



1ST VIRTUAL BAIL APPLICATION ARGUMENTATION COMPETITION 2020

Organised by:-

ManuLegal and Lex Auxilium.Com

In collaboration with

Marwadi University, Gujarat

21st-22nd November 2020

ABOUT THE ORGANISERS

Lex Auxilium.Com

The changing dynamics within society underscore the importance of imparting legal education. It must empower people and helps them stay aware of their rights and responsibilities. The change in activities and business practices necessitates an intricate understanding of the laws. Team Lex Auxilium aims to impart legal education and inculcate values that stand to benefit the masses. We also aspire to create awareness about the existing legal rights and remedies among those seeking relief. We at Lex Auxilium aim to build a holistic environment for our subscribers by creating and maximizing opportunities for law students and aspiring lawyers. We wish to provide them with enriching opportunities that maximize their career potential by hosting webinars, online internships, and website publications.

What we Do-

1. Lex Auxilium.com publishes research articles, blogs on legal issues, write-ups about eminent jurists and judges and also news updates related to various legal issues in the country. You can follow us at various platforms such as Facebook, LinkedIn and Instagram.
2. We are also the Digital Partners for Institute of Legal Studies, Shri Ramswaroop Memorial University's National Webinar on "Intellectual Property Rights & Impact of COVID-19 on Law and Society held on 29th May- 01 June 2020.
3. As promised Lex Auxilium.com since its inception have been trying to act as a bridge between the law students and the legal professionals by organizing regular webinars on various topics related to law. You can read more about the webinars conducted by us visiting our website www.lexauxilium.com
4. Lex Auxilium.com has also conducted virtual internship in association with law firms. We are currently conducting our first batch of internship with over 40 interns pan-India with KS Legal and Associates, a Mumbai based Law Firm.
5. Lex Auxilium.com has also conducted its First National Virtual Quiz Competition on 2nd June 2020 where 50 participants had participated from various Law Schools of India. The competition consisted of three rounds namely the Preliminary Round, the Picture Round and the Rapid Fire Round.
6. Lex Auxilium.com has also conducted its First Virtual National Debate Competition on 29th June, 2020 where 40 participants had participated. The competition consisted of three rounds i.e. the Preliminary Round, Semi-Final Rounds and the Final Round. The topics for each round were different and the language of the competition was both English and Hindi.
7. Lex Auxilium.com is also conducting its second batch of virtual internship program from 10th October 2020- 31st October 2020.

MANULEGAL:-

ManuLegal is an online legal service provider and student support system information portal. Since digitalization is something that has been adopted nationwide and is the need of ready at hand remedies which pertain to immediate relief let that be student support or legal solutions; ManuLegal is here for one stop solution to all that you need to resolve any matter pertaining to the field of law. Our identity affirms and recognizes the contribution of its founder Mr. Abhimanyu Singh, Mentors, Panelist and Supporting Staff in creating an online leading Institution which cater the need of each and every individual. We are a full service online firm providing best legal services to the needy and also helping students grow in different aspects of law. Our strength is being a reliable team who treasures the value of diligence and knowledge as well as creativity and innovation in addressing people in need. We believe in dealing with matters as it being our own business. Manu Legal being a platform where any individual, body corporate or any such person will be rest assured of legal remedies or support in terms of document enhancements and legal knowledge.

Marwadi University:- Faculty of Law

The Faculty of Law at Marwadi University is poised to create the finest legal professionals in the Country. With the support of profound academicians, a superlative top management, industry contacts with lawyers and corporates, the team is confident of making a mark in this prestigious profession. The vision of the university is to be an institution of global excellence in legal education, training & research for the advancement of rules of law and justice. The mission of the university is to impart in-depth legal knowledge, inculcate ethical values, analytical reasoning & to blend theoretical learning with practical application of law for creating legal professionals who are trusted advisors and advocates of rules of law and justice. The University works on values of Ethics, Justice, Integrity, Academic Excellence, Diversity and Professionalism.

RULES OF THE COMPETITION

1. There shall be individual participation, no team participation will be allowed.
2. The participant shall be given their respective sides for argument at the time of registration.
3. Clarifications regarding the bail problem can be submitted upto 12th November, 2020
4. The scoring criteria of the oral rounds shall include the following:

S. No	Criteria	Marks
1.	Knowledge of Facts	20
2.	Application of Laws to the Fact and Interpretation	40
3.	Clarity of Thoughts and Expression	10
4.	Court Etiquettes	10
5.	Rebuttal and response to questions	20
	Total	100

5. The participants shall be given **9 minutes** for oral arguments and **1 minute** for rebuttal/sur-rebuttal.
6. The Competition will be conducted through the online platform **Zoom/Google Meets**. Further, relevant details will be provided to the participating post their registration.
7. All the participants should appear in a formal dress.
8. The decision of the judge is final and no challenge to the decision will be tolerated.
9. All decisions made by the organizers are binding. Any usurpation of the above-given norms will lead to direct disqualification from the competition.
10. In case of any dispute arising out in the interpretation of the rules, or otherwise, the decision of the organizers would be final and binding. The organizers will have the exclusive authority to interpret these Rules.

No. of Rounds:-

- I. Preliminary Rounds
- II. Quarter Final Rounds (One-Fourth of total no of participants)
- III. Semi- Finals (Top-4)
- IV. Finals (Top-2)

Important Dates

1. **Last Date for Seeking Clarification:-** 12th November, 2020
2. **Release of List of Clarifications:-** 15th November, 2020
3. **Last Date to Register:-** 19th November, 2020
4. **Date of Competition:-** 21st-22nd November, 2020

REGISTRATION FEES:- INR 100/-

For Registrations /Queries

Contact:-

Mr. Pradeep Sharma
Manager, Public Relations, Lex Auxilium.Com
Contact:- 8053434428

Mr. Lokendra Singh
Team Member, Manu Legal
Contact:- 8005509747

Payment:-

Pay via G-Pay, Phone Pay, Paytm (UPI) on 8005509747
(Mr. Lokendra Singh).

On successful payment/transfer of Registration fees fill the registration form through the link given below and upload the screenshot of the successful payment on the said number in the same registration form. No registration will be accepted without the screenshot of the successful payment of the registration fees.

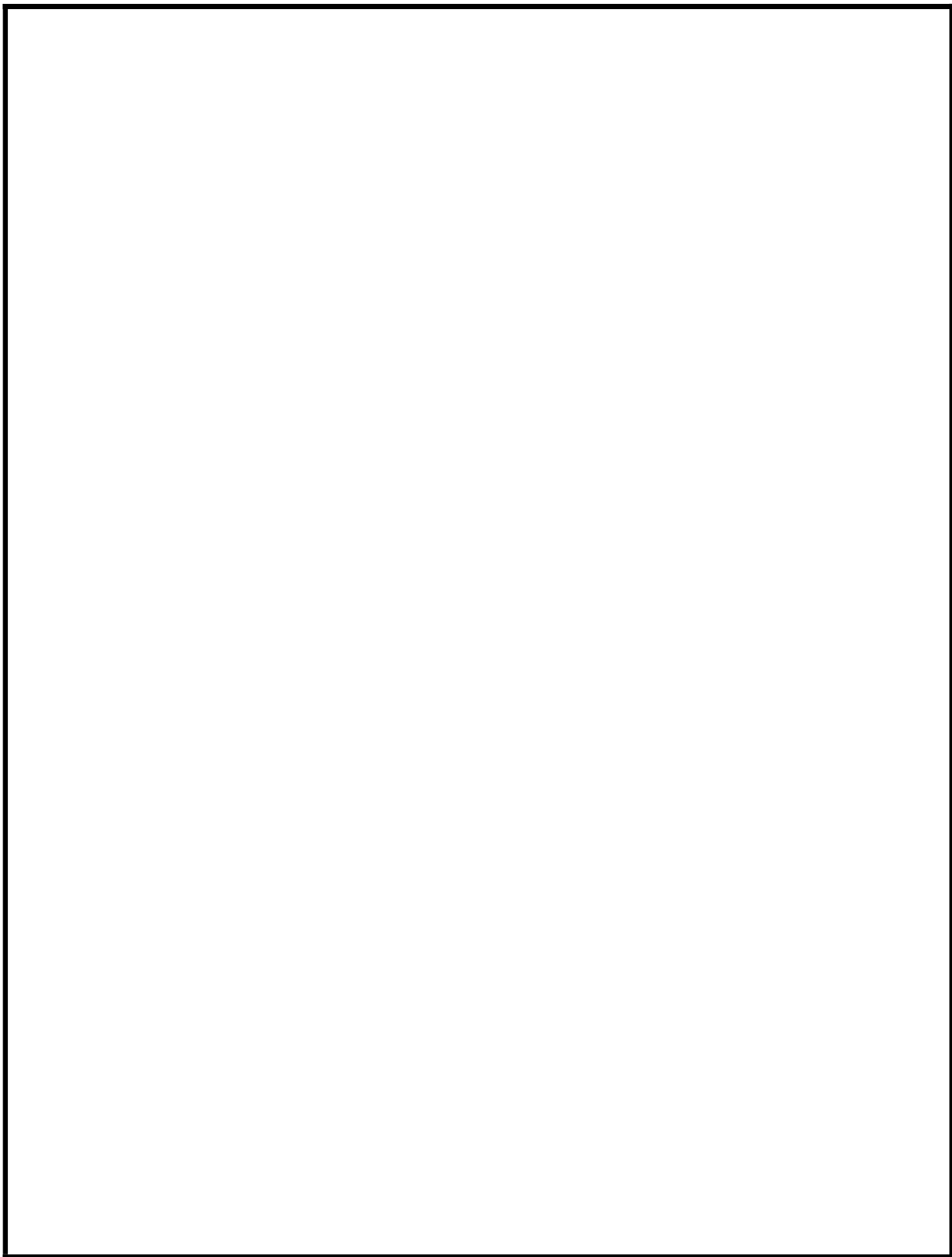
Link to Registration Form:-<https://forms.gle/UQrmQds9t5KesQyQ6>

PROPOSITION

Kalpana Singh was a 23-year-old girl who was pursuing her degree from Rajiv Gandhi College of Engineering, Kota. She was a very bright student who has made two inventions during her studies. A bright career awaited her as not only she was the topper of her batch, but also she had interned with some acclaimed MNC's of the country. In her fourth year at college, she came close with a friend who was pursuing MBA from the same college, Pramod Singh, who also was a brilliant student. Pramod was into a luxurious lifestyle, while Kalpana was a sober girl from a middle-class background. In 2009, their families were introduced to each other, and on 9th of November 2010, they got married according to Hindu rites and customs. Kalpana moved into her matrimonial home with Pramod's parents, sister and grandmother, and started a life as well as her career along with Pramod in Kota city. She had some differences with her in-laws on many occasions, but the matter was mostly settled amicably. With the passage of time their practice was not going as expected. Pramod wanted to maintain his high life style, which saw the family in a near financial crisis. Kalpana gave birth to a baby girl on 12th December 2012. Pramod then took a loan from Kalpana's parents of Rs. 5,00,000 which he later refused to return. Due to which Kalpana's relation with him deteriorated and on many occasions, fights turned physical also. When in a drunken state, Pramod used to blame Kalpana for being from a family of beggars. This remark hurt her a lot and once she even tried to slit her wrists and end her life but was saved by her sister in law. After the incident, the physician did prescribe some medicines for Kalpana and also advised her to consult a psychiatrist.

Somewhere in August 2013, Kalpana used to vomit quite frequently, and sometimes she even had complaints of blood vomiting. Pramod got worried about it and took her to a doctor immediately, after examining her, the doctors informed the family that she was suffering from dysthymia. It is after sometime around October 2013, Kalpana used to feel sick quite often, her in-laws agitated by the same, called Kalpana's Parents to take her back from her matrimonial house, but the parents refused to do so and told the in-laws to take care of her. The husband Pramod took care of her health and fulfilled his duties of a caring husband. He also took loan for the medical treatment of his wife.

After some time Kalpana went to her parent's home and told Pramod that she would never return. But her parents convinced her to return to her in laws. By the grace of god on 20th April 2014 Kalpana gave birth to a baby boy which lead the family further to a financial mess. Money lenders used to threaten Pramod over the phone, and in turn he used to vent his frustration on Kalpana. She in turn became more agitated and started suffering from depression as well as mood swings. On 4th January 2015, neighbor saw Kalpana running out of the house with her sarion fire. Her mother in law was running after her shouting that Kalpana was out of her mind to do something like this. She collapsed on the road, from where she was taken to hospital and admitted with 88% burns, where doctors declared her unfit to record her statement immediately. Her condition improved briefly on the morning of January 5, when the police was called. She gave her dying declaration before Sohan Lal sub Inspector of police, on the same day at 11.00 hours. In the declaration she accused her mother-in-law Urmila Singh and Pramod of setting her on fire and died at 12.30 hours on the same day. The police sent the body for post mortem examination. Police also conducted a search of the house. Kalpana's mother in law and husband were arrested from the house and were sent to judicial custody. The FIR was registered against all the accused on the basis of statements of dying declaration. The charge sheet was filed against all the persons guilty of crime in the court. The medical report confirmed that Kalpana died because of 88% burn injuries. The trial of the case is about to start in the court of sessions. The counsel for the accused filed a bail application in the court. Argue for and against the bail application.



3. Post Mortem Report

The Post mortem was conducted by Dr. Siddharth. As to the cause of death it was opined that the deceased had died due to burns. The dead body was of an adolescent female, normal built, moderate nourishment and fair complexion. The eyes were closed, pupil were dilated and fixed

Following ante-mortem injuries were found on the body of the deceased:

1. Deep burns were present on the posterior aspect of the neck extending on to the lateral aspects of the neck. Similarly deeply burnt areas were present between the two shoulders and the occipital scalp. Superficial to deep burns were present on the posterior aspect of both the arms and on the lateral aspect of the chest. Muscular planes of the upper back region, posterior neck and of shoulder regions were exposed and charred. Blackening was present on the burnt areas. No erythema, line of redness or vital reaction was present at the burnt areas.
2. A Crescentic shaped reddish abrasion of size 0.6 cm X 0.2 cm, was vertically placed just above the middle of the left eyebrow.
3. A Crescentic shaped reddish abrasion of size 0.4 cm X 0.1 cm, was vertically placed parallel and medial to injury no 2.
4. A reddish abrasion 3 cm X 2.2 cm, was present on the left temple.
5. A reddish abrasion 2.6 cm X 1 cm, was present on the upper neck region just beneath the ramus of mandible, 1.9 cm medial to the right angle of mandible.

Statements by the accused

a. Statement of Pramod Singh

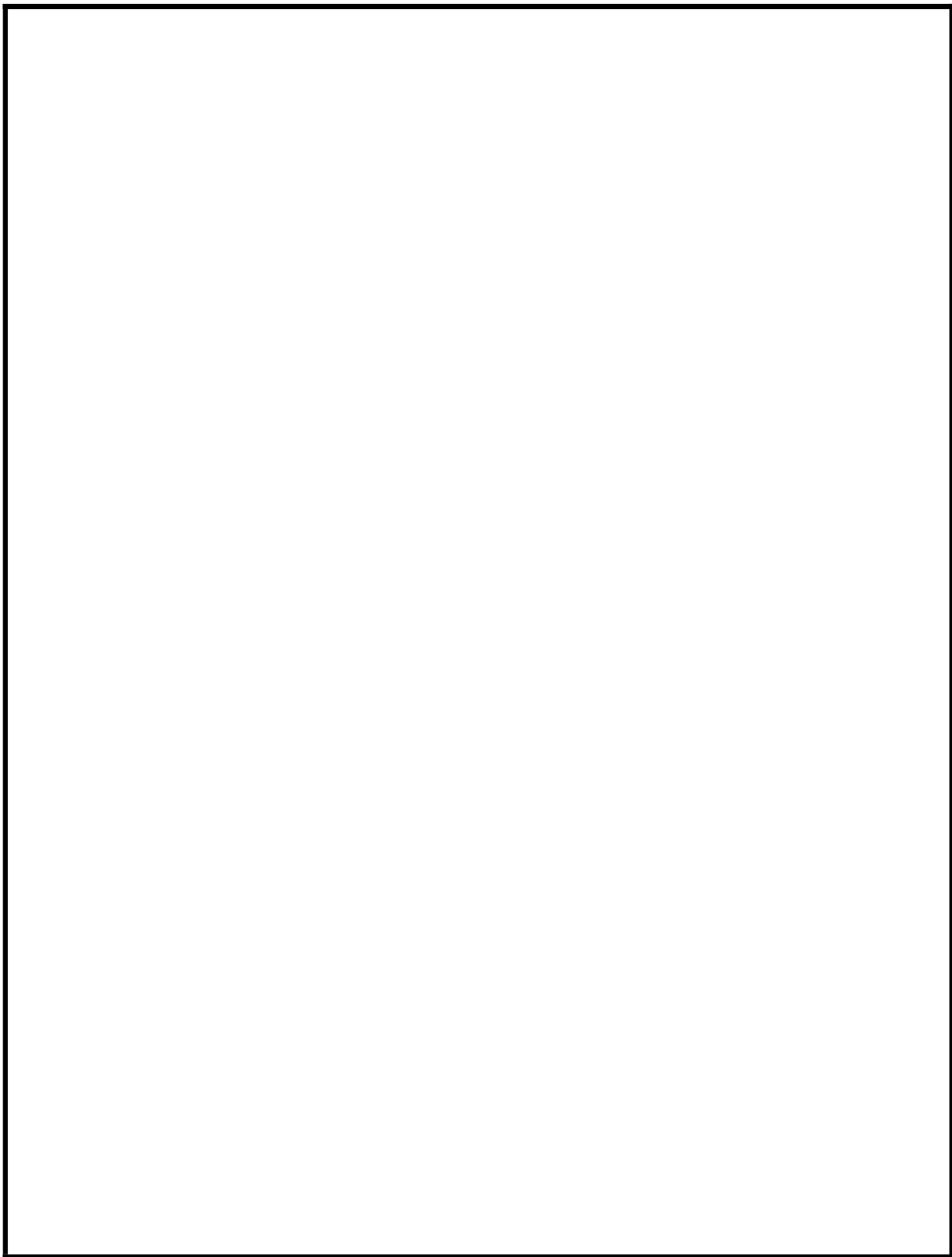
I was sleeping in my room when I heard loud screams. I rushed out of my room and saw that Kalpana's saree was on fire and my mother screaming for help. By the time I could do anything, she ran outside the house. I was totally numb for some moment and could not even move. But then I regained my senses and instead of going behind her, I ran to the bathroom to fetch water. When I reached on the spot with water, my mother and neighbors were there trying to douse the fire. Someone had already called the ambulance and then we took her to the Hospital.

Pramod Singh

a. Statement of Urmila (mother-in-law)

I was in the lobby outside kitchen when I heard loud noise of utensils and cries of Kalpana. Then to my shock I saw Kalpana burning. I tried to help her but she ran away from me. I screamed and cried for help. Still I ran behind her to save her. She must have done this to herself. She had tried it in the past also.

Urmila



S.no	Date/Day	Particulars	Timings
1.	21 st November 2020 (Day-1)	Inaugural Ceremony	2:00 PM -2:30 PM
2.	21 st November 2020 (Day-1)	Briefing of the Participants about the Competition.	2:30 PM- 3:00 PM
3.	21 st November 2020 (Day-1)	Preliminary Round	3:00 PM- 6:00 PM
4.	21 st November 2020 (Day-1)	Declaration of Results of Preliminary Round	7:00 PM
5.	22 nd November 2020 (Day-2)	Quarter Final Round	10:00 AM-11:30 AM
6.	22 nd November 2020 (Day-2)	Declaration of Results of Quarter Final Rounds	12:00 PM
7.	22 nd November 2020 (Day-2)	Semi-Finals Round	12:00 PM- 1:30 PM
8.	22 nd November 2020 (Day-2)	Declaration of Results of Semi-Finals Round	2:15 PM
9.	22 nd November 2020 (Day-2)	FINALS	3:00 PM-4:30 PM
10.	22 nd November 2020 (Day-2)	Declaration of Results and Valedictory Session	5:00 PM

MEDIA PARTNERS

