

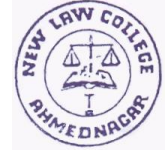


Ahmednagar Jilha Maratha Vidya Prasark Samaj's

New Law College, Ahmednagar

In association with

**Board of Student Development
Savitribai Phule Pune University, Pune**



Late Justice S. B. Mhase Seventh State Level Moot- Court Competition 2025

Date – 11th & 12th January, 2025

Ref. No. 215 /2024-25

Date: 02/12/2024

To,

The Principal

Sub:- Invitation for Late Justice S. B. Mhase Seventh State Level Moot Court Competition 2025.

Respected Sir,

With immense pleasure, Ahmednagar Jilha Maratha Vidya Prasark Samaj's New Law College invites you for Late Justice S. B. Mhase Seventh State Level Moot Court Competition 2025 which is to be held on **11th January, 2025 & 12th January, 2025** at our college.

You are requested to send the entry of your college team for this Moot Court Competition. Participation will be confirmed by receiving the Registration Form along with Entry Fees D D of Rs. 1500/- drawn in favour of "The Principal, New Law College" payable at Ahmednagar latest by 08th January, 2025 or by cash.

Please find rules and moot problem for the competition enclosed herewith.

We eagerly look forward to your college team participating in the Late Justice S. B. Mhase Seventh State Level Moot Court Competition 2025

Thanking You,

With regards,

Yours faithfully

Ahmednagar Jilha Maratha Vidya Prasark Samaj's
New Law College, Ahmednagar
In Association with
Board of Student Development
Savitribai Phule Pune University, Pune
Late Justice S. B. Mhase Seventh State Level Moot Court Competition 2025
(Date – 11th & 12th January, 2025)

Moot Problem

Mohan Patil a business man was arrested by the police on the basis of information received from secrete informers that he is dealing in crypto currency. Accordingly investigation is started by the Cyber Crime Bureau of Asharapur, Mahanrashtra, on 16.05.2023. Accordingly a Bank holding the account of suspected accused has been instructed to freeze the account. The communication received by the Bank indicates that around Rs.2,48,835/- is the suspected money involved in the subject matter of the crime under investigation. Meticulously, in reference to the instructions received from National Cyber Crime Reporting Portal and the notice received from the Ashrapur Cyber Crime Bureau, hence the Bank has frozen the account.

In the said account of the suspect a sum of Rs.9,69,580/- stands as balance. Even after lapse of more than a year neither the Investigating Agency nor the Bank had informed the suspect as to why the account is frozen and how long the account will be kept as such. In the said circumstances, the suspect approached to High Court seeking to release the entire amount in his account by ordering de-freezing of the account through writ of Mandamus.

Issues:

1. Whether the High Court has the jurisdiction to entertain the present petition
2. Whether the action of the investigation agency can be set aside on the grounds of delay in completing investigation.
3. Weather the Bank is authorized to freeze the account as per the order of Investigation Authorities

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(Date – 11th & 12th January, 2025)

Form of Registration

Name & Address of Institute/College: _____

Phone _____ Fax _____

E-mail _____

Name of Mooter-I (Petitioner) _____

Class: _____

Address, Contact No.& _____

Email-Id: _____

Name of Mooter-II (Respondent) _____

Class: _____

Address, Contact No. & _____

Email-Id: _____

Name of Researcher _____

Class: _____

Address, Contact No.& _____

Email-Id: _____

Details of Registration Fee _____

Date _____

Place _____

College Seal

Signature of the Principal

Ahmednagar Jilha Maratha Vidya Prasark Samaj's
New Law College, Ahmednagar
In Association with
Board of Student Development
Savitribai Phule Pune University, Pune
Late Justice S. B. Mhase Seventh State Level Moot Court Competition 2025
Rules and Regulations
(Date – 11th January, 2025 & 12th January, 2025)

1. Venue and Date :

The 'Late Justice S. B. Mhase Seventh State Level Moot Court Competition' shall be held on **11th January, 2025 & 12th January, 2025.**

2. Language :

The competition shall be held in the English language only.

3. Eligibility :

Competition is restricted to bonafide regular students of Law School / College/ University. All participants must be students of Law UG Course either from 3 year or 5 year and Post Graduate course (LL.M) in the academic year 2024-2025.

4. Team Composition :

- a. Each college shall participate with only one team which shall comprise of three members. This number can't be modified under any circumstances.
- b. There can be Two Mooters and One Researcher in each team. Team shall identify such speakers and researcher during registration. The researcher won't be allowed to speak except under special cases and only with express permission of the organizers.
- c. Each team will be given a unique team code number which will thereafter be the identity of the team and its members.
- d. During the course of the competition, the identity of the team must not be disclosed to the Judges or to any other person. Any such disclosure shall lead to the disqualification. The decision for the same shall be at the discretion of the organizers.

5. Registration :

- a. Teams must register themselves latest by **5th January, 2025.** Registration Form duly signed by participants and the Principal of the concerned college should be sent to New Law College, Laltaki Road, Ahmednagar. Each participant team shall pay a notional entry fee of Rs. 1500/- (One Thousand Five Hundred Only) cash in college till the day of competition or by way of a Demand Draft drawn in favour of "Principal, New Law College" payable at Ahmednagar, Maharashtra. Registration shall be confirmed only by receiving DD of Rs.1500/- or by cash.

- b. The Participants shall send scanned copy of Registration Form and copy of Demand Draft by mail to nlc70.ahmednagar@gmail.com latest by **5th January, 2025**. The Participants must send hard copy of Registration Form and Demand Draft of Rs.1500/- till **8th January, 2025**. The registration shall be confirmed only by receiving cash Rs.1500/- or DD Rs. 1500/-
- c. The registration fee shall be non-refundable.
- d. Any change in the team composition in terms of the members participating can be made only by prior intimation to the organizers.

6. Rounds :

- a. The moot court competition shall comprise of following two rounds.
 - I. Preliminary Round
 - II. Final Round
- b. On **11th January, 2025** the Preliminary round will be commenced by the organizers.
- c. Preliminary round is knock out round in which four top scored teams will be selected for final round.
- d. Each team will have to argue from the side selected by them in the Registration Form. i.e. petitioner will argue the entire case of petitioner against the respondent allotted by college and respondent will argue the entire case of respondent against the petitioner allotted by the college by way of cross matching through draw of lots by the college.
- e. The teams for the final round will be preferred by draw of lots by college immediately after the result of preliminary round.

- 7. Each Court Room consists of two judges before whom the Preliminary Round will be held. The top four high scorer teams shall be qualified for the Final Round and will then argue the same case in the final round on **12th January, 2025**

1. Memorials :

- a. The memorial shall consist of following –
 - I. Cover page
 - II. Table of contents
 - III. Content of citation
 - IV. Statement of jurisdiction
 - V. Statement of facts
 - VI. Statement of Issues
 - VII. Summary of arguments
 - VIII. Arguments advanced
 - IX. The prayer.
- b. Participants shall submit Hard Copy of Memorials to the host college by hand or post latest by **8th January, 2025**. Marks of memorial will be taken into consideration for preliminary round only.
- c. The memorials shall be typed on A4 size on one side paper with margin 1.5 inches from left side and 1 inch from the other sides.

- i. Font: Times New Roman. Font Size: 12 and for footnotes 10. Line Spacing: 1.5.
- ii. The memorial shall be submitted neatly and spiral binding in **three copies** from petitioner's side and **three copies** from Respondent's side. Participants are required to submit their memorials (both sides) soft copy by mail latest by **5th January, 2025 on nlc70.ahmednagar@gmail.com**
- iii. Page numbering should be at the middle of the bottom page.
- iv. Covers must be placed on briefs as follows: Petitioner/Appellant : **Blue Color** and Respondent/Defendant : **Red color**
- v. The cover page of the memorial must state the following
 - a) The cause title
 - b) Identity of brief as petitioner/ Appellant or Respondent /Defendant.
- d. The participating team should include Header in their memorials to the effect that the Header should mention the side on whose behalf memorial is submitted.
- e. The memorial submitted will not be returned.
- f. The team should mention its team code on the Top Right Corner of their cover page in their written submissions.
- g. Identity of the institution shall not be revealed anywhere in the memorial. Instead of that code numbers allotted to the students should be mentioned. The decision of organizer shall be final in this regard.
- h. Memorial Marks for Preliminary Round shall be scored out of 30 & same marks shall be calculated as marks for written memorial in Preliminary Round. Highest scorer team shall be declared recipient of Best Memorial Award. Best Memorial Award shall be distributed among the teams if in case teams Score Equal Highest Marks.
- i. Parameters for Judging the Best Memorials :
 - i. Knowledge of Law and Extent of Research
 - ii. Application of Facts into Legal Argument
 - iii. Proper Analysis, Clarity and Organization of facts and law
 - iv. Understanding of strengths and weakness of case
 - v. Grammar and style

2. Dress Code :

The students participants are advised to wear Black Coats.

3. Orientation of Judges and Participants :

Orientation of Judges shall be conducted on **11th January, 2025** at 11.00 a.m. in the college and orientation of participants will take place in college after inauguration program where in exchange of memorials will take place among participants.

4. Preliminary Round :

- a. For the preliminary round, the appropriate number of courts shall be established by considering the number of participating teams.

- b. The Petitioner of one college will be crossed with Respondent of any other college & the Respondent of one college will be crossed with Petitioner of any other college by drawing of lots by the College.
- c. Petitioner will have a maximum of 7.5 minutes to present his /her oral submissions and 1.5 minutes for rebuttal and respondent will have a maximum of 7.5 minutes to present his /her oral submissions and 1.5 minutes for rebuttal (15+3= 18 minutes total)
- d. All the participating teams are expected to carry with themselves any case law and authorities which they intend to refer along with their own copies of memorials.
- e. If there is a tie in the preliminary round, then the team having higher marks for oral argument will be selected for the final round.
- f. The participants, during the course of oral submission, will not be permitted to make any audio/visual representation nor will they be allowed to use personal computers, laptops and other technical or mechanical device.
- g. Best Advocate shall be selected from Preliminary Round only.
- h. Parameters to Judge Best Advocate
 - i. Understanding of Facts, Law and Procedure
 - ii. Logical flow of Arguments
 - iii. Ingenuity and Ability to Answer Questions
 - iv. Court Manners, Etiquettes, etc
 - v. Reference to the Memorial

5. Scoring Criteria For Preliminary Round :

The marks shall be given as per following criteria for preliminary round

Written Memorials –	30
Oral Arguments	50 ¹
Time Adherence	10
Overall performance	10

Total	100
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¹ The parameters for Judging on & scale of 50 points are as follows-

1. Knowledge of facts.
2. Logic & reasoning
3. Organization & Clarity
4. Responsiveness
5. Deference to the court
6. Proper & articulate analysis of the issues arising out of facts.
7. Understanding of the laws.
8. Ability to explain legal principles clearly
9. Knowledge & use of legal resources.
10. Ingenuity (ability to argue by analogy from referred aspects of law).

The decision of the Judges shall be final.

6. Final Round :

- a. In the final round Petitioner will have a maximum of 15 minutes to present his /her oral submissions and 2.5 minutes for rebuttal and respondent will have a maximum of 15 minutes to present his /her oral submissions and 2.5 minutes for rebuttal (30+5= 35 minutes total)
- b. In both rounds passing of notes by researcher to the speaker is allowed.

7. Scoring Criteria For Final Round :

For Final Round the marks shall be given as per followings criteria:

Interpretation of facts and Application of Law relevant to the case	30
Advocacy and Presentation	20
Court etiquettes	10
Answers to court questions	10
Research relevant to the case	10
Time Adherence	10
Overall performance	10
Total	100

On considering the total of each team if there is a tie between two or more teams then a team having greater marks in preliminary round shall be declared as winner of the competition.

8. Results :

The results will be announced after the Preliminary Round. The final results and the winners will 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.

Prizes :

There shall be two prizes. Winner team – 9000/- and a Memento. First runner up 7000/- and Memento.

- i. The best team getting highest number of marks will be declared as the winner team and will be awarded a Memento.
 - ii. The students of this team will be given certificate of ranking.
 - iii. Best Student Advocate securing highest individual marks will get the Best Advocate prize is Rs. 3000/- and a Memento.
 - iv. The students of the team securing second position will be given individual mementos and certificate of ranking.
 - v. Best Memorial Award Rs. 3000/-
 - vi. Consolation Prize Memento and Certificate.
- 9.** All participants will be given certificate of participation.
- 10.** At a time only the team which is arguing will be present in the court. All other participants will be seated at a place marked by coordinator of the competition.

11. Food & Accommodation :

- a. Free accommodation will be provided on the request of the participants coming from the colleges outside Ahmednagar on 10th evening to 11th January, 2025 only.
Except these days, No free accommodation will be provided on any of the ground to the participants. Separate accommodation will be provided to girls and boys participants. Separate accommodation will be provided to girls and boys participants regardless of them being a team. The Participants should follow disciplinary rules of the Hostel where they would be accommodated. While making accommodation arrangements due consideration will be given to the safety of participants.
- b. All the participants will be provided two breakfasts, two dinners and one lunch. The team members should report strictly at the prescribed time to avail this meal facility. No separate arrangement will be made for early reporters or late comers. All participants are requested to observe timings to meals.
- c. **Contact for accommodation –**
Prof. D. B. More – Mob. No. – 9405005562 (Boys)
Prof. P. U. Vaddepalli Mob. No. – 8626028145 (Girls)

12. Miscellaneous :

1. The scouting of any type will amount to disqualification of the team from the competition.
2. The organizers reserve all the rights to change any of the above rules if so required and as they deem appropriate.
3. All communication regarding the competition is to be addressed to **The Principal, New Law College, Laltaki Road, Ahmednagar. email id – nlc70.ahmednagar@gmail.com**
4. Moot Problem, Rules and Regulations, Registration from the Travel Plan are available on the college website - www.newlawcollege.org.

13. Dates to Remember – Schedule of the Competition :

- | | | |
|---------------------------------------|---|--|
| a. Date of Competition | – | 11th January, 2025 & 12th January, 2025 |
| b. Last date for Registration | – | 5th January, 2025 |
| c. Draw of lots | – | 11th January, 2025 |
| d. Preliminary Round | – | 11th January, 2025 |
| e. Final round and Prize Distribution | – | 12th January, 2025 |

14. For any queries relating to moot problem , participants are welcomed to call :

- | | | | |
|-----------------------------|---------------|---|------------|
| a. Prof. V. E. Shinde | Cordinator | - | 9823814442 |
| b. Prof. Dr. A. L. More | Co-cordinator | - | 9822759464 |
| c. Prof. Dr. B. D. Pandhare | Co-cordinator | - | 9021544541 |



Ahmednagar Jilha Maratha Vidya Prasarak Samaj's



NEW LAW COLLEGE, AHMEDNAGAR

(NAAC Accredited with 'B' Grade)

- In Association with -

BOARD OF STUDENT DEVELOPMENT

Savitribai Phule Pune University, Pune



ORGANIZES

LATE JUSTICE S. B. MHASE

SEVENTH STATE LEVEL

MOOT COURT COMPETITION 2025

11th Jan. 2025 and 12th Jan. 2025



Laltaki Road, Ahmednagar. Tel. No. (0241) 2324074 | Fax : (0241) 2325019
Website : www.newlawcollege.com | Email : nic70.ahmednagar@gmail.com

About Late Justice Mr. S. B. Mhase

Former Judge, Bombay High Court
Former President, Maharashtra State Consumer
Dispute Redressal Commission
President, Maharashtra State Backward Class Commission

Honorable Justice Mr. S.B. Mhase was born on 28th October, 1947. After completing his graduation in Law from I. L. S. College, Pune, he was enrolled as an advocate on 24th July, 1971. After which he started practice in law District and Session Court at Ahmednagar. As a lawyer at Ahmednagar he appeared and contested cases in civil and criminal courts, Labour and Industrial Court, Co-operative Court and Revenue & other Tribunals. He was Legal Advisor for Zilha Parishad, Ahmednagar, Agricultural Produce Market Committee, Ahmednagar, Ahmednagar District Central Cooperative Bank Ltd., Ahmednagar as well as more than eight Co-operative sugar factories. Being a teacher at heart he served as part time lecturer in law with New Law College, Ahmednagar. On the annexing of Ahmednagar district to the Aurangabad Bench of the High Court of Judicature Bombay, he shifted his focus of practice before the High Court. Before the High Court he handled constitutional, Civil, Criminal & Labour and Service matters. He represented the petitioner in the celebrated case challenging the Loksabha election in between Mr. Vikhe Patil vs. Mr. Gadhak Patil. His winning the election petition paved the path for framing of Model Code of Conduct for elections in India.

Considering his experience and in-depth knowledge in law, he was appointed as an Additional Judge of the High Court of Judicature Bombay on 15th April, 1996 and became permanent judge on 12th April, 1998. He retired on 28th October, 2009 after rendering yeoman's services to judiciary.

Thereafter, he assumed the office as a President of the Maharashtra State Consumer Dispute Redressal Commission, Mumbai, where he served for three years. January, 2017 saw the appointment as the President of Maharashtra State Backward Class Commission, to deal with the burning issue of reservations for other Backward Classes in services and education. While performing of his duties, as such he left for his eternal journey to heavenly abode on 2nd September, 2017, which was an untimely blow by the hands of destiny.

Heritage of Ahmednagar Jilha Maratha Vidya Prasarak Samaj

Ahmednagar Jilha Maratha Vidya Prasarak Samaj, the leading & pioneer educational Institution in the Ahmednagar District & the Parent Institution of the New Law College, Ahmednagar was founded in the year 1918. Initially the Society started the Maratha Boarding for poor students from rural part of the District after the name of Late Karveer Hutatma Chhatrapati Chauth Shivaji Maharaj, father of Rajarshi Shahu Maharaj, who fought bravely against the British Rulers and was tortured, confined and killed in the Ahmednagar Fort. Chhatrapati Shahu Maharaj, Kolhapur donated some amount to the boarding. The founders of the society were highly motivated and inspired by the teachings of Late Chhatrapati Shahu Maharaj, Mahatma Phule, Maharshi Vitthal Ramji Shinde, Karmveer Bhaurao Patil etc.

The Institution started with its first high school named as Tagore High School in the year 1941, which was subsequently named as Residential High School in the year 1943. It receives assistance and encouragement from Chhatrapati Shahu Maharaj, Kolhapur. The Institution which was started with meager funds and grains contributed by public, has grown to such an enormous size at present.

The Institution is one of the mile stones in the field of education in the Ahmednagar district which runs twelve senior colleges, including seven Arts, Commerce & Science Colleges, Management Institute and Catering Technology Institute, Law College, D.Ed College, Engineering College, twenty four Junior Colleges, forty eight Secondary Schools, School for Adivasis, two primary schools and thirteen hostels for boys and girls. These 100 institutes under the agies of Ahmednagar Jilha Maratha Vidya Prasarak Samaj, playing an effective role in spreading education to rural areas of Ahmednagar district having its central office in Ahmednagar.

College at a Glance

New Law College, Ahmednagar was established on 22nd June 1970 at the auspicious hands of Late Shri. Balasaheb Desai, the then Revenue Minister of Maharashtra. The word 'New' in the name of 'New Law College' shows the intention of the society to produce law graduates who will be able to meet the challenges of modern era and make them budding social engineers with legal knowledge. The college seeks to impart legal education, which will be more meaningful and effective in the present circumstances. In the year 1970, New Law College was started with LL.B(3year course). In the year 1985 LL.B (5 year course) was added. Besides we are running Diploma courses in Labour Laws, Taxation Laws. The college also started LL.M Course (regular) and planning to develop it into a research center. Within a span of 47 years, the college educated many students and many of them are occupying key positions in the legal profession and also in the field of Judicial Services, Administrative Services, Public and Private Sector, as well as some of the students are active in politics and the field of social work. Though many of the students belong to rural areas, the college has been able to inculcate in them professional skills and competency. Many of them proved their excellence in their respective fields. The Government of Maharashtra has given permanent affiliation to our college on 2nd April, 1975 as well as the college has been granted permanent approval of affiliation by the Bar Council of India vide its letter dated 02nd Feb. 2002.

The college is affiliated to Savitribai Phule Pune University, Pune. The college is receiving grants in aid since 1995-96 in pursuance of the decision of the Hon'ble Supreme Court of India. The college is situated in the heart of the city and possesses excellent and spacious premises. An independent Library building with excellent infrastructure and collection of law books along with the Information Center equipped with computer lab with Broad Band internet connectivity made available to the students.

Apart from imparting quality legal education, it has always been an objective of the college to work in holistic way. In our pursuit of achieving excellence in the field of Legal Education, we intend to cross the barriers of traditional learning methodology with an aim of giving maximum exposure to law students and encouraging transformation in the thinking process from ordinary to the superlative. As a step towards this we have commenced a State Level Moot Court Competition in the name of legal stalwart Hon'ble Justice S.B. Mhase from 2017-18.

About the Competition

Late Justice Mr. S.B.Mhase State Level Moot Court Competition, is an attempt by the family, friends and the students of Honourable Justice Mr.S.B. Mhase to keep his memories alive and more importantly to help the future generations that will step in this Nobel Profession to understand and follow the principles and path that was laid down by him. He always believed that, the study of law was a practical study, more than an academic study. For him, knowing law was one part but it's practical application was altogether different part of the profession. He believed one can study the law academically but, to apply the same to the facts of the case is a skill to be developed. The Moot courts according to him were ideal places where students can learn the practical application of law.

It is this vision of Late Justice Mr.S.B.Mhase, that is sought to be achieved by the organizing of this moot court competition. Thus, creating a platform for the students of law to study, apply and develop the skill of the argument in the young budding lawyers and making them ready to step in the profession armed with the skill of advocacy.

Glimpses of Justice S. B. Mhase 6th State Level Moot Court Competition 2023-2024.



Justice S. B. Mhase Seventh State Level Moot Court Competition 2025



PRIZES

First Prize	:	Rs. 9,000/- & Memento
Second Prize	:	Rs. 7,000/- & Memento
Best Advocate	:	Rs. 3,000/- & Memento
Best Memorial Award	:	Rs. 3,000/- & Memento
Consolation Prize	:	Memento

SCHEDULE OF COMPETITION

11th Jan. 2025

Particulars	Time
Registration & Tea	9.00 a.m.
Inauguration Programme	10.00 a.m.
Preliminary Round	12.00 p.m.
Lunch	1.30 p.m.
Preliminary Round	2.30 p.m.
Tea	4.00 p.m.
Preliminary Round	4.15 p.m.
Preliminary Round Result Declaration	6.00 p.m.

12th Jan. 2025

Tea & Snacks	9.00 a.m.
Final Round	9.30 a.m.
Valedictory and Prize Distribution	11.00 a.m.
Lunch	1.00 p.m.

Patrons in Chief

Adv. Deeplaxmi S.Mhase Treasure	Shri. Jayant Wagh Joint Secretary	Adv. V.D. Atharepatil Secretary	Shri. V. P. Bhapkar Vice President	Shri. R. H. Dare President
Shri. M.M. Muley Trustee	Shri. S.V. Khilari Trustee	Dr. C.K. More Trustee	Shri. G.D.Khandedshe Trustee	Shri. N. B. Zaware Trustee

AHMEDNAGAR JILHA MARATHA VIDYA PRASARAK SAMAJ'S, AHMEDNAGAR

Organizing Committee

Shri. M. M. Muley Member	Adv. Deeplaxmi S. Mhase Member	Adv. V. D. Atharepatil Member	Adv. S.V. Bhor Vice-Chairman	Adv. M.N. More Chairman
Prof. Dr. A. L. More Co-ordinator BSD, SSPU	Dr. B. D. Pandhare Member	Prof. V. E. Shinde Member Secretary & Cordinator	Prof. Dr. M. M. Tambe Member	

Justice S. B. Mhase Seventh State Level Moot Court Competition 2025