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NAGPUR

SYMBIOSIS LAW SCHOOL



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**SYMBIOSIS CENTER OF ADVOCACY
SKILLS AND LITIGATION**

IS ORGANISING ITS



1ST NATIONAL TRIAL ADVOCACY COMPETITION

2024

"Nyayaneeti"

**In collaboration with Dewani
Associates, Nagpur**



Proposition



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*Participants must go through all the pages and details provided in the proposition.
The trial proposition is in no way associated with real-life case.*

Facts of the Case

1. Manav, a 49-year-old resident of Plot No. 36, Borle Layout, Navgaon, Mahanagar worked as a clerk in J.D. Secondary and Higher Secondary College, Navgaon. Manav, Priyanka (his first wife) and his two sons Pawan and Akash were living a joyful life until 2019 when Priyanka died due to Cancer. By the sudden demise of his wife Manav was shattered but to give their children a better life he worked very rigorously in his professional field and provided all the necessary love, care and affection to Pawan and Akash. Manav met Daya in 2022 via a common relative and with time they liked each other's company. They exchanged numbers and had conversations for a considerable period. Daya was 46 and lived with her parents in Ghazbagh, Uttarnagari. She also had a previous marriage with Mr Sudesh until 2022. From her first marriage, she had a daughter, Ms. Khushi. By the end of 2022, Daya informed her parents about her wish to marry Manav. Initially, her parents were hesitant to accept such a relationship, but Daya successfully convinced her parents for this marriage.

2. Finally, on 3rd May 2023, Daya and Manav's marriage was solemnized. After marriage, Daya lived with Manav in Navgaon while her daughter Khushi lived with her uncle (Daya's brother) in Ghazbagh for her studies.

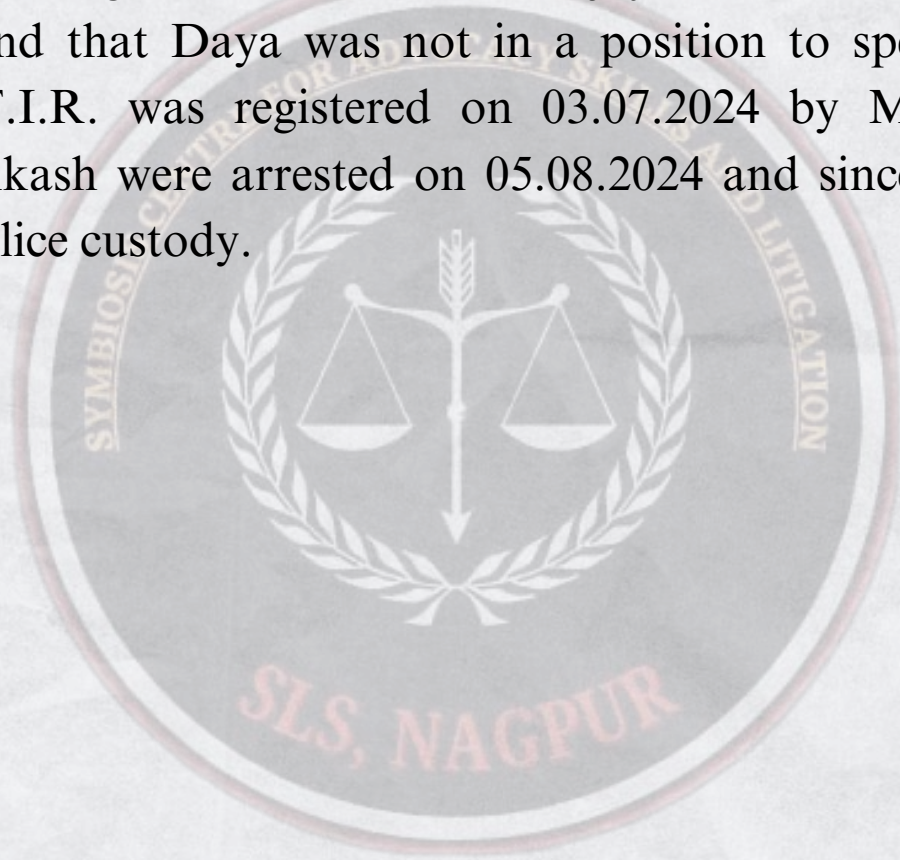
3. Daya took time to get adjusted to the family of Manav, there was a drastic change in her behaviour. Before marriage, she appeared happy and joyous but after marriage, she became very silent, stayed alone and whenever asked about her first marriage, she never disclosed the reason of their separation and seemed traumatised.

4. After a few days of marriage, the Manav started to pick up quarrels with the Daya for petty reasons. Pawan and Akash saw Daya as a property rights rival and did not consider her their mother. Mr. Ajay who is the brother of Daya, her grandmother, and her relative Sunder Mohan occasionally talked with the Manav about the fights with the Daya and advised Manav to be part of a happy married life. Due to harassment by the Manav, Daya went to Ghazbagh and expressed her intention not to return to her husband. However, Mr Ajay and others tried to solve their internal family dispute and asked Manav to give assurance of proper behaviour with Daya after which Daya returned to Navgaon.

5. Thereafter, Manav demanded a certain amount for the education of his sons from Daya. Daya communicated this to her family and Ajay after having a conversation with Manav transferred 11,000/- rupees by UPI to him on 23rd November 2023. Thereafter he gave some amount to Manav in cash of which Ajay has no proof. In April 2024 Khushi visited her mother where she saw the suffering of her mother. One day she witnessed Manav beating Daya. She was terrified by such behaviour of Manav. To inform her uncle Ajay about the sufferings of her mother, she captured the image of the brutal marks of injury on her mother's neck and sent it to him via an electronic mode. In May 2024 Manav along with Daya went to Gazbagh for a marriage ceremony of the maternal side of Daya where he picked quarrels with Ajay and others alleging improper arrangement.

6. After the aforesaid incident, ill-treatment with the Daya had increased. On 27.06.2024, Pawan and Akash quarrelled with Daya for the entire night and in a state of anger asked her to leave the home or leave the world. On 28.06.2024 Pawan, who was at Puran Nagar, quarrelled with the deceased on a phone call and threatened her with dire consequences if Akash suffered because of her.

7. After the phone call with Pawan, Daya had a phone call with Ajay at 11:22 a.m. Ajay found her in a very depressed state and she asked him to leave her on her own and ended the call. At 2:38 p.m., Manav called Ajay and told him that Daya was suffering from an ailment and was admitted to I.C.U. in the hospital of Dr. Subodh Shastri. Ajay and his parents left for Navgaon in the night. On 29.06.2024, Ajay reached the hospital at 8:00 a.m. and found that Daya was not in a position to speak. She died on 01.07.2024. F.I.R. was registered on 03.07.2024 by Mr Ajay. Manav, Pawan and Akash were arrested on 05.08.2024 and since then, they have been in the police custody.



List of Exhibits

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Exhibit A– Chargesheet

Final Form
(Under Section 193 BNSS)

In the court of _____

1)**District:** Navgaon

2)**Police Station:** Navgaon Police Station

3) **Charge Sheet Number:** 1012/2024

4)**F.I.R. No.:** 991/2024

5)**Date:** 05.08.2024

6) Place of occurrence shown by: Mr. Mohit

7.

i. Acts:	Indian Penal Code	498A
ii. Acts	Indian Penal Code	342
iii. Acts	Indian Penal Code	306
iv. Acts	Indian Penal Code	507
v. Acts	Indian Penal Code	34
vi. Acts	Indian Penal Code	304B

8)**Type of Final Report:** Chargesheet

9)**Name of the I.O.:** Amit

Rank: Sub-inspector

10)**Particulars of accused persons charge-sheeted:**

a. Name: Manav

b Fathers name: Hemant

c. Year of birth: 1975

d. Sex: Male

e. Nationality: Indian

f.Religion: Hindu

g.Whether SC/ST: No

h.Occupation: Service

i.Address: Plot no. 36, Borle Layout, Navgaon, Mahanagar

ii. Particulars of accused persons charge-sheeted:

a.Name: Pawan

b.Fathers name: Manav

c.Year of birth: 2002

d.Sex: Male

e.Nationality: India

f.Religion: Hindu

g.Whether SC/ST: No

h.Occupation: Service

i.Address: Plot no. 36, Borle Layout, Navgaon, Mahanagar

iii. Particulars of accused persons charge-sheeted:

a.Name: Akash

b.Fathers name: Manav

c.Year of birth: 2005

d.Sex: Male

e.Nationality: Indian

f.Religion: Hindu

g.Whether SC/ST: No

h.Occupation: Student

i.Address: Plot no. 36, Borle Layout, Navgaon, Mahanagar

11) Particulars of complainant, accused, witness:

Name, address and occupation of complainant or informant	Names and addresses of accused persons not sent up for trial whether arrested or not arrested including absconders	Names and addresses of accused persons sent up for trial	Property (including weapons) found, with particulars of where, when and by whom found and whether forwarded to the magistrate	Name and addresses of witnesses	Charge or information: Name and offence and circumstances connected with it, in concise detail and under what section of the law charged

<p>The name of the complainant is Mr Ajay Kumar, resident of Plot no. 154 Suryoday Society Ghazbagh, Uttar Nagari, occupation is the Barber.</p>	<p>Accused 1: <u>Mr Manav</u>; Accused 2: <u>Mr Pawan</u>, Accused 3: <u>Mr Akash</u> All three accused are residents of Plot no. 36, Borle Layout, <u>Navgaon, Mahanagar</u></p>		None	<p>1. Sanket resident of Plot no. 402, Dena Society, <u>Navgaon, Mahanagar</u> 2. Yogesh Pawar, resident of Plot no. 32 Saksham Layout, <u>Navgaon, Mahanagar</u></p>	<p>Sec. 304B Dowry Death; Sec. 498A: Husband or relative of husband of a woman subjecting her to cruelty Sec. 340 Wrongful confinement ; Sec. 306: Abetment of suicide; Sec. 503: Criminal intimidation; and Sec. 34: Acts done by several persons in furtherance of the common intention of Bhartiya Nyaya Sanhita</p>
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1) Brief facts:

We, Head Constable Manoj, Buckle Number 2134, along with PSI Damodhar Rao Buckle Number 3214, went to the scene of occurrence of Merg No. 21/2024, under Section 194 of the BNSS at Borle Layout, Navgaon. The said place of occurrence is at Borle Layout, where the deceased's elder brother-in-law, named Mohit, aged 55 years, The main entrance of the said house faces west. Upon entering the house, there are two rooms and a kitchen. Adjacent to the kitchen is the deceased's bedroom. Beside the bedroom is a common toilet and bathroom. On the day of the incident, the deceased consumed an unknown substance, causing her to feel dizzy and fall right in front of the common bathroom. Later, her relatives took her to Seva Hospital, for treatment.

The details are as follows:

Boundaries: -

East: Gopal's house

West: Deceased's house

North: Bhavesh's house and public road

South: Mohit's house

2) Nature of Information: Written

3) Whether the offence appears to have been committed and if so, by whom: Yes the offences have been committed by the accused mentioned above

Whether the accused has been arrested: Yes

5) Whether the accused has been released on his bond or bail bond: No

6) Whether the accused has been forwarded in custody under Section 190:
Yes

Forwarded by Station House Officer

Signature of the Investigating officer Officer/Officer-in-charge submitting
the Final Report / Charge Sheet



Exhibit B

FORM – IF1 - (Integrated Form)
FIRST INFORMATION REPORT
(Under Section 173 BNSS)

1. **Dist.:** Navgaon **P.S.:** Navgaon

F.I.R. No.: 991/2024 **Year:** 2024

Date and Time of FIR: 03/07/2024 20.37

2. S.no	Acts	Sections
1	Indian Penal Code	498A
2	Indian Penal Code	342
3	Indian Penal Code	306
4	Indian Penal Code	507
5.	Indian Penal Code	34
6.	Indian Penal Code	304B

3.

(a) Occurrence of Offence:

Day: Monday; **Date From:** 03/05/2023 **Date To:** 28/06/2024

Time Period: During Day

Time From: 21:00 hrs

Time To: 14:30 hrs

(b) Information received at P.S.

Date: 03/07/2024 **Time:** 20:23 hrs

(c) General Diary Reference:

Entry No(s): 035

Date and Time: 03/07/2024; 20.37

4. Type of information: Written

5. Place of occurrence:

(a) Direction and Distance from P.S.: South, 1km

Beat No.

(b) Address: Residential House Plot No. 36, Borle Layout, Navgaon, Mahanagar.

(c) In case outside the limit of this Police Station, then the name of P.S.

.....

6. Complainant/informant:

(a) Name: Ajay Kumar

(b) Father's/ Husband's Name: Radhe Mohan

(c) Date/ Year of Birth: 1983

(d) Nationality: Indian

(e) Passport No:

Date of Issue:

Place of Issue

(f) Occupation:

(g) Address: Plot No. 154, Suryoday Society, Ghazbagh, Uttarnagari.

7. Details of known/suspected / unknown / accused with full particulars (Attach separate sheet if necessary):

S.No., Name and Present Address

- I. Manav; Plot No. 36, Borle Layout, Navgaon, Mahanagar
- II. Pawan ; Plot No. 36, Borle Layout, Navgaon, Mahanagar
- III. Akash ; Plot No. 36, Borle Layout, Navgaon, Mahanagar

8. Reasons for delay in reporting by the complainant / Informant: No delay

9. Particulars of properties stolen/involved (Attach separate sheet if necessary): None

10. Total value of the properties stolen/involved: Nil

11. Inquest Report /U.D. Case No., if any:

12. F.I.R. Contents (Attach separate sheets, if required):

Written Complaint under Section 498A, 342, 306, 507, 34, 302B of Indian Penal Code.

Police Station Navgaon

Date:- 03/07/2024

Name: Ajay Kumar Age: 41 years; Occupation: Business

A resident of: Plot No. 154, Suryoday Society, Ghazbagh

Police Station: Navgaon, Mahanagar

13. Action taken: Since the above report reveals the commission of the offence (s) u/s as mentioned in Item No. 2.,

Registered the case and took up the investigation/ direction / Amit Patil to take up the investigation transferred to P.S. on point of jurisdiction.

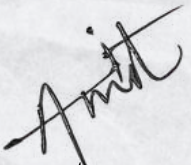
F.I.R. read over to the complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

R.O.A.C



14. Signature /Thumb-impression of the complainant/informant

15. Date & time of despatch to the court:



Signature of the Officer-in-charge,

Police Station, Navgaon

Mr.Amit

Investigating Officer

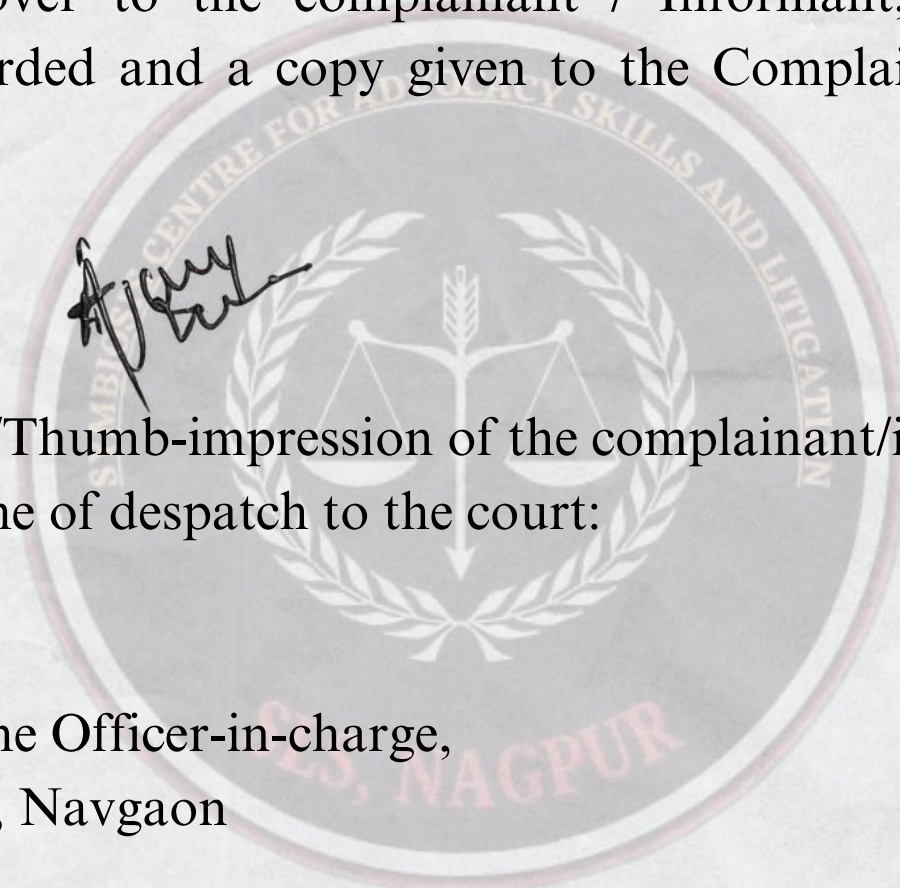


Exhibit C – Postmortem Report

1. Title Page:

- Title: Post-Mortem Report
- Case Number- 991/2024
- Name of the Deceased- Ms. Daya
- Age- 46
- Sex- Female
- Date of Death-1-07-2024
- Time of Death-10:30 AM
- Place of Death- Navgaon, Mahanagar
- Pathologist's Name- Vinay

2. Introduction:

Daya a 46-year-old lady died on 1/7/24 she was admitted to the hospital on 28/6/24 and she died because she consumed some unknown substance (not found yet).

1. Internal Examination:

- Head and Neck: No internal injury present.
- Thorax- No history of that in the body.
- Abdomen:
 - Liver and Gallbladder- dissolved because of substances.
 - Spleen and Pancreas- dissolved because of substances.
- Pelvis: As per the post mortem.

- Musculoskeletal System:
 - Bones, Muscles, and Joints
- External Examination:
 - Description of the Body:
 - Height- 132.08 cm
 - Weight-60kg
 - Identification Marks- Mole on chin and palm
 - Condition of the Body:
 - State of Nutrition 56% of water and 16 % fat 16% protein 4% minerals and no carbohydrates present in the body.
 - Visible physical marks of injuries in the head, elbow, knees.
 - Microscopic Examination:
 - Change in tissue in body is visible.
 - Toxicology Report:
 - No presence of drugs, or alcohol but a trace of poison is present.
 - Ancillary Studies:
 - Imaging Studies (X-rays, CT scans, etc.)
 - Microbiological and Serological Tests- nothing shows in the reports.
 - Opinion:
 - Cause of Death: Consumption of unknown substances.
 - Manner of Death: Can not be determined conclusively, can be suicide or forceful consumption.

- Conclusion: Based on the findings from the post-mortem examination, it is concluded that the cause of death was due to the ingestion of an unknown substance. The toxicological analysis revealed the presence of a foreign compound that led to severe physiological reactions, ultimately resulting in fatality. Further investigation is required to identify the specific substance and its origin. This information is critical for understanding the circumstances surrounding the death and for any potential legal proceedings.

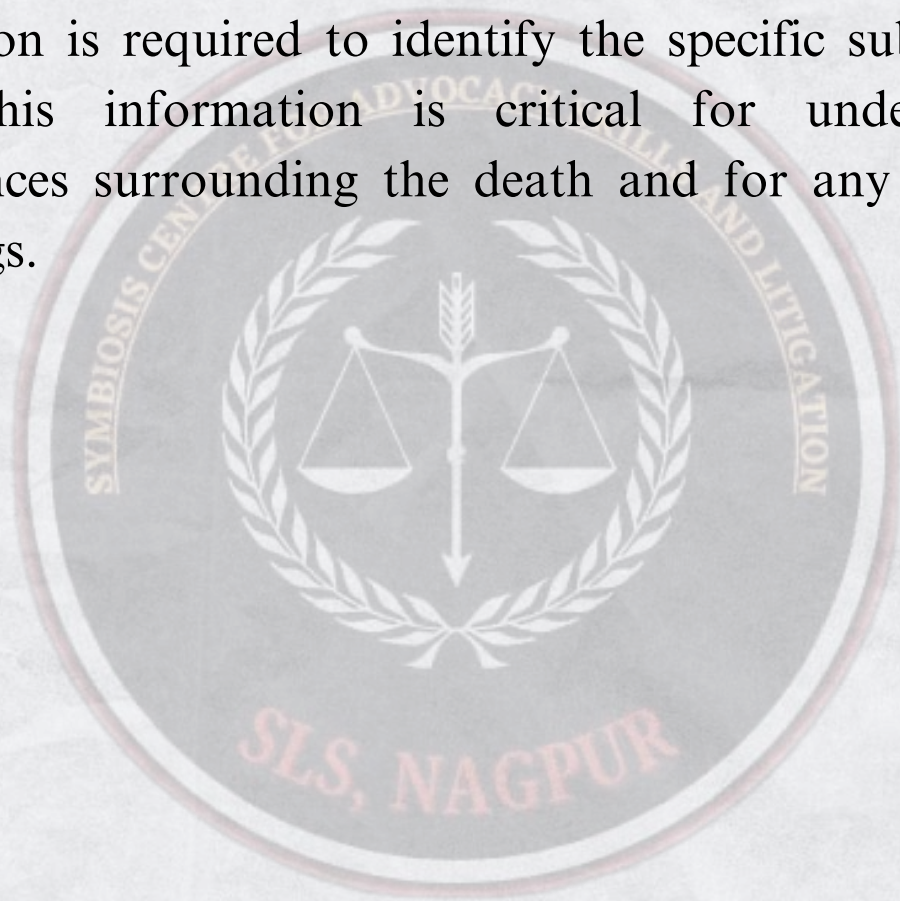


Exhibit D – Written Complaint

I, Ajay Kumar, aged 41 years old, r/o Plot no. 154 Suryodaya society Ghazbagh, appear before the police station in Navgaon and make my complaint that my late sister Daya (aged 46 years) was married to Manav at their own residence in Navgaon on May 3, 2023, as per Hindu marriage customs. After marriage, Daya came to live in her husband's house in Navgaon, Mahanagar. His family includes two sons from his first wife: 1) Pawan, age 25 years, 2) Aakash, age 19 years, and his mother Anamika lived together. Daya, her husband Manav, and his family started living well for a few days after the marriage, but after a few days, Manav and his two sons started fighting with Daya and his father Manav about their marriage for the second time.

It was the second marriage between Daya and Manav. Daya had a daughter from her first husband, whose name is Khushi Yadav; she is studying with me in Plot no. 154 Suryodaya Society Ghazbagh. After marriage, Daya's in-laws used to fight a lot; hence, many times, Daya always told her brother and her family that my husband and his two sons were not happy with their marriage, which is why they always fought with her. That's why my uncle Sunder Mohan, a resident of Telgav district, Navgaon (Mahanagar), and our grandmother came to convince Daya's in-laws. I and my family members have visited Manav and his two sons many times. They explained to them my sister's problems, and they assured me that she wouldn't have any issues again in the future.

But the problems still went further in the future, and as a result, she came back to her paternal home and refused to go back to her in-laws. The whole family of Daya tried to explain her in-laws. She stayed at her paternal house for two days, and then Manav came back to take her to her in-laws.

A few days later, I received a call from Daya informing me that brother-in-law was requesting money from me to pay for his children's schooling. She also claimed that both of the boys were arguing with her and that she should bring the money from her parents' house to pay the fees. Leave this place immediately, as they abuse people here on a daily basis. We paid her Rs 11000/- on Google pay. We also have paid him some cash amount for which we have no records. Likewise, one day Daya also shared this with my parents and my younger sister, Sonu Kumari. Additionally, she had informed our sister Sonu Kumari that Manav hit her, locked her in the room, and left.

In April 2024, my niece Khushi travelled to Navgaon to spend 20–25 days with her mother. Khushi saw firsthand the frequent fights his stepfather and his two sons had with her mother even back then. My sister Daya was assaulted by Manav one day when Khushi was in Navgaon; as a result, my sister took pictures of the marks on her body around her neck with her cell phone, which my niece forwarded to me.

Once in May 2024, when my sister and brother-in-law arrived for a family gathering, the brother-in-law started verbally abusing my sister, myself, and other family members, accusing us of failing to make appropriate plans for their visit. With that, we brought my sister back to his house with him. When they arrived, my sister's problems got worse, and his sons and brother-in-law constantly bothered her.

Further he also demanded for more money amounting in lakhs but we didn't have the money so on June 21,2024 Manav withdrew rs.60,000/- mortgaging Daya's *Mangalsutra*. Manav also demanded Rs 3.5 lakhs from my father Shri Radhe Mohan ji and when my father denied he used to torture my sister physically and mentally saying either leave the house or die.

My sister was abused by my brother-in-law and his younger son Akash on the evening of June 27,2024. After the altercation, my sister threatened to kill her or leave the house. In addition, my sister was beaten by my brother-in-law and his younger son Akash. On June26, 2024, early in the morning, my brother-in-law and Akash got into a phone fight with my sister Daya and her son Pawan, who resides in Puran Nagar. He said a great deal of good and evil, saying, "I will not abandon you and your family if something were to happen to Aakash because of you." At 11:22 p.m., when I contacted Daya, she told me this over the phone. She suddenly appeared terrified, irate, and disturbed. As she hung up, she told me that this was now her house and that she had to live here or die, leaving me to her fate. Daya said this, then hung up the phone.

After a while that day, around 2:38 pm, received a call from my brother-in-law Manav, informing me that Daya had experienced dizziness and that she had taken vomiting, and her B.P was deteriorating. He was taken to the intensive care unit (ICU) alongside Get Well Soon Hospital after it was reported that her weight had dropped and he was experiencing chest pain. I questioned him about whether Daya had eaten anything at that point yet he kept quiet about it.

However, I thought the situation was serious, so on the evening of June 28,2024, my parents and I departed for Navgaon. Manav informed me that Daya had been admitted to Seva Hospital when I phoned him again. Daya was hospitalized to Seva Hospital on June 28,2024, when I arrived in Navgaon at 8:00 a.m. She was unable to speak when I went to see her. When we talked, she was just moving her neck. Next, day Daya passed away on July 1,2024 at 10:30 a.m. while receiving care at Seva Hospital. After completing all the formalities the body was sent for cremation. Later, my family and I proceeded to my sister's brother-in-law's home to finish the remaining rituals.

I filed a written complaint against Manav, Pawan, Akash for mentally and physically torturing my sister on July 03,2024 at Navgaon police station, Mahanagar.

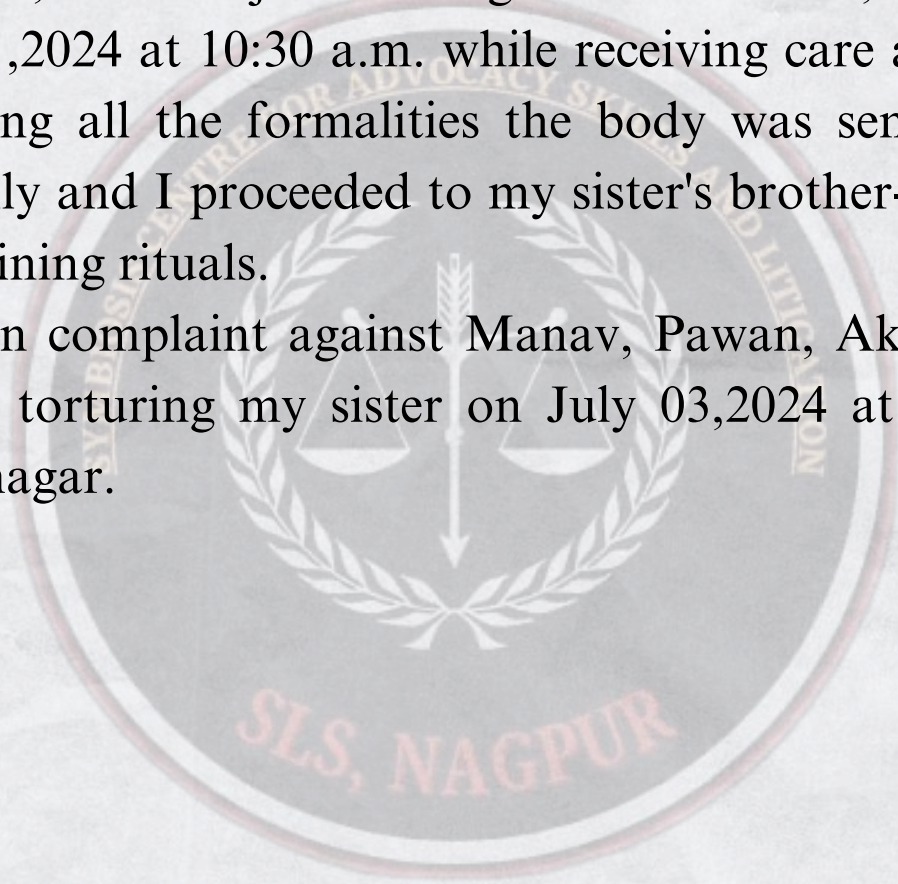


Exhibit E – Panchnama

PANCHANAMA

J.D. Secondary and Higher Secondary College, Navgaon

Date: - 13/07/2024

Panch:- 1). Vijay, Navgaon

2). Shankar Kumar, Navgaon

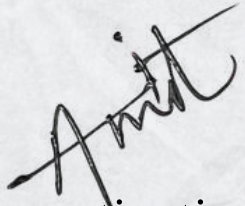
I, Investigating Officer Amit Police Station Navgaon, Mahanagar. On this day, 13/07/2024, called the aforementioned two Pancha today at J.D. Secondary and Higher Secondary College, Navgaon and informed them about the case registered under Merg No. 21/2024, Section 194 of BNSS. I briefed them about the facts of the case and informed them that we needed to seize the CCTV footage to verify whether Manav, husband of the deceased woman Daya Manav, was present at the college on the day of the incident. I requested the panch to be present. The panch agreed, and the following panchanama was conducted.

At this location, I found a person present in the principal's cabin. In the presence of the panch we asked him his name and address, and he identified himself as Sooraj , aged 45, employed as an accountant at J.D. Secondary and Higher Secondary College, Navgaon . He informed us that he operates the college's CCTV footage. I informed him that we needed to seize the CCTV footage of Manav's workplace on 01/07/2024. He then opened a Sony DVR, model number IDS-1234567, and played camera number 05. The DVR's date was correct, but the time was three minutes behind the current time.

I observed that the footage for 01/07/2024 was available. Sooraj then opened another Sony DVR, model number IDS-7654321, which showed the correct date but was 24 minutes behind the current time. Cameras number 1, 2, 6, and 11 showed the college premises and the gate.

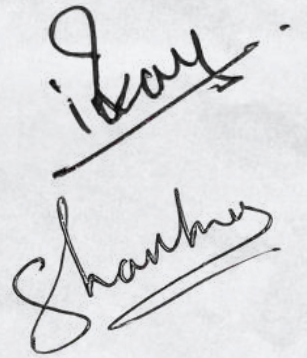
He then transferred the CCTV footage from both DVRs onto a new 32 GB Sandisk pen drive, valued at Rs. 450/-, in the presence of the panch. The pen drive was placed in a khaki envelope, sealed with paper labels signed by the panch and the police, and was seized for investigation purposes. Arrangements have been made. Review and Inspection Panchanama of the seized CCTV footage has been duly ordered.

This panchanama was initiated at J.D. Secondary and Higher Secondary College, Navgaon on 13/07/2024 at 17:00 and concluded at 18:05 . The panchanama was prepared on a laptop, printed out, and signed by the panch.



Investigating Officer

Amit



Pancha Signatures

INSPECTION PANCHANAMA OF THE CCTV FOOTAGE

Police Station, Navgaon

Date:- 13/07/2024

Panch:- 1). Vijay, Navgaon

2). Shankar Kumar, Navgaon

I, Investigating Officer Amit Police Station Navgaon, Mahanagar called the two mentioned Pancha to the police station on 13/07/2024. I informed them that based on the complaint filed by Ajay Kumar, brother of the deceased woman Daya Manav, a case was registered under Merg No. 21/2024, Section 194 of the BNSS. Accordingly, a criminal case No. 999/2024 under sections 498 A, 342, 306, 507, 34, 304 B of the Indian Penal Code was registered at Police Station Navgaon. I requested the Pancha to be present for the inspection of CCTV footage seized on 03/07/2024 related to Merg No. 21/2024, Section 194 of the Bharatiya Nagrik Suraksha Sanhita and with the consent of the Pancha the Inspection Panchanama of the CCTV footage was conducted as follows:

The sealed packet containing the pen drive with the CCTV footage seized on 13/07/2024 was opened in the presence of the Pancha and the said pen drive was attached to my laptop and we inspected the CCTV footage of the place where Manav was working on the date 01/07/2024. When DVR of Sony Company whose model number is IDS-1234567 was installed in camera number 05 of the seized CCTV footage, footage of 01/07/2024 was seen in the said camera and in the said cabin on 01/07/2024 at 11:38, it was seen that Manav was present.

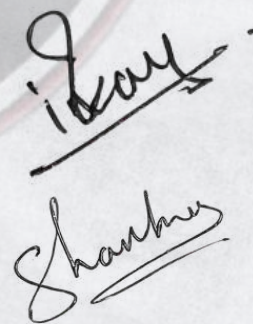
After that, further inspection of the said footage was performed and we got to know that Manav was doing his work in the office and it seemed that he was getting calls from someone from time to time. After that, it seemed like Manav received a phone call in the afternoon and he left the college at 13:26. After that another Sony DVR whose model number is IDS-7654321 opened the CCTV footage. On inspection of the footage dated 01/07/2024 before the Pancha, Manav in camera number 1, 2, 6, 11 in said DVR from 13:05 to 13:10 in the afternoon was seen going out of the college.

The CCTV footage from the pen drive was processed using the "Hash My Files" software to generate the MD5 hash values. The pen drive was re-sealed in a *khaki* envelope with labels signed by the Pancha and the police and was seized for further investigation.

The inspection was conducted at J.D. Secondary and Higher Secondary College, Navgaon, starting at 12:30 PM and concluding at 1:00 PM on 13/07/2024. The panchnama was prepared on a laptop, printed, and signed by the Panch.



Investigating Officer
Amit



Panch Signatures

Exhibit F – Statement of Witness

1. Mr. Ajay Kumar (Brother of Deceased/ Complainant)

I, Ajay Kumar, aged 41 years old, r/o Plot no. 154 Suryoday Society Ghazbagh, appear before the police station in Navgaon and make my complaint that my late sister Daya (aged 46 years) was married to Manav at the residence of Manav in Navgaon on May 3, 2023, as per marriage customs. After marriage, Daya came to live in her husband's house in Navgaon, Mahanagar. His family includes two sons from his first wife: 1) Pawan, age 24 years, 2) Akash, age 19 years, and his mother Anamika lived together. Daya, her husband Manav and his family started living well for a few days after the marriage, but after a few days, Manav and his two sons started fighting with Daya and his father Manav about their marriage for the second time.

It was a second marriage for both, Daya and Manav. Daya had a daughter from her first husband, whose name is Khushi; she is residing with me for her further studies in Plot no. 154 Suryodaya Society, Ghazbagh, Uttarnagari. After marriage, Daya's in-laws used to fight a lot; hence, many times, Daya told her brother and her family that my husband and his two sons were not happy with their marriage, which is why they always used to fight with her. That's when my uncle Sunder Mohan, a resident of Telgav district, Navgaon (Mahanagar), and our grandmother came to convince Daya's in-laws.

My family members and I have visited Manav and his two sons many times. They explained my sister's problems, and they assured me that she wouldn't have any issues again in the future.

But the problems went on till the future, and as a result, she came back to her parental home and refused to go back to her in-laws. She stayed at her parent's house for two days, and then Manav came back to take her to her in-laws. A few days later, I received a call from Daya informing me that my brother-in-law was requesting money from me to pay for Akash's school fees. She also claimed that both of the boys were arguing with her and that she should bring the money from her parent's house to pay the fees. They asked Daya to Leave this place immediately or provide the said money. We paid him Rs 11000/- on Google Pay. We also have paid him some cash amount for which we have no records. Likewise, one day Daya also shared this with my parents and my younger sister, Sonu Kumari. that Manav hit her, locked her in the room, and left.

In April 2024, my niece Khushi travelled to Navgaon to spend 20–25 days with her mother. Khushi saw the frequent fights between her stepfather and his two sons with her mother even back then. My sister Daya was assaulted by Manav one day when Khushi was in Navgaon; as a result, Khushi took pictures of the marks on her body around her neck with her cell phone and forwarded them to me.

Once in May 2024, when my sister and brother-in-law arrived for a family gathering, the brother-in-law started verbally abusing my sister, me, and other family members, accusing us of failing to make appropriate plans for their visit. With that, we brought my sister back to the house. When the accused arrived, my sister's problems got worse, and his sons and brother-in-law constantly bothered her.

Further, he also demanded more money amounting to lakhs but we didn't have the money, so on June 21, 2024, Manav withdrew Rs.60,000/- by mortgaging Daya's *Mangalsutra*. Manav also demanded Rs 3.5 lakhs from my father Shri Radhe Mohan ji and when my father denied he used to torture my sister physically and mentally saying either leave the house or die. My sister was abused by my brother-in-law and his younger son Akash on the evening of June 27, 2024. After the altercation, my sister threatened to be killed or leave the house. In addition, my sister was beaten by my brother-in-law and his younger son Akash. On June 28, 2024, early in the morning, my brother-in-law and Akash got into a fight with my sister Daya and her son Pawan, who resides in Puran Nagar. He said a great deal of good and evil, saying, "I will not spare you and your family if something were to happen to Akash because of you." At 11:22 a.m., when I contacted Daya, she told me this over the phone. She suddenly appeared terrified, irritated, and disturbed. As she hung up, she told me that this was her house now and that she had to live there or die, leaving me to her fate. Daya said this, then hung up the call.

After a while that day, around 2:38 pm, received a call from my brother-in-law Manav, informing me that Daya had experienced dizziness that she had been vomiting, and that her Blood Pressure was low. She was taken to the intensive care unit (ICU) alongside Get Well Soon Hospital after it was reported that her weight had reduced and she was experiencing chest pain.

2. Mr.Amit Patil (I.O.)

Concerning, the above subject, it is humbly submitted that on 03/07/2024, a case of death was registered at Police Station, Navgaon, as Crime No. 384/2023 under Section 194 of the BNSS regarding the death of Mrs. Daya, aged 46 years, resident of Navgaon on 01/07/2024, at 10:30 AM. Thereafter, based on the complaint lodged by her brother, Ajay Kumar, aged 41 years, occupation - Business, resident of 13, Suryodaya Society, Ghazbagh, on 03/07/2024, Crime No. 384/2023 under Sections 498(A), 342, 306, 507, 34 of the IPC, 1860 was registered and taken up for investigation.

Thereafter, on 18/07/2024, Section 304(B) of the IPC was added to the crime based on the complainant's statement and the documents submitted at the police station.

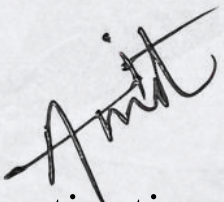
The accused in this case absconded from their residence on 07/07/2024 and have not yet appeared for investigation till 5th August 2024. It is submitted that the relationship between the deceased and accused No. 1 was strained and there were arguments. The deceased had informed her relatives about this harassment. The investigation regarding this is pending, and there is a strong possibility that the accused applicants may pressure witnesses to tamper with evidence. It is also necessary to investigate the accused about how the deceased woman consumed the poisonous substance, whether accused nos. 1 and 3 instigated the deceased to do so, or how she was forced to consume it, as mentioned in the complainant's statement.

This fact has not yet been established in the investigation and needs to be investigated further. Therefore, police custody of the accused applicants is necessary for a proper investigation into this matter. Regarding the above-mentioned accused, it is noted that the primary accused (accused No. 1) was involved in harassing the complainant and his family. The other co-accused (accused Nos. 1 and 3) were also involved in physically assaulting the complainant. This incident has significantly affected the mental and physical well-being of the complainant. If the primary accused (accused No. 1) is not apprehended and strict action is not taken against him, there is a possibility of further disturbances.

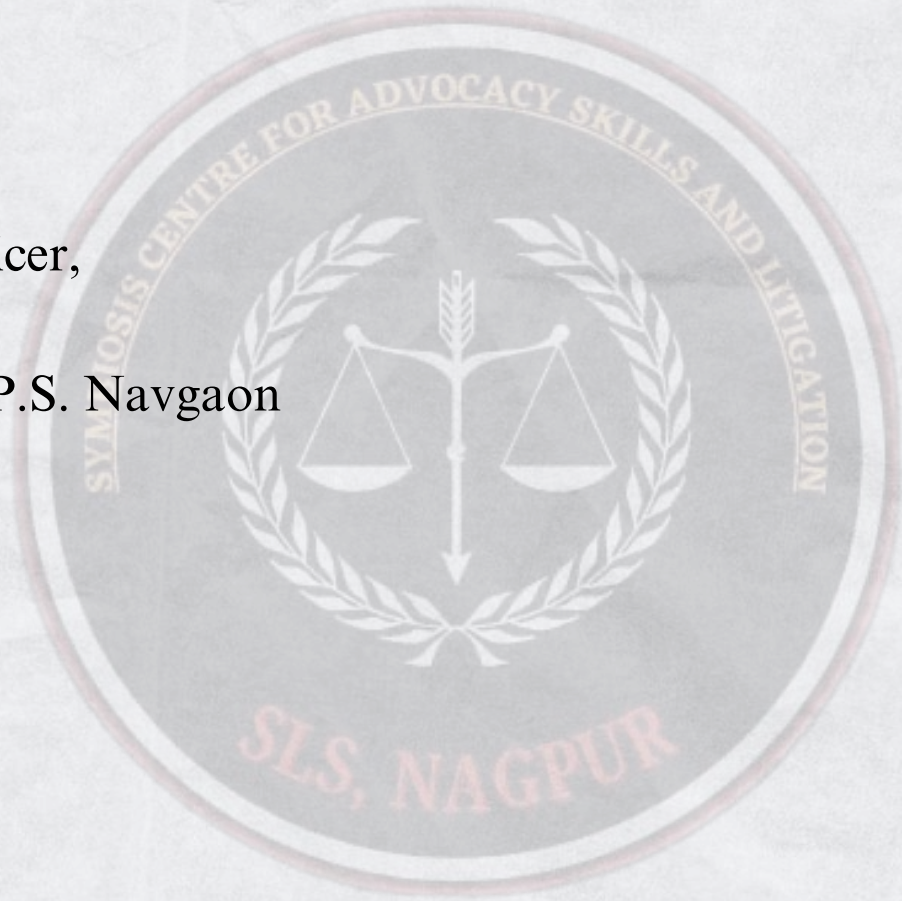
It is also observed that accused Nos. 2 and 3 were involved in harassing and physically assaulting the complainant. Hence, it is crucial to arrest these accused individuals immediately to prevent any further threats and ensure the safety of the complainant and his family.

The primary accused and his associates have created a hostile environment for the complainant and his family. They have continuously harassed the complainant and his family, causing severe mental and physical distress. Due to the ongoing threats and harassment, the complainant fears for his life and the safety of his family. It is necessary to take immediate action to arrest the primary accused and his associates to prevent any further incidents.

On 06/07/2024, the complainant once again approached the police station and informed them about the continuous harassment by the accused. However, no substantial action has been taken. Hence, it is requested that the primary accused and his associates should be taken into custody immediately.



Investigating Officer,
Mr.Amit,
Police Inspector P.S. Navgaon



3. Khushi (Daughter of deceased)

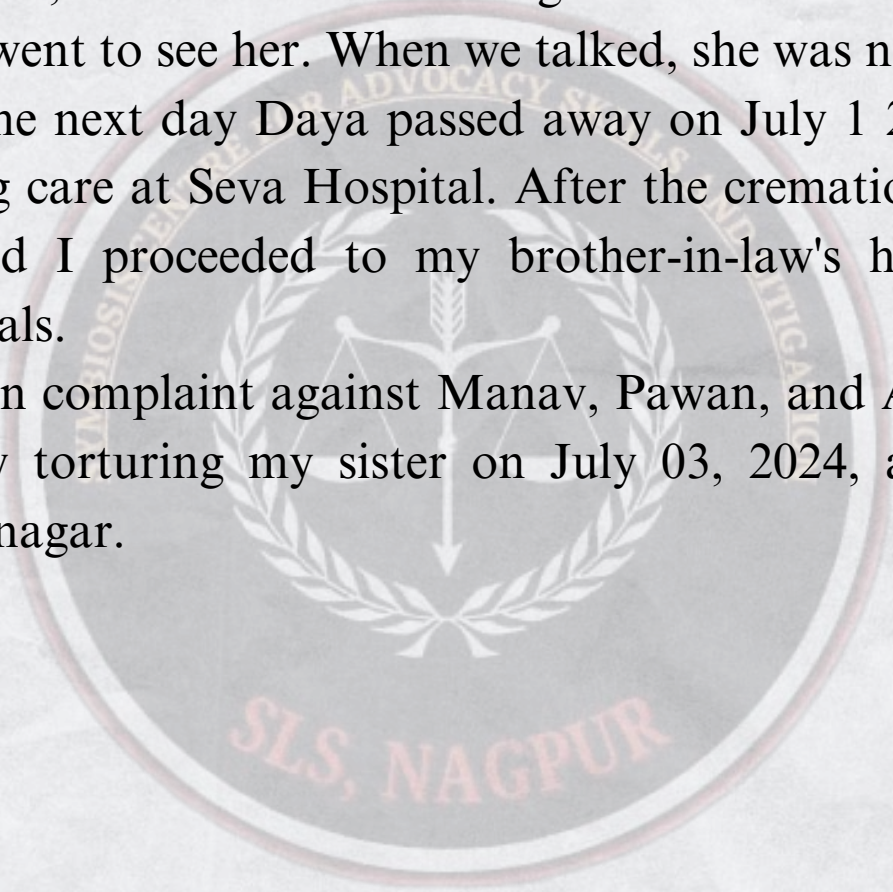
I appeared before the Police Station, Navgaon and gave my statement that my mother, Daya, aged 46 years, resident of - Borle layout, Navgaon died. Manav was her husband after the marriage. My mother started living with her in-laws in Borle layout. This was the second marriage for both of them. He had two sons from his previous marriage 1) Pawan 2) Akash. Everyone lived together in the same house for a few days and everything was fine. After the 4th month of their marriage, he along with his sons started tormenting my mother. They used to give her orders like a maid and used to say, "You are our maid, we have brought you as a servant." Both of his sons used to come home late at night, yet my mother used to cook food for them and feed them. Also the children did not respect their mother and often made false complaints to their father about her, trying to create a rift and damage the relationship between her mother and stepfather. If there was any kind of work from my school, then I would have to get signatures from my mother. I used to ask my mother to come to Ghazbagh when I needed her. At that time, my step-father used to fight with my mother and whenever I needed some money, when my mother would ask my step-father for money, my step-father would always refuse it by saying, "I will not bear expenses of her, you look after your child."

Additionally, whenever my mother asked him to buy groceries and vegetables, he wouldn't do it. Last year, on Diwali, I came here to Borle layout Navgaon at the invitation of my mother, during that time I saw that my step-father and my two brothers always taunted my mother and if my step-father spent anything for me, they used to taunt my mother.

He used to say that, “your daughter is not my responsibility.” My step-father at that time of marriage had assured my mother that, “I will take full responsibility of your daughter.” There used to be an argument between them, after which there was a fight and step-father used to beat mother deliberately. This year in April 2024, I had come to mother's house in Navgaon, at that time my mother used my step-father's phone. When I saw that my step-father had beaten my mother, I told my step-father that, “you cannot beat my mother like this.” He replied that, “this is our personal matter, don't intervene between us, you have no manners.” Before marriage, he claimed that he would take her responsibility, but after the marriage, he is acting the opposite of what he previously claimed. “He has brought me into the house only as a maid and has ill treated me, and has made the situation worse.” my mother told me. One day, I received a call from my step-father on 28/06/2024 and he said that, “your mother's blood pressure is low and she has just been admitted to the hospital due to her weakness in the ICU.” I replied to him that, “No one gets admitted in the ICU just for low blood pressure.” So he replied that you just pray for mother's well being.

I questioned him about whether Daya had eaten anything at that point yet he kept quiet about it. However, I thought the situation was serious therefore on the evening of June 28, 2024, my parents and I departed for Navgaon. Manav informed me that Daya had been admitted to Seva Hospital when I called him again. Daya was hospitalized at Seva Hospital on June 28, 2024, when I arrived in Navgaon at 8:00 a.m. She was unable to speak when I went to see her. When we talked, she was not in a proper state to respond. The next day Daya passed away on July 1 2024, at 10:30 a.m. while receiving care at Seva Hospital. After the cremation on July 1, 2024, my family and I proceeded to my brother-in-law's home to finish the remaining rituals.

I filed a written complaint against Manav, Pawan, and Akash for mentally and physically torturing my sister on July 03, 2024, at Navgaon police station, Mahanagar.



He disconnected the call, after that we reached Navgaon from Ghazbagh around 11:00 p.m. and after that time we got information from the hospital that my mother had consumed poison. I went to meet my mother in the ICU, and I talked to her. I asked her, "Did something wrong happen with you?" Then Mother nodded positively. She shook her head up and down twice and said yes. I came out of the ICU and saw Manav and I asked about my mother's mobile. He said that her mobile was broken and he didn't know where it was. After saying this, I sat there. My uncle came to meet us in the hospital and at the same time, the doctor of the hospital came out of the cabin and handed over my mother's report to me declaring that the patient was no more. After listening to this, we all started crying. Later, two police personnel came to the hospital and asked about my mother. When they started inquiring, I told them that the patient was my mother and said that my mother's mobile was with my step-father Manav, he said that he would not give it and that the police called Manav and inquired about the mobile in response to that Manav said that the mobile was with him. He brought it and gave it to me, after that I said, 'I knew the password', so when I tried entering the password, the password was incorrect. From 03/05/2023 till 04/07/2024, her husband 1) Manav and his sons 2) Akash 3) Pawan , after marriage, physically and mentally tortured her, repeatedly insulted her at home, quarreled with her and harassed her by beating her.

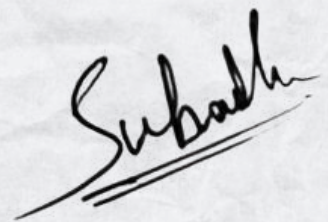
4. Dr. Subodh, Medical Officer, Seva Hospital

Date: 01.07.2024

It is submitted that the deceased was admitted to the hospital on 28.06.2024 at 2:30 p.m. in a very critical condition after consuming an unidentified substance. I was supervising her and following the necessary procedure. But while she was under observation, she died on 01.07.2024 at 10:30 a.m. The exact reason for death could not be determined which is why the body was sent for post-mortem.

Overall the victim appeared pale, and impressions of multiple bruises, abrasions and injuries were found. Further investigation also found that these marks are not only recent, but some could be old. When the victim was admitted she was unconscious while her vitals were not fully satisfactory. But by 30.06.2024 she was on the road to recovery, when suddenly on 01.07.2024 she collapsed and died. It is hard to say what type of substance was consumed by her and in what amount. It is necessary to state that the marks of injury present on the body of the victim are consistent with the physical violence and to ensure proper reason and investigation are done further it is necessary to conduct a detailed report of death and post-mortem report.

Whatever I have said, is voluntary and the Police Officer has shown and read for me the statements from the laptop and I have affirmed it.



Sign of M.O

Place: Navgaon

5. Name: Manav (Accused 1)

Date: 06.07.2024

It is submitted that I Manav, aged 49 years, r/o Plot no. 36, Borle Layout, Navgaon Mahanagar. I lived at the said place along with my deceased wife, son, mother and father. I have one brother who lives nearby. I have two sons, one of them is living in the Puran Nagar of Mahanagar and is working in a private company. The younger son is living with me and is pursuing his education. My parents resides few days at my house and few days with my brother.

I married Late Priyanka (dead)(Wife 1) in 2000 till she died in 2019 due to cancer. A few months after her death I met Daya through a common relative and we liked each other's company. We exchanged numbers and had conversation for a considerable period. It was in 2023 when we decided to get married. She was also married previously and had a daughter, Khushi from her previous marriage. During the 2 year of marriage whenever I asked her about the father of Khushi, she stayed mute and also seemed traumatised. She never revealed what was the reason of her separation. Later on I stopped asking her and ensured that she does not relive the trauma again. We got married on 03/05/2023 at Ghazbagh and left for Navgaon the next day. The first few days after our marriage she seemed happy, joyous and settling in her new house. But with days passing she again turned silent, did not talk much, stayed in her thoughts, did not reply to us etc. Her daughter lived with her uncle in Ghazbagh and visited her mother occasionally. She rarely talked with her family members. This situation made me concerned and tense.

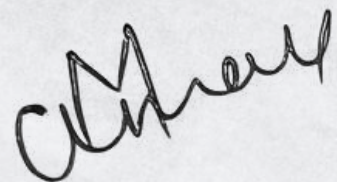
I work as a clerk in J.D. Secondary and Higher Secondary College, Navgaon, and earn a decent amount. But sometimes it was difficult for me to provide for my family with that decent income, so I demanded some money from my wife and her family members. But I also promised to repay the said amount back, whenever possible.

On the day when my wife was admitted to the hospital after vomiting and getting unconscious, I was at my workplace. I got a call regarding the incident at around 1:30 pm (I do not remember the exact timing) and reached my home. Then I took her to a Hospital named Get Well Soon, Navgaon but the hospital authorities asked me to take her to some other hospital. So, in a hurry, we rushed towards Seva Hospital and admitted her there at around 2:30 pm. Thereafter she was under the observation of the doctors in that hospital till 01.07.2024, when she died.

The allegation imposed on me of Sec. 498A, Sec. 342, Sec 306, Sec. 507, Sec 34 and Sec. 304B of IPC is false and I do not accept it.

Whatever I have said, is voluntary and the Police Officer has shown and read for me my statements from the laptop and I have affirmed it.

Place: Navgaon



Sign of Accused 1

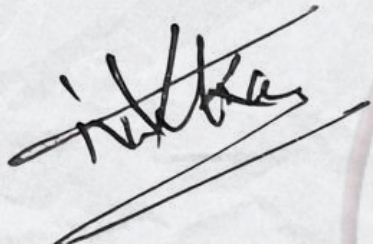
6.Vivek (Co-employee of accused)

I am writing to you today to express my concern about Manav, who is a co-worker at J. D. Secondary and Higher Secondary College, Navgaon, where I work. In the absence of Principal, Radheshyam I am incharge of the college's administrative work. Manav has been working as a clerk (PG Department) in our college for the past 20 years. His first wife passed away due to cancer about two and a half years ago. This news was known in our college. Later, it came to be known in the college that Manav had married for the second time. Manav used to be present on duty from 10:45 am to 5:30 pm daily. I know him very well.

On dated 01/07/2023, around 11:00 a.m., when I arrived at the college for duty, some of my former students came to meet me. On asking the reason they replied that they came here to collect their degrees. But since Manav Sir was not there, I immediately called Mayank, who works with Manav, and asked him to give the degrees to the students. I also inquired about Manav's whereabouts, and Mayank told me that Manav came to work but had gone to the hospital for some Medical Emergency. Later, around 03:30 PM, I came to know in our college that Manav's wife had died. I did not get any information on how she died.

On dated 02/07/2024, around 11:00 a.m., when I arrived at the college for duty, I came to know that Manav's wife had consumed some poisonous substance and died while undergoing treatment.

Thereafter, on date 08/07/2024, the police seized the footage from the college dated 04/07/2024. While checking them on date 18/07/2024, it was found that Manav left the office on date 04/07/2024 at around 01:30 PM without informing anyone in the office. He had not come to work in the college since then. This is what I know. I state that my statement, as narrated by me, was typed on the laptop and a printout was given to me to read. I read it and verified that it is according to my statement. Whatever I have said, is voluntary and the Police Officer has shown and read, my statements from the laptop and I have affirmed it.



Signature
Mr. Vivek

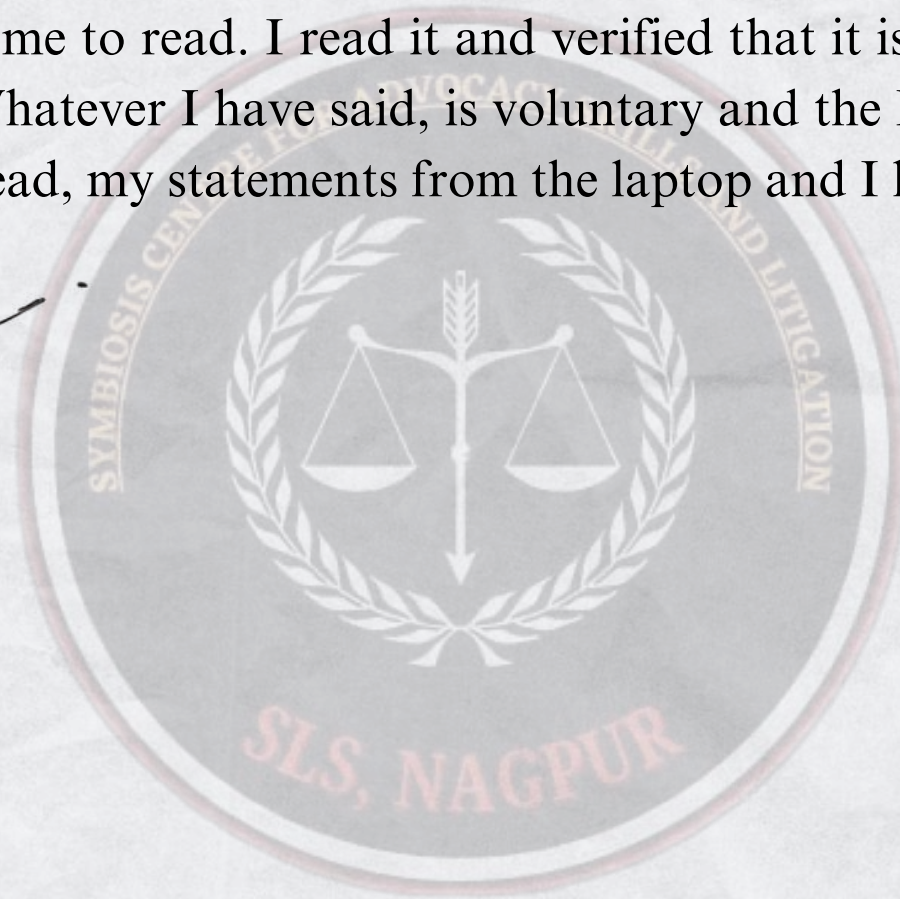


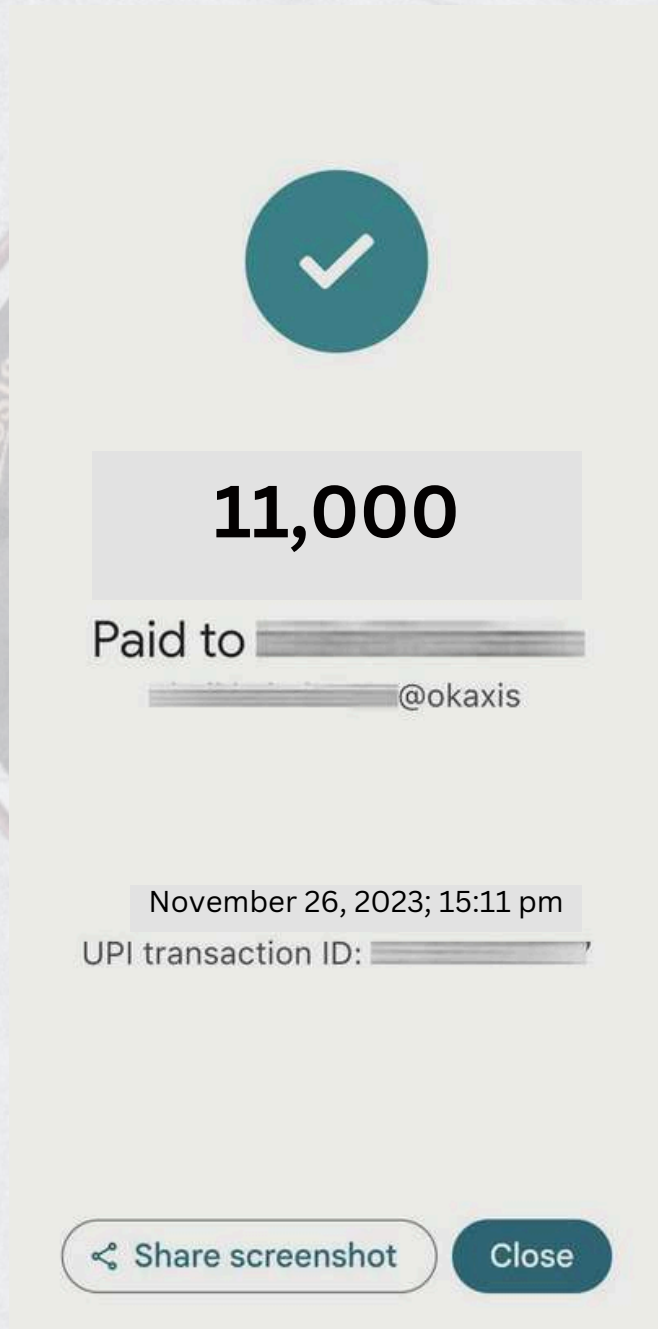
Exhibit G



Physical injury marks over the deceased's neck (photo sent by Khushi to her uncle in April 2024)

Exhibit H

Online transaction screenshot shared by Complainant with I.O.



Choice of Witnesses

Sr. No.	Name	Relation
1.	Mr. Ajay Kumar	Brother
2.	Mr. Amit	I.O.
3.	Ms. Khushi	Daughter
4.	Mr. Subodh	Medical Officer
5.	Mr. Manav	Husband
6.	Mr. Vivek	Co-employee of accused

The Registered Teams are mandated to make their choice as to select any three witnesses from the six witnesses mentioned above, for their Chief Examination, as both Prosecution and Defense, from each side, respectively. Once the choice has been made, the Teams can put down the names of the three witnesses as a separate last page of their Memorials (Same in both Online and Offline Copies) - as per the Memorial Type, i.e. in both the Prosecution & Defense Memorials respectively, they will be mentioning the names of 3 witnesses.

The page shall be titled as "Choice of Witness".

Once the Memorials are submitted to the Organizing Committee, the choice of witnesses will be determined, and can be put to trial only in the Prelims, when the Witness Pairs will be Allotted to the Teams, 30 minutes before the Trial.