

14<sup>th</sup> Nyayaavalokan Trial Advocacy and Judgment Writing Competition, 2025-26

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**CLARIFICATIONS**

1. DW1 says this case has affected her sister's job. What does affected mean? Has she lost her job?

**Ans.** No clarification required.

2. Should we take the post-mortem as proved?

**Ans.** Yes

3. Is it true that the statements recorded under section 180 of the BNSS are only the statements of PW1 and PW3?

**Ans.** Yes.

4. So, our doubt is pertaining to the admissibility of the statements of defence witnesses. Can they be used for highlighting contradictions?

**Ans.** No.

5. And what is to be done if the other team changes the whole version of the defence statements. Do we inform the judges or the OC members and to what extent the change in defence statements is permissible if allowed?

**Ans.** Change in defence statements not permissible.

6. Kindly clarify whether the letter written by Rupesh Sanjay Athalye was formally seized by the Investigating Officer during the course of the investigation. If the said letter was seized, kindly clarify under which panchnama and on what date and time the seizure was effected. If the letter was not seized, kindly clarify how and on what basis it forms part of the judicial record and is available as a defence document.

**Ans.** No clarification/response required.

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7. Kindly clarify who retained custody of the letter after it was discovered at the scene of the offence, and through what process it came into the possession of the accused for defence purposes.

**Ans.** No response required.

8. Kindly clarify whether the mobile phone found near the deceased was seized, sealed, and marked as an exhibit during the investigation.

**Ans.** No response required.

9. If the mobile phone was seized, kindly clarify whether it was sent for forensic or digital examination, including analysis of call records, messages, or application data.

**Ans.** No response required.

10. Kindly clarify whether any fingerprint or forensic examination was conducted on the bottle of Madhu Phenol recovered from the washroom.

**Ans.** Forensic examination was conducted on the bottle of Madhu Phenol. The report of the same has now been forwarded to all the participating teams via the updated proposition.

11. Kindly clarify whether any drinking vessel or container was recovered from the scene of the offence and, if so, whether it was subjected to forensic examination.

**Ans.** No response required.

12. Kindly clarify whether the investigation ascertained when the Madhu Phenol found at the scene was purchased.

**Ans.** No response required.

13. Will a chargesheet be provided at any point?

**Ans.** No clarification required.

14. Will either of the panchas be witnesses for examination and cross?

**Ans.** No