

# 4th National Legal Fest

University Institute of Legal Studies,  
Himachal Pradesh University, Shimla -4

Scheduled for 2<sup>nd</sup> - 4<sup>th</sup> June, 2022



Moot Court Competition  
Client Counselling  
Cr. Proposition Writing  
Cr. Judgement Writing

## **Important Dates and Phone Numbers**

Last Date of Registration	15 May
Last Date of Submitting online form	17 May
Last Date of Submission of Memorial ( Hard copy)	25 <sup>th</sup> May
Date of events	2 <sup>nd</sup> June -4 <sup>th</sup> June
Distribution of Prizes	4 <sup>th</sup> June

### **Convener(s) :-**

Prof. (Dr.) Sanjay Sindhu Director , HPUILS	9418481797
Dr. Seema Kashyap Assistant Professor, HPUILS	8894245009

### **Student Convener(s) :-**

Sohail Khan	9736434322
Vaibhav Sharma	8219896073
Shraddha Upadhyay	8627043898
Shubham Sindhu	8219760019

**email id :- [nationallegalcompetition@gmail.com](mailto:nationallegalcompetition@gmail.com)**

## **HIMACHAL PRADESH UNIVERSITY INSTITUTE OF LEGAL STUDIES, SHIMLA**

### **About Us**

Determine to provide quality education in law the University Institute of Legal Studies was established in 2005 at present functional at Ava-lodge campus of H.P. University, Shimla-05. This Institute attracts students not only from all parts of Himachal Pradesh but also from the other parts of the country. The location of the law Institute and the sylvan beauty of its surroundings make it an attractive centre of learning. Currently the University Institute of Legal Studies is running B.A.LL.B (Hons.) Five Year Integrated Course.

University Institute of Legal Studies established in 2005 is a premier Institute of Himachal Pradesh of Northern India imparting quality legal education to the students. University Institute of Legal Studies aims at bringing knowledge and practice together to facilitate the budding legal professionals to excel in legal profession.

University Institute of Legal Studies stands for excellence. It is firmly committed to provide quality education including theoretical and practical know-how, within that also builds a capacity of students in the emerging new challenges of the legal education. Besides quality teaching the Institute is extensively engaged in seminars, projects, moot courts, legal aid and other co-curricular activities with active participation of students to meet the challenges of the modern world especially in legal profession. The institute is endeavored to provide infrastructural facilities of international standard.

After assuming the duties of the Director of University Institute of Legal Studies and the responsibility and confidence reposed in me by his Excellency Hon'ble Vice-Chancellor of H.P. University it is my duty to reach the highest of academic excellence and overall development of the Institution. It is assured to all the stakeholders that no stone will be left unturned in my effort to groom the students to become quality legal professionals

## INVITATION

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Respected Sir/ Ma'am

We, on behalf of Himachal Pradesh University Institute of Legal Studies, Shimla, invite your institute/ university to participate in the Three Day – 4<sup>th</sup> National Law Fest organized by us from 2<sup>nd</sup> June to 4<sup>th</sup> June 2022. It is a three day festival and we would like your college/university/institute to participate in the various events that will be conducted during the Festival. The prize distribution will be on the last day (4<sup>th</sup> June,2022) and students who are interested to participate are requested to contact the organizers.

This being the Fourth Edition of Legal Events we are proud to acknowledge that number of students participate from various parts of India which gives them great exposure and platform to display their advocacy skills.

In case of any queries feel free to contact us. We expect maximum participation for the grand success of the Festival.

Yours Truly,

Sohail Khan  
(9736434322)

Vaibhav Sharma  
(8219896073)

Shraddha Upadhyay  
(8627043898)

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## **Late Sh. Thakur Kashmir Singh Memorial National Moot Court Competition**

### **Himachal Pradesh University Institute of Legal Studies, Shimla**

Scheduled for 2<sup>nd</sup> June to 4<sup>th</sup> June, 2022

#### **About the Competition**

This is the fourth edition of Moot Court Competition in the memory of Late Sh. Thakur Kashmir Singh.

From past few years we had great participation from all over India, and we are happy to celebrate and carry this legacy of legal events conducted under his name.

Late Sh. Thakur Kashmir Singh was born on 04.April.1924, enrolled in Law in Lahore but afterpartition the batch graduated from Law College, Chotta Shimla. In 1948 he joined LegalProfession at District Court Hoshiarpur , Punjab and from the year 1949 he shifted to UNA, Himachal Pradesh. Till his last he remained in practice attending the court, he breathed last on 11 December 2015 at the age of 92 while he was still appearing for important cases of the chamber.

He established his name and fame as a Criminal Lawyer. Under his legacy he has 2 Sons both of whom are Law Graduates, the Elder son did not pursue the legal profession but the younger son is Sr. Adv. Sh. Naresh Thakur ji who is credited for this event. He is the only Member Bar Council Himachal Pradesh who has practice of over 45 years and got elected for Six Consecutive terms.

Designated as Sr. Adv. Of High Court HP in 2011, he is among the distinguished luminaries and while his name shines bright in the matters of Criminal and Constitutional matters. Appointed as Sr. Council for Central Government for 3 years in row (2002-2005).

Himachal Pradesh University Institute of Legal Studies, Shimla takes immense pride in having his name, legacy and guidance attached with us from past many years.

**Late Sh. Thakur Kashmir Singh Memorial National Moot Court Competition**

**Himachal Pradesh University Institute of Legal Studies, Shimla**

Scheduled for 2<sup>nd</sup> June – 4<sup>th</sup> June, 2022



**ELIGIBILITY**

1. One Team from each Law College/Institute/University will be eligible to participate in the competition.
2. Each team shall be comprised of three members consisting of two mooters and one researcher, who will be amicus curie. **(Any change in the team composition will not be entertained after the registration.)**
3. The members of team should be under-graduate law students pursuing 5 Years law course/ 3 Year law course.



**REGISTRATION**

1. The Registration fee for the competition shall be Rs. 5000/- (Rupees Five Thousand Only) per team.
2. The Registration amount to be paid through  
Bank Transfer (Online or Offline)  
A/c Name:  
Sohail Khan  
Acc No. – 34021748370  
IFSC code - SBIN0002490  
Gpay No. - +91  
9736434322
3. The team must register on or before **15<sup>th</sup> May 2022**, by sending soft copy of the registration form and registration fees.
4. The Memorials (Hard Copy) shall be sent at University's address **latest by 25<sup>th</sup> May 2022** (The Envelope must mention "Memorial of " Team Code), along with Registration form (Hard Copy) & Travel Information form.

Address:

Shraddha Upadhyay  
University Institute of Legal Studies,  
Ava Lodge, Chaura Maidan  
Shimla, 171004, Himachal Pradesh

5. Date & Venue :

1. Date of Event : 2<sup>nd</sup> June to 4<sup>th</sup> June, 2022
2. Venue : University Institute of Legal Studies, Ava Lodge,  
Chaura Maidan, Shimla, HP



## **RULES**

### **i) Dress Code**

The Participants shall adhere to following dress code during commencement of the event:

- a. Male Participants: White Shirt, black trousers and black tie along with black coat and black shoes.
- b. Female Participants: White salwar and kurta / White shirt and black trousers along with black coat and black shoes.

**(To maintain anonymity the coat shall not be embroidered with college crest.)**

- ii) The Language of the competition shall be English only.
- iii) The teams shall by no means receive help from any faculty or court master.
- iv) During the course of the competition there shall be no use of electronic devices as such would lead to an automatic disqualification.
- v) Every Team would be Assigned Teams Codes to maintain anonymity.
- vi) The Teams shall be present throughout the event, Certificates would be given during Valedictory Session only, **(No request for early distribution or postage of certificates would be entertained)**
- vii) If there is any situation which is not contemplated in the rules, the organizers' decision on the same shall be final.

### **❖ ROUNDS**

- i) Lead-in Round
- ii) Quarter Final
- iii) Semi Final
- iv) Final Round

The participants shall have to prepare the case from both sides.

### **i) Lead-in Round**

- There shall be one Lead-in Round (Preliminary Round).
- The match up of teams shall be determined by Draw of Lots.
- Each team shall argue once from each side determined by Draw of Lots.
- Each team will get 20 minutes to present their case and 5 minutes will be given for Rebuttal, subject to the discretion of the Judges.
- Each team shall intimate the court master in regard to division of time between speakers.
- Only one (1) speaker from each team shall be permitted to rebut/sur-rebut.
- In the preliminary round, the team with the higher aggregate speaker scores (including the rebuttal scores) shall win that round.
- The top 8 teams shall qualify for the Quarter Final Rounds.

### **ii) Quarter Final**

- Top Eight teams based on the result of the Lead-In Round will qualify for the Quarter Finals. The team shall argue only once in the quarter-finals. The side on behalf of which



the team shall argue for the quarter-finals shall be decided by way of draw of lots prior to the Quarter Final Round.

- Each team shall get 20 minutes to present their case and 5 minutes will be given for Rebuttal, subject to the discretion of the Judges.
- Each team shall intimate the court master in regard to division of time between speakers.
- Only one (1) speaker from each team shall be permitted to rebut/sur-rebut.
- The team with the higher aggregate speaker scores (including the rebuttal scores) shall win that round.
- Top 4 teams shall qualify for the Semi Finals.

**iii) Semi Final**

- Top Four teams based on the result of the Quarter Final will qualify for the Semi Finals.
- The team shall argue only once in the Semi Final. The side on behalf of which the team shall argue for the Semi Final shall be decided by way of draw of lots prior to the Semi Final
- Each team shall get 20 minutes to present their case and 5 minutes will be given for Rebuttal, subject to the discretion of the Judges.
- Each team shall intimate the court master in regard to division of time between speakers.
- Only one (1) speaker from each team shall be permitted to rebut/sur-rebut.
- The team with the higher aggregate speaker scores (including the rebuttal scores) shall win that round.
- Top 2 teams shall qualify for the Final Round.

**iv) Final Round**

- Top Two teams based on the result of the Semi Final Round shall qualify for Finals.
- Each Team shall get 45 minutes to present their case and 10 minutes shall be given for rebuttal, subject to discretion of the Judges.
- The Final Round shall consist of Constitutional Bench.
- Each team shall intimate the court master in regard to division of time between speakers.
- Both Speakers shall be permitted to rebut/sur-rebut.

**❖ MEMORIALS**

i) Three copies of the memorials from each side (Total 6), in prescribed format are required to be submitted on or before **30<sup>th</sup> May, 2022**. Memorials shall not be accepted thereafter and the said team shall be disqualified.

ii) Memorials shall be in the following format-

1	Title page (1 page)
2	Table of contents (1 page)
3	Index of Authorities along with Bibliography (1 or 2 page)
4	Statement of Jurisdiction (1 page)
5	Statements of Facts (1 or 2 pages)

6	Statement of Issues (1 Page)
7	Summary of Arguments (1 or 2 pages)
8	The Arguments Advanced (15 page)
9	Prayer Clause (1 page)

iii) Memorials should be Typed & Spiral binded with soft cover, in **Blue** colour for Petitioner and **Red** colour for Respondent.

iv) **Typing of memorial should be as per specifications given below :**

- a. Paper size - A4 not more than 70 GSM
- b. Font size - 12
- c. Font Type - Times New Roman
- d. Line Spacing - 1.5
- e. Margins - 1 Inch on each side.

**Specifications for foot notes are given below:**

1. Font size - 10
2. Font Type - Times New Roman
3. Spacing - 1

v) Memorials once submitted shall not be returned back to the participants in any case nor shall any amendment be allowed after submission of the memorials. Same copy shall be provided during competition.

vi) Teams are required to carry their own copies of memorials for the reference during competition.

vii) Teams shall adhere to the format of Memorials.



### **SCORING CRITERIA**

#### **MEMORIALS – 50marks**

The following shall be the criteria for marking memorials.

S.No.	Marking criteria	Marks allocated
1	Articulate use of facts	05
2	Use of Law	10
4	Originality of thought	10
5	Grammar and style	10
6	Correct format and citation	05
7	Use and extent of research	10
	<b>Total</b>	<b>50</b>

## ARGUMENTS – 100marks

The following will be the marking criteria for the Mooters.

S.No.	Marking criteria	Marks allocated
1	Appreciation and application of facts	10
2	Application of legal principles	10
3	Use of authorities and precedents	10
4	Presentation skills	10
5	Clarity of thoughts and logical structure of arguments	10
6	Poise and demeanor	10
7	Strategy	10
8	Knowledge of laws	10
9	Response to Court questions	20
	<b>Total</b>	<b>100</b>

## ❖ AWARDS

1.	<b>Winning Team</b>	– Cash Prize of Rs. 15,000 ,Trophy and Certificate
2.	<b>1<sup>st</sup> Runner up Team</b>	– Cash Prize of Rs. 8,000, Trophy and Certificate
3.	<b>2<sup>nd</sup> Runner up Team</b>	– Cash prize of Rs 4000, Memento and Certificate
4.	<b>Best Advocate</b>	– Cash prize of 4000, Memento and Certificate
5.	<b>Best Memorials</b>	– Cash prize of 3500, Memento and Certificate



**IMPORTANT DATES :**

1.	Last Date of Registration-	15 <sup>th</sup> May 2022
2	Submission of Memorials & Forms –	25 <sup>th</sup> May 2022
4	Date of Competition -	2 <sup>nd</sup> June – 4 <sup>th</sup> June,2022
5	Prize Distribution -	4 <sup>th</sup> June,2022



**CONTACT INFORMATION :**

**Event Coordinators**

Sohail Khan – 9736434322

Vaibhav Sharma - 8219896073

Shraddha Upadhyay - 8627043898



**Late Sh. Thakur Kashmir Singh Memorial National Moot Court Competition**

**Himachal Pradesh University Institute of Legal Studies, Shimla**

Scheduled for 2<sup>nd</sup> June – 4<sup>th</sup> June, 2022

**Registration Form**

**Name of the College** : .....

**Address of the College** : .....

**College E-mail/Website** : .....

1.	Name of the Mooter-1		PHOTO
	Year & Semester		
	Address		
	Contact No.		

2.	Name of the Mooter-2		PHOTO
	Year & Semester		
	Address		
	Contact No.		

1.	Name of the Researcher		PHOTO
	Class		
	Year & Semester		
	Contact No.		

\*Photographs should be signed by the Mooter and attested by the Principal/ Head of the concerned Institution. Further, the Principal/Head shall certify that the two mooters and researcher are bonafide students of the Institution.

Signature and Seal of Head of Department/Principal

# Himachal Pradesh University Institute of Legal Studies, Shimla

## NATIONAL CLIENT COUNSELLING COMPETITION

(2<sup>nd</sup> June – 4<sup>th</sup> June, 2022)

### 1. TEAM COMPOSITION

- (i) Each team must consist of two participants only.
- (ii) The two participants may be from any of the 3 year or 5 year LLB course.  
Teams may not be altered after registration.

### 2. COMPETITION FORMAT

- (i) There shall be 1 Rounds of Counselling session in Preliminary Counselling Session and two teams with highest score will be selected for the Final Counselling Session.
- (ii) There shall be 1 Round of Counselling Session in Finals
- (iii) Each Counselling Session is divided into three parts:  
Consultation, Post-Consultation and Critique

#### CONSULTATION:

- (i) The consultation period shall be for **25 minutes** in Preliminary Session.
- (ii) The consultation period shall be for **35 minutes** in Final Session.
- (iii) The time period will start from the moment the client enters the chamber.
- (iv) The time period is meant to be used for inter alia consultation with the client during which participants are expected to elicit the relevant information, outline the problem, find the clients expectations and propose a solution or other means of resolving the problem.
- (v) During the consultation and post-consultation, the team may use books, notes and other materials. The team may also use office props (Files, furnishings, bookshelves etc.) and any other material to furnish their consultation room or for other relevant purposes which is to be brought by the teams themselves.
- (vi) The time period is to be strictly adhered to but the judges may, in case of any reasonable circumstances provide an extra one minute to the team after which the client would necessarily leave and the post-consultation period would begin.
- (vii) If the extended consultation session allowed an opportunity for a team to gather more information than other teams, this circumstance should be taken into consideration by the judges in making their decision. Judges may, in their discretion, penalize teams that allow the interview session to run longer than the stipulated time period.

#### POST CONSULTATION:

- (i) In the post-consultation period the participants may talk to each other loudly so as to be audible to the judges or may indirectly address them in any other manner.
- (ii) Participants may summarize the interview, indicate the scope of the legal work to be undertaken, and state the legal issues that should be researched. Explanation of the position or attitude taken by the students may be useful.



- (iii) If the students feel that some documents are appropriate, like a letter to the client confirming their retention as attorneys, the fee arrangement etc, or a letter to Opposing counsel or to the party with whom the client is having their legal problems etc., they may dictate such a document at the post consultation stage.
- (iv) The time period for post consultation is **5 minutes**.
- (v) At the completion of the time period of Post-Consultation the judges shall stop the participants or signal them to stop in an obvious manner. Failure of the participants to comply with the above rule will attract negative marking as prescribed by the Organiser to the judges.

## CRITIQUE

- (i) After the completion of the Post-Consultation period the judges may question the participants on matters deliberated upon or mentioned by the participants or the client during the consultation of post-consultation period.
- (ii) The judges may ask any question which they consider material and questions meant to test the participants understanding of the facts and/or law applicable or applied by the participants in the case.
- (iii) The time period for this session is **3 minutes** and the judges may extend it by another **2 minutes** at their discretion.

## 3. LAW APPLICABLE

The problems shall be broadly based on but not completely limited to the following laws and participants are expected to have knowledge of any other ancillary laws and procedures:

- (i) Family Law
- (ii) Contracts
- (iii) Torts

## 4. JUDGING CRITERIA (total 100 marks)

1. Alternative Courses of Action (10 marks): Consistent with the analysis of the client's problem, developed a set of potentially effective and feasible alternatives, both legal and non-legal.
2. Client's Goals and Expectations (20 marks): Learned the client's goals and initial expectations; modified or developed these as necessary.
3. Moral and Ethical Issues (10 marks): Recognised, clarified and responded to any moral or ethical issues which may have arisen, without being prejudicial in judgments.
4. Post-Interview Reflection(20 marks): During the follow up phase, gave evidence of having recognised their own and the client's feelings, the strengths and limitations of their interviewing and counselling skills, their handling of the substantive aspects of the client's problems (legal and non-legal), provided for an effective follow-up.
5. Problem Analysis and Effective Conclusion (20 marks): Analysed the client's problem with creativity and from both legal and non-legal perspectives, resulting in a clear and useful formulation of the problem.

6. Teamwork (20 marks): As collaborating counsellors, worked together as a team, with flexibility and an appropriate balance of participation.

Marks allotted by the Judges shall be final.

## 5. AWARDS

1.	Winner	CashPrize:7000,Trophyand Certificates
2.	Runner Up	Cash Prize :4000, Memento and Certificates
3.	Best Advocate	Cash Prize : 3000, Memento and Certificates
4.	Best Client	Cash Prize : 2000, Memento and Certificates

\*The teams shall be present throughout the event; Certificates would be distributed during Valedictory Session only. (No request for early distribution or postage of certificates would be entertained.)

The rules are subject to change by the organisers.

## 6. REGISTRATIONS AND FEES

6. The Registration fee for the competition shall be Rs. 4000/- (Rupees Four Thousand Only) per team.

7. The Registration amount to be paid through

Bank Transfer (Online or Offline)

A/c Name:

Sohail Khan

Acc No. – 34021748370

IFSC code – SBIN0002490

Gpay No. - +91

9736434322

Filled Registration form shall be sent via email at :

[mailto: nationallegalcompetition@gmail.com](mailto:nationallegalcompetition@gmail.com)

Last date for payment of registration fees is 15<sup>th</sup> May,2022 and sending soft copy of form is – 17<sup>th</sup> May,2022



## **7. IMPORTANT DATES**

Last date for Registration & Fee Payment – 15<sup>th</sup> May, 2022 Last

date for Online Submission of Form –

17<sup>th</sup> May, 2022

## **8. CONTACT INFORMATION**

Event Coordinators:

Sohail Khan- 9736434322

Vaibhav Sharma - 8219896073

Shraddha Upadhyay-8627043898



**Himachal Pradesh University Institute of Legal Studies, Shimla**

**NATIONAL CLIENT COUNSELLING COMPETITION**

**(2<sup>nd</sup> June – 4<sup>th</sup> June,2022)**

**REGISTRATION FORM**

1. Name of the Institution:
2. Address of the Institution:
3. Name and designation of the faculty-in-charge:
4. Phone no. Of faculty-in-charge:
5. Institution email:
6. Team details- (Affix a photo of each participant alongside name)

(i) Name of Participant 1:

(ii) Name of Participant 2:

Course:

Contact And email:



7. Sign and seal of the Head of the Institution

**HIMACHAL PRADESH UNIVERSITY INSTITUTE OF LEGAL STUDIES, SHIMLA**

**NATIONAL CRIMINAL PROPOSITION WRITING COMPETITION**

**( 2<sup>nd</sup> June – 4<sup>th</sup> June,2022)**

**1. ELIGIBILITY**

The participants must be a 3 years LLB or 5 years B.A.LLB pursuing student.

**2. STRUCTURE**

The structure of the proposition shall be based on Indian Penal Code, 1860 and must include

- a. Relevant Facts
- b. Legal Issues Two (2) in Number

**3. SUBMISSION**

- a. There shall be an on spot proposition writing competition.
- b. The related question/case shall be provided **One (1) hour** before the competition.
- c. The participants shall compile their proposition within the word limit of 1500 words.
- d. Students shall carry their own Bare Acts and Use of Electronic Devices shall be strictly prohibited.

**4. EVALUATION CRITERIA (total 50 marks)**

- i. Format (All the steps of a judgment) – 10 Marks
- ii. Language, style and Creative interpretation – 20 Marks
- iii. Facts in brief and Issues – 20 Marks

**5. PRIZE AND CERTIFICATES**

Prizes and certificates shall be awarded to the winning participant.

Any other award/prize may be given.

**6. JURY**

The results announced by the juries will be final. Rules are subject to change.

## **7. REGISTRATION AND FEES**

8. The Registration fee for the competition shall be Rs. 2000/- (Rupees Two Thousand Only) per team.

9. The Registration amount to be paid through

Bank Transfer (Online or Offline)

A/c Name:

Sohail Khan

Acc No. – 34021748370

IFSC code – SBIN0002490

Gpay No. - +919736434322

Filled Registration form shall be sent via Email mailto: [nationallegalcompetition@gmail.com](mailto:nationallegalcompetition@gmail.com)

Last date for payment of registration fees is 15<sup>th</sup> May,2022 and sending soft copy of form is –17<sup>th</sup> May,2022.

## **8. IMPORTANT DATES**

Last date for registration including fees – 15<sup>th</sup> May,2022 Last

date for Online Submission of form – 17<sup>th</sup> May,2022.

## **9. CONTACT INFORMATION**

Event Coordinators

Sohail Khan  
( 9736434322)

Vaibhav Sharma  
(8219896073)

Shraddha Upadhyay  
(8627043898)

**HIMACHAL PRADESH UNIVERSITY INSTITUTE OF LEGAL STUDIES, SHIMLA**

**NATIONAL CRIMINAL PROPOSITION WRITING**

**COMPETITION (2<sup>nd</sup> June – 4<sup>th</sup> June,2022)**

**REGISTRATION FORM**

- 1 Name of the Institution:
- 2 Address of the Institution:
- 3 Name and designation of the faculty-in-charge:
- 4 Phone no. Of faculty-in-charge:
- 5 Institution email:
- 6 Team details- (Affix a photo of each participant alongside name)

Name of Participant

Course:

Contact and email:



- 7 Sign and seal of the Head of the Institution

**HIMACHAL PRADESH UNIVERSITY INSTITUTE OF LEGAL STUDIES, SHIMLA**

**NATIONAL JUDGEMENT WRITING COMPETITION**

**7. ELIGIBILITY**

The participants must be a 3 years LLB or 5 years B.A.LLB pursuing student.

**8. STRUCTURE**

The structure of the judgment will reflect the forum / court in which the provided case is set and argued. The structure also follows the Criminal Laws as the competition is based upon the criminal judgement writing.

**9. SUBMISSION**

- a. There shall be an on spot judgement writing competition.
- b. The related question/case shall be provided **two (2) hour** before the competition.
- c. The participants shall compile their judgement within the word limit of 2500 words.
- d. Students shall carry their own Bare Acts and Use of Electronic Devices shall be strictly prohibited.

**10. EVALUATION CRITERIA (total 100 marks)**

- iv. Format (All the steps of a judgment) – 20 Marks
- v. Language, style and Creative interpretation – 20 Marks
- vi. Facts in brief and Issues – 10 Marks
- vii. Application of law and justification of decision – 20 Marks
- viii. Ratio Decidendi – 10 Marks
- ix. Obiter dicta (the judge's mind) – 20 Marks

**11. PRIZE AND CERTIFICATES**

Prizes and certificates shall be awarded to the winning participant.

Any other award/prize may be given.

**12. JURY**

The results announced by the juries will be final. Rules are subject to change.

**REGISTRATION AND FEES**

The Registration fee for the competition shall be Rs. 2000/- (Rupees Two Thousand Only) per team.

The Registration amount to be paid through

Bank Transfer (Online or Offline)

A/c Name:

Sohail Khan

Acc No. – 34021748370

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Filled Registration form shall be sent via Email

[mailto: nationallegalcompetition@gmail.com](mailto:nationallegalcompetition@gmail.com)

Last date for payment of registration fees is 15<sup>th</sup> May,2022 and sending soft copy of form is 17<sup>th</sup> May,2022

#### **10. IMPORTANT DATES**

Last date for registration including fees – 15<sup>th</sup> May,2022

Last date for Submission of Registration form – 17<sup>th</sup> May,2022

#### **11. CONTACT INFORMATION**

Event Coordinators

Sohail Khan  
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(8627043898)



**HIMACHAL PRADESH UNIVERSITY INSTITUTE OF LEGAL STUDIES, SHIMLA**

**NATIONAL JUDGEMENT WRITING COMPETITION**

**REGISTRATION FORM**

8 Name of the Institution:

9 Address of the Institution:

10 Name and designation of the faculty-in-charge:

11 Phone no. Of faculty-in-charge:

12 Institution email:

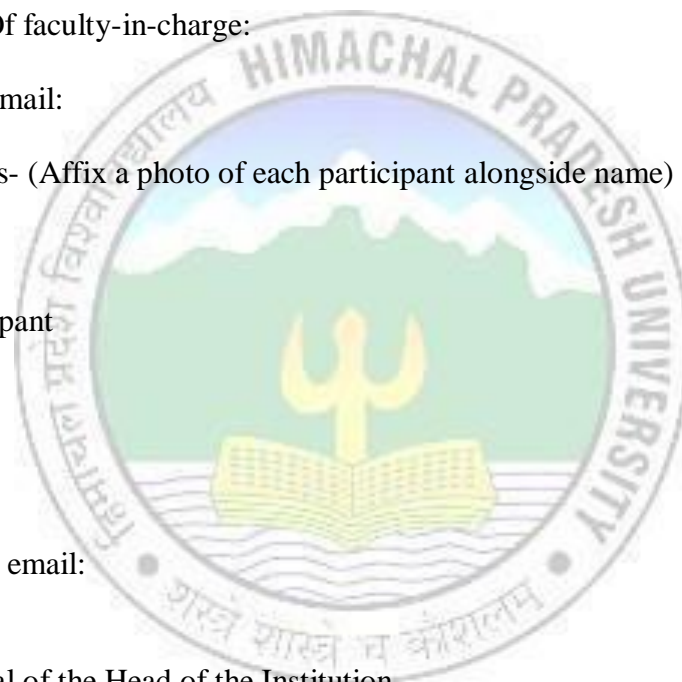
13 Team details- (Affix a photo of each participant alongside name)

Name of Participant

Course:

Contact and email:

14 Sign and seal of the Head of the Institution





PROPOSITION

1. Jai Prakash at present is a resident of Lal Kunj, Panthaghati, Shimla-H.P. He was a government servant and he was posted in Shimla. When he was about to attain the superannuation, he was looking for a place where he could make his house so that he could live rest of his life in peaceful manner.
2. Lal Singh and his family (his father, mother, sister Sheela, wife and sons) were well known to Jai Prakash as they were also living in same locality of Shimla where Jai Prakash used to live prior to his retirement. Lal Singh was constructing a four storey house upon Khata Khatauni No. 8/326 Khasra No. 14/34/3 measuring 200 Sq. Meters situated at Panthaghati, Shimla, H.P according to the jamabandi for the year 2002– 2003. When he came to know that Jai Prakash was looking for some place to build his house, he alongwith his father approached Jai Prakash and offered to sell a complete first floor RCC slab measuring about 1300 Square feet and balcony of about 4 feet which was to be constructed subsequently. The amount agreed for a total sale consideration was of Rs. 7,40,000/- (Rupees Seven lakh and forty thousands) only. Lal Singh had also promised to provide a place for keeping two one thousand liters storage tanks on the top of his house or on the roof top as per the development of the under construction building and also to facilitate to connect the sewerage and drains of the building. Jai Prakash who is an innocent person relied upon the words of the Lal Singh, accepted his offer and agreed to purchase the said

first floor RCC slab for a total sale consideration of Rs. 7,40,000/- (Rupees Seven lakh and forty thousands only) alongwith the balcony which was to be constructed. Jai Prakash asked Lal Singh to show his revenue papers but he did not give the papers to him and stated that he was not having the same at present as he had given those papers to his counsel. Lal Singh and his father instead of giving papers to Jai Prakash took him to the site of construction and showed the first floor RCC slab he intended to sell to him. Lal Singh was residing with his family (father, mother, sister Sheela, wife and sons) in the same building in which first floor RCC slab was agreed to be sold out to Jai Prakash. Sheela got married in July 2005 but was residing with her brother and other family members sharing same house.

3. Jai Prakash believing everything and in good faith paid Rs. 4,80,000/- (Rupees Four Lakh Eighty Thousands) to Lal Singh on 30/06/2005 and entered into sale agreement dated 30/06/2005 with Lal Singh. The remaining amount of Rs. 2,60,000/- (Rupees two Lakh sixty Thousands) was to be paid by Jai Prakash to Lal Singh at the time of the registration of the sale deed. The possession of the first floor RCC slab was to be handed over by Lal Singh at the time of execution of the sale agreement on dated 30/06/2005 so that Jai Prakash was able to construct his house on the said first floor RCC slab. It was also agreed that Lal Singh will provide electricity and water to Jai Prakash till he gets the same in his name. No objection certificate was agreed to be

provided by him from Municipal Corporation Shimla or any other authority to facilitate Jai Prakash to obtain his electricity and water supply from these authorities.

4. Jai Prakash after taking possession of the first floor RCC slab started constructing his house/flat there. He constructed a well furnished three bed rooms, one drawing cum dining room, two bath rooms, kitchen and balcony upon the first floor RCC slab which was agreed to be sold to him. Jai Prakash had asked Lal Singh to construct the balcony which he had agreed to sell but he constructed stairs there instead of balcony thereby reducing the area agreed to be sold. Jai Prakash also requested Lal Singh to provide a place to keep the storage tanks but he started making excuses to provide the place for it.
5. Since the execution of the agreement, Jai Prakash had been requesting Lal Singh to get the registration of the sale deed of said first floor RCC slab in favour of Jai Prakash but he had failed to get the registration done in his favour. Every time the Lal Singh made one excuse or the other. After completion of the above mentioned construction Jai Prakash again asked him to get the sale deed registered as agreed between them as per agreement dated 30/06/2005. But again Lal Singh made excuses and delayed the execution of the registration of the sale deed. Lal Singh convinced Jai Prakash to shift his residence to the said constructed house/flat on first floor RCC slab. He promised to provide the water and electricity till Jai

Prakash gets his own connections which could be obtained after the required no objection certificate of the building was provided by the Lal Singh. Again Jai Prakash believed the words of Lal Singh and shifted to his said flat constructed by him in the month of November, 2006. Lal Singh started providing electricity and water to Jai Prakash and the charges for the same were being given by Jai Prakash to the Lal Singh and he used to deposit the same in the concerned department. Jai Prakash is continuously living in the said house since November, 2006 alongwith his family. Both families had good relations with each other. In May, 2009, Sheela got transferred to another place and she left this house.

6. Jai Prakash had been requesting Lal Singh repeatedly to get the sale deed registered in his favour as agreed and he was always ready to perform his part of the agreement but Lal Singh was avoiding executing the same by making one excuse or the other. Again, Jai Prakash asked Lal Singh to get the sale deed registered and asked for the papers of his house so that the registration of the sale deed could be done. But he bluntly refused to provide the papers. Hence, Jai Prakash on his own got Jamabandi of the land upon which the house of Lal Singh is constructed and the same was shown to his counsel. It was revealed from the perusal of the jamabandi that the said land has been attached from the court of learned Civil Judge Senior Division (I) Shimla. Jai Prakash was shocked to know this fact and he asked Lal Singh about

the same. Thereafter on 25/6/2008, Lal Singh totally refused to execute the sale deed and threatened Jai Prakash not to make same request again.

7. Aggrieved by the behaviour of Lal Singh, Jai Prakash filed Civil Suit No. 1-2 of 2009/08 against Lal Singh in which he prayed for execution of Sale Deed in his favour and against Lal Singh; decree for permanent prohibitory injunction and restraining him from interfering with the possession of the plaintiff in any manner and also not to interfere with the facilities of water, electricity, drainage or easementary rights of passage, light, air and support etc. in any manner. The Judgement and decree was passed in favour of Jai Prakash on 30-06-2015 by Ld. Civil Judge (Sr. Division) Shimla.
8. Lal Singh went in appeal before Additional District Judge in Civil Appeal No. 2-P/ 13 against Judgement and decree dated 30-06-2015. This appeal was dismissed by Lt. Additional District Judge on 20-04-2018.
9. Again, Lal Singh filed Regular Second Appeal in the Hon'ble High Court of Himachal Pradesh which is pending till date.
10. On 26-11-2021 Sheela, sister of Lal Singh filed Civil Suit No. 21/2021 before Civil Judge Senior Division Shimla against Lal Singh and Jai Prakash in which she alleged that Lal Singh had sold first floor RCC slab to her vide Sale Deed dated 11-05-2004 duly registered in the office of Sub-Registrar (Urban) Shimla, for total consideration of Rs.

60,000/- and Lal Singh had no right, title and interest left in first floor RCC slab sold to Jai Prakash. She prayed for decree of declaration in her favour and against Lal Singh and Jai Prakash. Further she prayed to direct Jai Prakash to demolish the construction raised on the first floor RCC slab, remove debris and handover the vacant and peaceful possession of the same.

Argue in favour/against of plaintiff/defendant in Civil Suit No. 21/2021.