a national-level Moot Court Competition.

Let us envision a world where the legal aspect is not a hindrance but a foundation for collective progress, a world where the power of unity triumphs over adversity. We cordially invite your esteemed institution to participate in this National Moot Court Competition. Let's collectively foster an atmosphere of eloquent parley.

Thank you.

Regards

Moot Court Committee

Amity Law School, AUMP



ABOUT THE UNIVERSITY

Amity University Madhya Pradesh was established by the Ritnand Balved Education Foundation (RBEF), New Delhi, a society registered under the Societies Registration Act, of 1860. It was established to promote professional, industry-oriented education in Madhya Pradesh. Amity University Madhya Pradesh located on 100 acres of land opposite Gwalior Airport, imparts modern, practical, and research-based courses which will lead to the development of manpower which is employable and ready for industry. This in turn will drive the socio-economic upliftment of the region.



ABOUT AKHIL BHARTIYA ADHIVAKTA PARISHAD

Akhil Bharatiya Adhivakta Parishad is an All India Organization of Advocates established as a Federal Umbrella in 1992. This organization is part of larger family of patriots committed to the cause of national Renaissance. The organization makes timely interventions in justice delivery mechanism and makes contributions to law making process for the welfare of the Citizens and rejuvenation of vital institutions of the Nation. Adhivakta Parishad is making efforts to train Advocates to become skilled Lawyers with social commitment and patriotism for a strong, effective and accountable justice delivery system immune to external pressures and other digressions.

ABOUT AMITY LAW SCHOOL

Amity Law School is a distinct microcosmic institution epitomizing a composite multidimensional and multi-national *amalgamation* of students and faculty members. It is a legal institution par excellence and a hub of legal studies. Since its inception in 2013, it has been growing by leaps and bounds. The law school is endowed with excellent faculty members and top-class infrastructure which is conducive for higher learning.



MAJ. GEN RAJINDER KUMAR
AVSM, SM, VSM
DIRECTOR
ALS, AUMP

Major General Rajinder Kumar Ati Vishisht Seva Medal (AVSM), Sena Medal (SM), Vishisht Seva Medal (VSM), alumni of the prestigious ILS Law College Pune and the University of Pune was commissioned in the Department of Judge Advocate General of the Indian Army, which is its Judicial Wing. During his service, he had conducted numerous Courts Martial including of sensitive nature. He represented the Army in various High Courts and Supreme Court. For rendering distinguished and extraordinary service beyond the call of duty he was awarded thrice by His Excellency the President of India by conferring on him AVSM on 26 Jan 2017, SM on 26 Jan 2016, and VSM on 26 Jan 2009. He was also awarded Commendations once by the Chief of the Army Staff on 15 Aug 2008 and thrice by the Army Commanders on 15 Aug 1994, 15 Aug 2011 and 15 Aug 2012. He rose to the highest rank of Major General in the Department of the Judge Advocate General and retired as the Judge Advocate General of the Army.



Deputy Director Professor Dr. Rakhi Singh Chouhan is gold medalist in LLB and is Doctorate in Law. She started her career with advocacy and has practiced in High Court, Consumer Commission and DRT for 14 years and then skipped her career to academics where she set records by getting the award of 'Best Faculty' twice by Dainik Bhaskar Group and by Dr KNK LAW COLLEGE RATLAM. She was awarded by 'Asian Education Award 'for the contribution in Education.

PROF. (DR). RAKHI SINGH
CHOUHAN
DEPUTY DIRECTOR
ALS, AUMP.

OBJECTIVE OF THE COMPETITION

A Moot Court is a replica of real court proceedings. The purpose of Moot Court competitions is to make students aware about the court proceedings related to disputes between parties. This competition is often organized in law schools for students who wish to pursue their careers as litigators and Arbitrators. This practice develops legal skills, research acumen and speaking skills. The process of mooting is not the same as public speaking or debating, Moot Courts are primary interactive in nature and there is cross-questioning.



ABOUT THE MOOT COURT COMMITTEE ALS, AUMP

Moot Court Association at Amity Law School, AUMP focuses on simulating Legal proceedings, particularly Appellate Court arguments. The association plays a significance role in the overall educational experience by the way of Skill Development, Practical Training, Confidence Building, Networking, Resume Enhancement, Team work, Competitive Spirit. It also enhances the reputation of the law school and contributes to the professional development of its students.

KEY DATES OF THE COMPETITION

SR. NO	DESCRIPTION	DATES
1.	Last Date of Registration	8th December 2023
2.	Last Date to seek Clarifications	15th December 2023
3.	Release of Clarifications	20th December 2023
4.	Soft Copy Submission	3rd January 2024
5.	Hard Copy Submission	6th January 2024

- Inaugural Ceremony, Preliminary Rounds, and Quarterfinals on 12th January 2024.
- Researcher Test, Semi-Finals, Finals and Vaedictory Ceremony 13th January 2024.

RULES OF THE COMPETITION

CHAPTER I – PRELIMINARY

§ 1. **Short Title:** These Rules shall be called the 7TH AUMP NATIONAL MOOT COURT COMPETITION RULES 2024.”

§ 2. **Definitions:** Unless otherwise stated following shall be construed hereinunder as:

- “Competition” shall refer to the 7th AUMP National Moot Court “Shri Dattopant Thengadi Memorial National Moot Court Competition, 2024.
- “Court Room” shall refer to the platform where the oral rounds shall take place.
- “Official Mail” shall refer to the official mail ID of the AUMP National Moot Court Competition.
- “Organisers” Shall refer to the Moot Court Committee, Amity Law School, and Amity University Madhya Pradesh
- “Participating Team/ Institution” shall refer to the team that has registered itself for the competition as per the rules.
- “Rules” shall refer to the 7th AUMP National Moot Court Competition Rules, 2024.
- “Organizers” means the Amity Law School, AUMP.

CHAPTER II – GENERAL RULES

§ 3. **Date:** The Competition shall be organized on 12th January and 13th January 2024.

§ 4. **Dress Code:** The participants shall adhere to the following dress code when present in any courtroom during the Competition.

- Ladies:** White Salwar and Kurta or White Shirt and Black Pants or Skirt or Trousers along with Black Coat and Black Shoes; and
- Gentlemen:** White Shirt, Black Trousers, and Black Tie along with Black Coat and Black Shoes.

§ 5. **Language:** The language of the Competition shall be English.

§ 6. **Venue:** Amity University Madhya Pradesh, Gwalior.

CHAPTER III – ELIGIBILITY AND TEAM COMPOSITION

§ 7. **Eligibility:** The Competition shall be open for “bona fide” students who are pursuing an integrated 5-year or 3-year Law Program in India from an institution recognized by the Bar Council of India.

§ 8. **Team Composition:** In the event –

- Each team shall consist of a minimum of two (2) members and a maximum of three (3) Members. Teams comprising of two members shall only have two (2) speakers and teams comprising of three members shall have two (2) speakers and one (1) researcher.
- Each team should identify such speakers and researchers at the time of registration. The researcher is not permitted to speak except under special circumstances and only with the express permission of the judges.
- There shall be no circumstance whatsoever that a team consisting of more than three members be allowed to participate. No observer/additional member can be part of a team in any capacity.
- There shall be no substitution of any team member after a team has submitted its Registration Form, except with the permission of the Organizers.

CHAPTER IV – REGISTRATION

§ 9. **Registration Rules:**

- **REGISTRATION FEES: RS.5000/-** per team.
- The fee is inclusive of accommodation and food. Accommodation will be provided from **11th January 2024 (Evening) to 14th January 2024 (Morning)**.
- All interested teams shall complete final registration by diligently filling out the registration form: <https://forms.gle/xDy6wwcnwGP1UiG86>.

NOTE: Only one form per team is to be submitted.

- Forms received after the deadline shall not be considered for registration.
- The receipt of the form shall be acknowledged within 48 hours of submission via mail.
- The participant team can pay the event registration fees by paying to the UPI ID given here: **UPI ID: 7999077977@paytm**
- Pay to this UPI ID to proceed with the registration. Take a screenshot of the payment success page. It is to be uploaded while filling out the registration form given below.
- The registration shall only be considered complete after filling out this Google form.
- For payment details contact Divyansh Singh at +91- 7905502140
- **Fee Once paid, would be non-refundable.**
- Any such disclosure shall invite strict penalties including disqualification. The decision for the same shall be at the discretion of the Organizers.
- Interested teams must register themselves by **December 8th, 2023.**

“THE FIRST 35 TEAMS WOULD BE REGISTERED BASED ON “FIRST
COME FIRST SERVE”

CHAPTER V – MEMORIAL SUBMISSION

§ 10. Submission Guidelines:

- Each team participating in the Competition must prepare a memorandum on behalf of the Prosecutor/Applicant/Petitioner and on behalf of the Defendant/Respondent.
- Each team must send its memorandum via mail in both, PDF and Word formats, latest by **January 3rd, 2024**. Hard copies are to be submitted on **January 6th, 2024 (4 Copies of Each Side)**.

- **POSTAL ADDRESS:**

Name – Ms. Shubhangi Gupta, Faculty ALS

Mobile No. - +91 79993 70892

Address - B201, Amity Law School, Opposite Airport Maharajpura, Gwalior
474005.

- The memorials shall be mailed on the: Official Email ID:

mccals2023@gmail.com

The subject of the mail is: “Memorial Submission - “Team Code.”

Example – The subject of mail for memorial submission of Team Code 01 shall be “Memorial Submission – TC01”. In case the subject is not as prescribed memorials shall be deemed to have not been received and the Organizers shall not be responsible for any delay and default.

- The Memorials shall consist of the following:

1. Cover Page
2. Table of Contents
3. Index of Authorities
4. Statements of Jurisdiction
5. Statement of Facts
6. Statement of Issues
7. Summary of Pleadings
8. Argument Advanced
9. The Prayer

- The Memorials shall be typed on A4 size paper having a one-inch margin on all sides.
- The font shall be Times New Roman, font size is 12 and line spacing shall be 1.5. For footnotes, the font size shall be 10 with a line spacing of 1.0.
- Page numbering shall be at the bottom of each page.
- The memorials must state the TEAM CODES on the top-right of each page in the following fashion:

For Prosecutor/Applicant/Petitioner’s Memorial: P-*Team Code*

For Defendant/Respondent’s Memorial: R-*Team Code*

- Participants must follow the Bluebook 20th edition style of citation.
- The Cover Page of the Memorial for the Prosecutor/Applicant/Petitioner must be **BLUE** while for the Defendant/Respondent’s Memorial, it must be **RED**.
- The Cover page shall include:

1. Name of the Competition:

2. Name of the Court

3. Cause Title

- The Cover Page must specify either “Memorial for Prosecutor/Applicant/Petitioner” or “Memorial for Defendant/Respondent”
- Statements of Facts must not exceed two (2) pages. Further, Arguments Advanced must not exceed twenty-five (20) pages and the total number of pages of the memorials must not exceed thirty-five (30). Exceeding the limit, the memorial shall attract negative marking of one (1) point each for every additional page.
- Compendium or any other references are optional and must be submitted to the Organizers through mail at the time as that of submission of the memorial. Only one Compendium to be submitted from each side, for easy accessibility for the judges. The Compendium must be submitted in both PDF and Word formats.
- The contents of the Memorial must not be plagiarized beyond the limit of 20% or else it shall amount to a total deduction of memorial marks or disqualification upon the discretion of the Organizers.
- Once the written submissions have been submitted, no revisions, supplements, or additions will be allowed.
- The participating teams shall submit the memorials for both sides on or before **January 3rd, 2024**, and **Hard copies on January 6th 2024** at the given postal address.
- Submission of the Memorials after the specified deadline shall result in a deduction of five (5) marks each day. Failure of submission of memorial would result in disqualification of the team from the competition.
- Each team shall be provided with a copy of the written submission of the opponent team before the respective rounds.
- The Organizers of this Competition shall be permitted to use all the Memorials for reporting or compilation without further permission. The Submission would be deemed to be permission. Moreover, the copyright in the prize-winning Memorials would be vested with the Organizers.

CHAPTER VI – MARKING SCHEME FOR MEMORIAL

§ 11. Marking Criteria: Every Memorial will be marked on a total of 50 marks. The following are the criteria for the evaluation of memorials:

Sr. No.	Criteria	Marks
1.	Knowledge of facts and Law	10
2.	Plagiarism	10
3.	Recognition of Issues and Structure of Arguments.	10
4.	Proper and Articulate Analysis	10
5.	Overall Presentation (Clarity, style, grammar, language, structure, format, Citation)	10
6.	Total	50

CHAPTER VII – STRUCTURE OF THE COMPETITION

§ 12. Rounds:

1) The Moot court Competition shall comprise of following rounds:

- Preliminary Rounds
- Quarterfinal Rounds
- Semifinals Rounds
- Final Round

2) After the orientation of the teams, the draw of lots shall take place and the team has to argue on behalf of both sides, the Prosecutor/Applicant/Petitioner and the Defendant/Respondent in the preliminary rounds.

- 3) The top 8 teams, based on the cumulative score of memorials and preliminary rounds, shall qualify for the quarterfinals. Further, the top 4 teams, based on the results of the quarterfinal rounds, shall qualify for the semi-final rounds. Finally, the top 2 teams will be selected for the final round.
- 4) In case of a tie, the highest memorial marks will be taken into consideration to decide the winner.
- 5) Before the Preliminary (on 11th January 2024 through Google Meets, the links shall be provided prior to the draw of lots), for the Quarterfinal, Semifinal, and Final rounds, the draw of lots shall be done to determine the side on which the Team shall be arguing. The Teams shall be mailed the fixtures for each round.
- 6) Further, the Teams shall also be mailed the soft copy of their opponent's Written Submission prior to the oral rounds.

CHAPTER VIII – ORAL SUBMISSIONS

§ 13. Oral Round guidelines:

- 1) As specified hereinabove, each team shall have two speakers who shall further divide the oral submissions between themselves.
- 2) At no point of time during the Competition, any speaker shall reveal their identity.
- 3) Any compilation or detailed pleadings will not be entertained. The participants are requested to bring with them the authorities/case laws on which they want to rely during the arguments.
- 4) At the commencement of each round of Oral Submissions, each team shall notify to the Court Officer the division of time between the two speakers. Further, each team must notify to the Court Officer the amount of time that the team wants to reserve for their rejoinder / sur-rejoinder. A maximum of five (5) minutes may be reserved for the rejoinder/ sur-rejoinder.
- 5) Only one speaker from each team shall be permitted to rejoinder / sur-rejoinder. The sur-rejoinder shall be limited to the rebuttals made by the opponent team.

- 6) Five (5) minutes and Two (2) minutes before the completion of the allocated time for each speaker, there will be a warning bell, and at the completion of the allocated time for each speaker, there will be a final bell.
- 7) In case a speaker continues to speak after the completion of his/her specified time, the additional time which he/she consumes will attract negative marking at the discretion of the judges. The judges shall have all the rights to grant opportunity to give rejoinder or sur-rejoinder and to allocate additional time.
- 8) During the course of oral submissions, the participants cannot submit to the court any material containing pictorial representation whatsoever. Further, the participants are not be permitted to make any audio/visual representation nor allowed to use any online search engines during their submissions.
- 9) If at any instance a submission is made with any material in violation of rules and if any picture, sketches, photos, cartoons, caricatures, audio film, video film, projector-slide or a computer-generated image is used or submitted or presented to the court, the teams shall be subject to disqualification.

CHAPTER IX – PRELIMINARY ROUNDS

§ 14. Preliminary Rounds:

- 1) There shall be two Preliminary Rounds. Each team shall argue on behalf of both sides, the Prosecutor/Applicant/Petitioner and the Defendant/Respondent.
- 2) Time limit for the oral submissions in each preliminary round shall be twenty-five (25) Minutes for each team including rejoinder / sur-rejoinder. No speaker may reserve more than fifteen (15) minutes for his/her individual oral submissions.
- 3) Scoring Criteria for Preliminary Round. The Marks shall be given as per the following criteria for the preliminary round.
 - Written memorials - 50 marks
 - Oral arguments - 100 marks
 - Total - 150 Marks
- 4) The decision of the judges as to the assessment of oral submission shall be final.

CHAPTER X – QUARTERFINALS, SEMIFINAL, AND FINAL ROUNDS

§ 15. Quarterfinal Round: The time limit for the oral submissions in the quarterfinal round shall be thirty minutes (30) for each team including rejoinder / sur-rejoinder. No speaker may reserve more than fifteen (15) minutes for his/her individual oral submissions.

§ 16. Semi-final and Final Round: The time limit for the oral submissions in the semifinal and final rounds shall be thirty-five minutes (35) for each team including rejoinder / sur-rejoinder. No speaker may reserve more than fifteen (15) minutes for his/her individual oral submissions.

Scoring Criteria for Oral Submissions

Sr. No.	Criteria	Marks
1.	Application of law relevant to the case	20
2.	Answers to court questions	20
3.	Advocacy and presentation and Time adherence	20
4.	Interpretation and use of fact and research relevant to the case	20
5.	Overall performance and Court Etiquette	20
	TOTAL	100

CHAPTER XI – RESULT AND CLARIFICATION

§ 17. Result: The final results and the winners shall be announced during Valedictory Ceremony. The decision of the judges on the performance of the participants shall be final and binding on all the participants.

§ 18. Clarification: Participating teams may seek clarifications via mail on the Official Email with the subject title "**Shri Dattopant Thengadi Memorial 7th AUMP National Moot Court Competition 2024**" – Clarification.

- 1) The last date to seek clarifications to the Moot Proposition is **December 15th, 2023**.

CHAPTER XII – CONDUCT OF THE COMPETITION

§ 19. Conduct:

- 1) The Competition will be conducted within the university campus.
- 2) The link for the Draw of lots for the preliminary Rounds shall be provided prior to the date specified above for the draw of lots.
- 3) The organizers shall have the rights reserved over all the submitted memorials and compendium and the organizers are free to use or dispose of them off in the manner they deem fit.
- 4) There shall be a team representative/volunteer allotted to each team for their assistance.
- 5) All the teams shall adhere to the dress code mentioned above. Nonappearance with proper dress code shall attract a negative marking at the discretion of the judges.

CHAPTER XIII – MISCELLANEOUS

§ 20. Miscellaneous: Strict action shall be taken if found scouting through a team member or otherwise or through any other unfair means.

- All participants are expected to maintain proper decorum in the Court during the Competition and are expected to conduct themselves in a manner befitting the legal profession.
- The Organizers reserve the right to take appropriate action for any unethical, unprofessional, and immoral conduct.
- The Organizer's decision as regards the interpretation of rules or any other matter related to the competition will be final and binding.

- If there is any situation that is not contemplated in the rules, the Organizer's decision on the same shall be final and binding.
- The Organizers reserve the right to vary, alter, modify, or repeal any of the above rules if so required and as they deem appropriate.

NOTE: DIRECTOR, Amity Law School shall have all the powers to amend, modify, or repeal any rule mentioned, at any point of time.



AWARDS AND PRIZES

Sr. No	Awards	Prizes
1.	Winner	INR 30,000- & 1-Year SCC online Subscription worth INR 43,500.
2.	Runner- Up	INR 21,000
3.	Best Speaker	INR 10,000
4.	Best Memorial	INR 10,000
5.	Best Researcher	INR 10,000

CERTIFICATES OF PARTICIPATION shall be given to all the participants, along with **1 month SCC online Subscription and training.**

MEET THE COMMITTEE

FACULTY COORDINATOR

Asst. Prof. Ms. Shubhangi Gupta
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STUDENT CONVENOR

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3. Divyansh Singh
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4. Priyanshi Parmar
5. Jayati Singhal

6. Archi Jain

7. Kritika Singh
8. Sonali Sharma

9. Shivansh Shukla
10. Abhishek Sikarwar

11. Pratyaksha Sharma
12. Muskan Choudhary

13. Nitin Kurmi
14. Ameen Ahmed Khan

15. Ankit Singh

SCHEDULE I MOOT PROBLEM

- A. Gunda Lal is a notorious criminal involved in looting, extortion, theft, dacoity and is a rogue person belonging to city 'Gendewala' situated in the State of Meraki. The inhabitants of that town were fed up with him. Because of his negative influence and Bahubali Stature, he contested Parliamentary Elections as an independent held by 'Swatchh Rastra'. Because of his muscle power, he won the elections. After winning the elections, he started riding rough shod and used to behave like a dictator. He used to misbehave with people and even started molesting the women.
- B. FIRs were lodged against him but nothing worthwhile happened because of his influence. Cases were investigated by the Police but during investigation, all the witnesses remained delightfully silent about the involvement of Gunda Lal. As result, he was acquitted of all these cases. Because of the acquittal of all these cases, Gunda Lal became very bold and started running amuck. Since he had huge public support and large following, nobody took any coercive action against him.
- C. As a result, he was posing threat to the State Government itself. Later on, since he was posing threat to the Government and got involved in numerous cases, he was arrested by the police and was put in jail. Also, the officials of State Government in a press release made a statement that, "a deterrent approach should be taken to teach goons, gangsters a lesson and even if police officials are aiding them in committing crimes, strict action should be taken against them as well". This statement did go viral over the social media and garnered a lot of support and fame to the State Government.
- D. Despite all of this Gunda Lal was able to carry out his operations like dealing in weapons, explosives and extortion from jail as his network was very strong and it was alleged that police officials were also helping him as without the help

of the Police it was not possible to do so. It was alleged that he had very good terms with the businessmen and politicians of the Hunterland (country). Since, no charges were established against him, he was released on bail on 21st January, 2023.

E. On 22nd January, 2023 Gunda Lal and his gang bombarded the house of Heer Manchandani (renowned business tycoon in Swachh Rastra and strong supporter of the ruling party in the State Government of Meraki) with IED. Fortunately, the business tycoon survived and sustained few injuries. Subsequent to this, Mr. Manchandani registered an FIR against Gunda Lal and also deposited the CCTV footage which captured the identity of Gunda Lal's Gang. As per the footage, the accused were Shanu, Bhanu, Hira Singh and Moti Lal and all of them were gangsters infamous for their nefarious activities and were all wanted by the police.

F. Since, Gunda Lal was posing threat to the State Government, police arrested Gunda Lal and his gang. All of them were supposed to be taken to the court for their statements.

- Shanu was supposed to be taken to the Court for his statement to be recorded on 13th March, 2023
- Bhanu was supposed to be taken to the Court for his statement to be recorded on 19th March, 2023
- Hira Singh was supposed to be taken to the Court for his statement to be recorded on 27th March, 2023
- Moti Lal was supposed to be taken to the Court for his statement to be recorded on 7th April, 2023
- Gunda Lal was supposed to be taken to the Court for his statement to be recorded on 24th April, 2023.

G. On 13th March, 2023 while Shanu was supposed to be taken to the Court for his recording his statement, he was shot dead in the Police Jeep. On 19th March, while Bhanu was supposed to be taken to the Court for his recording statement, he was shot dead while he stepped out of the jeep. On 27th March, while Hira Singh was supposed to be taken to the Court for recording his statement, he was

shot dead on the footsteps of the court. On 7th April, while Moti Lal was supposed to be taken to the Court for recording his statement, he was shot dead in the police jeep.

- H. All these deaths created a lot of ruckuses on social media as it was portrayed by the media that all these were pre planned and the media houses believed that there might be some involvement of State Government of Meraki. *Swachh Rastra Today*, one of the prominent newspapers published that all these were fake encounters and were the brain child of the Meraki Government in order to execute the operation to teach the lesson to the goons, gangster etc. So, some celebrated this news and some were calling this as the beginning of the end of rule of law.
- I. Post these killings, it was decided that the timings on which Gunda Lal was to be taken from jail to Court would not be disclosed to anyone except few police officers and would be kept as secret to maintain law and order. On 24th April, 2023 when Gunda Lal was to be taken from jail at 10:30 am to Court for recording his statement, somehow the police jeep was surrounded by lot of journalists as media houses wanted to cover the whole journey from jail to Court. Anyway, the police managed to clear the crowd of journalists and drove the police jeep which had 7 armed police men. But due to the flattened tyre, the Jeep stopped on MG Road, 17kms away from the Meraki High Court. So, the police decided to shift Gunda Lal to another Jeep and for that the armed policemen and Gunda Lal stepped down from the jeep.
- J. As soon as Gunda Lal stepped down, he was surrounded by the journalists. Among those, two journalists of media house came very close to Gunda Lal and when police asked not to come close, they pointed pistols at the police and Gunda Lal. Somehow, Gunda Lal managed to take their pistols and started shooting in the air and also pointed the pistol at the police and journalists. While he was moving backwards pointing out the gun at the policemen and journalists, two of the policemen shot him, and he died on the spot. When the journalists tried to escape, the policemen grabbed them and put them in the jail.

- K. This act of the Meraki Police became headlines of every newspaper in Swachh Rastra and was appreciated by the people as finally the gangster of Swachh Rastra died and got punishment of what he deserved. The Swachh Rastra Daily reported that the Meraki Police is a savior and they should be awarded with bravery awards. But some of the people disregarded this and termed this as the end of justice, unconstitutional and extra-judicial killings.
- L. While all this was going all in media, the police started their investigation. According to Police, all the two journalists confessed that they were not journalists and they committed the crime to become famous. When this incident took place, it was recorded by the CCTV of a shop nearby that area. The video of the killing was also studied by the Police officers. As per the video, the pistol was put at Gunda Lal's head by the journalists at the distance of 12 cms while he was escorted by seven armed policemen. Further, police also seized the pistols and, in the investigation, it was found out that it was a sophisticated weapon made at Hunterland costing more than Rs. 8 lakhs and was banned in Swachh Rastra.
- M. On the social media and in newspapers, this killing was celebrated by people but on the contrary the alleged encounter was criticised by a group of people. The families of the deceased persons and the human rights activist alleged that the police took law into its hands, terming this as extra-judicial killing. In the Police press conference that followed, questions as to how the alleged journalists managed to come close to the deceased went unanswered.
- N. Furthermore, families of all the slain persons, an NGO named "Fair Rights Organization" filed petition before High Court challenging extra-judicial execution in the police custody before the Hon'ble High Court of Meraki for the violation of human rights of the deceased by the police atrocities. The Hon'ble High Court of Meraki after hearing all the arguments held-

"The Police had no other option but to shoot Gunda Lal failing which he would have fled and which would have triggered widespread agitation throughout the Nation and the role of Police would have been questioned.

Hence, the Court found the act of the Police as an act of bravery and self-defence to counter the situation which arose before them”

- O. The decision of High Court flashed on social media and news reports. The people criticized the decision of Court and condemned the act of police, blaming them for all wrongs. People started to organise rallies in the city of Gendewala and the news (#Police Murders) was circulated on social media demanding justice for deceased. In the light of the continuous protest since past one month, Ministry of Home Affairs banned the Internet Services on the ground of Public Emergency on June 1, 2023 for 48 hours in city of Gendewala. Further it was again extended for 72 hours on June 3, 2023 and again for 72 hours on June 6, 2023. Internet was resumed on June 07, 2023 but again suspended for 72 hours on June 08, 2023.
- P. Agitated by this, Free Cost Internet Association filed a Writ Petition for violation of Fundamental Right to Internet in the High Court of Meraki. The High Court of Meraki held that the internet shutdown was valid as it followed proper procedure established under existing rules and regulations. The judgement was also challenged before the Hon’ble Supreme Court of Swatchh Rastra.
- Q. The NGO and the family members of all the deceased-accused aggrieved by the judgement of Hon’ble High Court in relation to the police officers, appealed before the Hon’ble Supreme Court for violation of basic Human Rights as well as the violation of Fundamental Rights of person in custody guaranteed under the Constitution of Swachh Bharat. After the matter reached the Hon’ble Supreme Court, the National Human Rights Commission of Swatchh Rastra also took Suo-moto cognizance of the matter.
- R. The Supreme Court clubbed all these petitions and the matter is pending before the Hon’ble Supreme Court of Swatchh Rastra.

The Participants are required to frame issues and draft memorials from the side of Appellants and Respondents and argue before the Hon'ble Supreme Court of Swatchh Rastra.

NOTE: The laws of Swatchh Rastra are *para materia* to the laws of India.



IMPORTANT LINKS & IDs

SR. NO.	DESCRIPTION	LINK & IDs
1.	Registration Link	https://forms.gle/xDy6wwcnwGP1UiG86
2.	Payment Id	UPI ID: 7999077977@paytm
3.	Instagram Id	moot_court_committee_als
4.	LinkedIn Id	Moot Court Committee AUMP
5.	Email Id	mccals2023@gmail.com



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