

National Judicial Academy

P-959 Refresher Course to Evaluate and Review Performance of JJBs

3rd -6th December, 2015

Prog Coordinator	Ms.Shruti Jane, Law Associate
No.of Participants	29
No. of forms received	28

General Suggestion

1	<p>List out five things that you learnt for the first time due to your presence in the programme</p>	<p>1. Firstly, like to say thanks to the National Judicial Academy Bhopal for giving opportunities to me for attending in this refresher course of JJB, We also got opportunities to share our experience and view among all principal magistrate we also learnt lots of thing and assembled knowledge from all speakers within their 4 programme.</p> <p>2.1) I learnt about order passed for community service etc, 2) More sensitized, 3) How to supervise protection –officer, 4) Compensation for victim, 5) Why juvenile behave like that means there by I learnt that sometime it could be by genetic reasons too, that promote juvenile to behave or to commit offence</p> <p>3. 1. To keep sympathetic emotions towards juveniles; 2. Compensate the victim as far as possible; 3. We should pass orders as early as possible keeping in mind not only for prosecution but also give benefit to juvenile and victim too; 4. Before passing any final order we should take report of prohibition officer, 5. Be polite and understand in what circumstances offences/incident occurred.</p> <p>4. Rules and Regulations with regard to Social Services; Counselling of the juvenile in conflict with law, how to deal with children in conflict with law.</p> <p>5. 1. I have learnt about the scientific approach of how to deal with the juvenile, 2. The right approach to consider the juvenile in conflict with law; 3. The need to prepare after care plan, 4. The importance of the probation officer, 5. The rehabilitation of juvenile.</p> <p>6. 1. To be more sensitive towards the cause of juveniles, 2. Update with latest laws, 3. Relevant and useful orders that can be passed, 4. Role of Counsellors and mediators, 5. Ask for more details and deep SIR.</p> <p>7. 1. Connecting of Juvenile conflict with law, 2. Social Service by juvenile, 3. Latest laws.</p> <p>8. 1. Procedural niceties of the Juvenile Justice Care and Protection of Children Act, 2000, 2. The need to have a right approach independent of the entity of a conventional judge while holding the proceedings in a JJB as the Principal Magistrate, 3. The need of passing orders according to law as regards bail, disposal, and child care plans etc, 5. The need of procuring the investigation report SIR, reports of the Probation officers.</p> <p>9. 1. Giving more importance to social member, 2. Individual care plan, Role of probation</p>
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officers, Genetic history in the juvenile, including community service in the conditional order.

10. After care plans have to implemented, 2. To act like a guardian.

11. In-depth study of the programme, 2. Study supported with simulation test is new experience, 3. Interaction between participants and speakers removed doubts, 4. This programme highlighted by movies touching the subject of the programme, 5. The play removed all lacuna supported with interaction reading out deficiencies.

12. 1. Regarding mental development of child up to 18yrs, scientific studies thereof, 2. Reasons for fixing the age of Juvenile offenders at 18, 3. Regarding rehabilitation and After Care Plan, 4. Regarding different aspects in the procedural matters under JJ Act, Effectiveness of institutions and Probationer officer in the JJ System.

13. 1. The importance of the Probation officer, 2. The importance of social background report.

14. 1. Mediation possibility in juvenile matters, 2. Effective role of probation officers, 3. Mental and physical health of juvenile, 4. Common responsibility.

15. 1. To continue making efforts for betterment of facilities at JJB, i.e. perform duties more efficiently in spite of less responses from high authorities, 2. To fight for the rights of Juveniles treating as our children, and to act a a guardian than a magistrate, 3. I got more exposure to Juvenile Justice and more sensitized to child issues, 4. The need to understand the psychology of juvenile for commission of crime and background and be compassionate to juvenile in conflict with law along with the victim.

16. Let me confess frankly that I had only bookish knowledge about the JJBs but became abreast with the role of JJBs, kudos to the host, i.e. Academy. Also I may humbly submit that other stakeholders of the JJBs should have been also benefitted by the programme. Nice going, keep it up.

17. 1. The concept of 'parens pateriae', 2. Better understanding of the crime ratio in respect of juveniles, 3. The opposing rationale with regards to recent amendment of IPC in relation to age and criminal liability of juveniles in respect of heinous offence, 4. Psychological factors at play when a juvenile commits an offense through the ID-Ego-Superego model.

18. To be sensitive to the JCL; to act as the parens patriae of the juveniles, in case the juvenile is not present before if required search warrant can be issued against him, application of Rule 13 (7) of JJ Rules, the concept of restorative justice, payment of fine by JCL/guardian of JCL, day by day out of his daily earnings.

19. 1. JJB working along with Probation Officer, 2. Age determination of Juvenile, 3. Probation officer's exact work, 4. Importance of Individual care plan, 5. Principal

		<p>Magistrate’s duties with probation filed.</p> <p>20. 1. The procedures of JJB Act were made known thoroughly, 2. The procedure regarding Bail and the responsibility of Probation officer were made known to us; 3. Preparing an action plan after conclusion of inquiry is brought to my knowledge.</p> <p>21. 1. Genetical problems behind juvenility, 2. Juveniles need not be touched to make them feel comfortable. They may get more uncomfortable by that, 3. For the first time, I have seen a concept like “SOS Village, I like the manner in which they are doing all things, 4. Neurological research about brain development till the age of 21 years, 5. At some places, the situation is worse that my JJB/District I felt that at least I have some facilities and support system.</p> <p>22. The scientific angle to the reasons of Juvenile delinquency (Genetic cause) so far revealed by the studies; Restorative justice.</p> <p>23. 1. I learnt that my earlier approach was rustic and insensitive, 2. The real purpose of the Act learnt, 3. Child psychology and its importance was not known earlier, 4. The actual role of Probationary officer, 5. Importance of Individual care plan.</p> <p>24. Regarding Individual care plan, latest case law regarding JJ Act, NGO i.e. SOS</p> <p>25. 1. How to deal with the juvenile with sensitivity, 2. To write the correct counselling order and other under S. 15 of JJ Act., 3. Reformative approach towards juvenile should be adopted, 3. How to deal with Probation officer especially for making Social Investigation report,. 5. How to make Individual care plan for juvenile.</p> <p>26. 1. How to understand the behavior of juvenile, 2. Mainly look into juvenile’s interest and not on the procedure concerned, 3. To understand the reasons for delinquency.</p> <p>27. 1. Basic structure of Juvenile Justice Act and recent case laws, 2. How to deal with bail applications of juveniles in recent period, 3. Exact role of Probation officers under the JJ Act. 4. How to overcome loopholes or flaws arises from provisions contained in existing JJ Act. 5. Imp of Individual Care Plan prescribed in JJ Act.</p> <p>28. 1. As I assumed charge, as Principal Magistrate JJB recently on 16.11. 2015, I learnt the exclusive procedure to be adopted while conducting Bench as Prl. Magistrate of Board, 2. I learnt the ways to find out things lacking leads to ineffective functioning of Board, 3. I learnt the duties which are to be entrusted to PO, 4. I learnt how to express our feelings on system, by way of stage play, 5. I learnt importance of Individual Care Plan.</p>
2	<p>List five subject/ areas of your concern that NJA must address through its future</p>	<p>1. Not required at all. Everything is perfect here.</p> <p>2. 1) Observation Homes., 2) Child behavior.</p> <p>3. 1. There should a common training programme of JJB (PM + members+ Probation officer and other staff). 2. There should be training programme about other Acts like POCSO, IPC(in heinous offences like Sec 376 IPC)</p>

**programme
for presiding
Officers of
Juvenile
Justices
Boards.**

4. Children's home, Reformation home and Orphanage.
5. Although I do not have more subjects to be added, however, I think it would be better and more effective if each subject can be more expanded/more detail.
6. 1. More emphasis on legal positions, 2,. How more effectively interest of juveniles can be protected, 3. Members of JJB should also be trained, 4. Probation officer should also be sensitized over the issue of child protection, 5. More emphasis on child rehabilitation plans.
7. More emphasis on legal positions, 2. Programmes addressed by sitting judges of Hon High Courts and Hon Supreme Court.
8. 1. Synchronized JJB wise training of PMs, members, Probation officers and other role players, 2. Exposure (at least by audio-visual means) to real life counselling sessions, 3. Exposure to model SIR and other reports.
9. 1. Revenue law, 2. NDPS Act, 3. Judgement writing, 3. How to avoid delay in trial?, 5. Section 89 CPC (ADR mechanism)
10. 1. Procedure of inquiry, 2. Different types of possible disposition order, 4. Appreciation of Evidence, 5. The approach to Juvenile at the time of award and inquiry.
11. 1. Presiding Officers should be meant for JJB only, no other duties, 2. The background of P. officers, if he/she has propensity towards this kind of duty, 3. Pre-joining training and post joining g training to enhance the working of P officer, 4. Periodic inspection of the working of P. officer by seniors, 5. Last but not least the feedback shouldn't be on the spot, time be given to participants at least 15-30 days, after they put the experience gained in their work and throw out the deficiency if any for the betterment of JJB.
12. 1. Arranging training of Principal Magistrate and Social members together, 2. May arrange future training programme to newly appointed/to be appointed Principal Magistrate in the state level through the State Judicial Academy.
13. 1. Regarding latest enactments, 2. Periodical training to the judicial officer.
14. 1. Joint programme for presiding officers and members, 2. Monthly publication of study material.
15. Arrange training programmes to magistrates along with their board members, 2. Classes with child rights experts and psychologists are necessary for officers for better understanding of child/adolescent psychology, 3. Even probation officers and police can be involved in the training programmes along with Magistrates.

	<p>16. 1. Other two members of the JJBs, 2. Probation officers- role and responsibility, 3. Observation homes –visit and facilities vis-a- vis strengths, hygiene, medical facilities, entertainment and vocational center. 5. Role of Juvenile police unit.</p> <p>17. Re-sensitizing is important in my opinion. As such, instead of perusing on procedural law lectures, in-depth understanding of the back ground factors is important,. More focus on Dr.Aruna Broota’s lecture and that of Prof. Ved Kumari should be made.</p> <p>18. 1. Members –training/competency, 2. Probation Department – requires overhauling; 3. Child Psychology training, 4. A session about the inspection of the observation home/special home/place of safety; 5. A session on Section 21, and 23-26 JJ Act.</p> <p>19. Respondent did not comment.</p> <p>20. Procedural training to the JJBs is necessary.</p> <p>21. 1. Actual rehabilitation process, 2. Jurisprudential foundations of Juvenile Law (it will help them to change mindset from criminal law to juvenile law), 3. New researches on Juvenility through out the world, 4. Functioning of and constitution of Juvenile Justice system in various developed countries and reasons behind their success, 5. Psychological aspects in commission of crime, 6. New developments through latest judgements of Hon’ble High Courts and Supreme Court.</p> <p>22. An open discussion with the officials of Ministry of Child Development.</p> <p>23. Provide more training focusing on child psychology, 2. Give training along with other stakeholders.</p> <p>24. Regarding Individual Care Plan, 2. Enquiry procedure under JJ Act and Rules.</p> <p>25. Respondent did not comment.</p> <p>26. Training programme of ours with police officials.</p> <p>27. Basic structure of JJ Act, 2. Role of JJB, probation officer, special juvenile police unit and observation home. Their duties, powers, controls and concerns.</p> <p>28. 1. Involve Probation officers in the programme to interact. 2. Involve Govt. official concern to enable them the inactive and inefficient role of Govt. in providing proper staff and infrastructure, 3. Better to conduct yoga class at Auditorium instead of present place, at least in winters.</p>
3	<p>List out five things which NJA should take care of :</p> <p>1. Respondent did not comment.</p> <p>2. Some more group discussion should be there.</p> <p>3. Respondent did not comment.</p> <p>4. Respondent did not comment.</p> <p>5. 1. Internet facilities be made available for each room, 2. Sightseeing should be included.</p> <p>6. Respondent did not comment.</p>

7. Food
8. Study material through e-media so that there is no hassle in carrying them back home.
9. Regular training on different subjects, Provide audio visual recording /CDs of the sessions, Hold regional conferences state wise, provide non veg food in the menu, provide one guide for city tour, WiFi/ Internet access in the guest house.
10. 1, Serve non-veg food at least on dinner, 2. Transportation for outings on payment, 3. Taxi service at cost of participant, 4. Laptop and WiFi internal connection.
11. 1. Should encourage each participant in discussion, 2. Practical aspect be encouraged rather than theoretical aspect, 3. Programme duration can be increased, 4. Subordinate judicial officers be invited as guest lecture/ resource persons with good record of dealing the subject to be dealt with, 5. Interactive session among participants be given preference in isolation.
12. NJA may look into the aspects of amending the JJ Act by removing the defects through recommendation to the Apex Court.
13. No suggestion.
14. Respondent did not comment.
15. To arrange yoga classes in a room than in the open due to cold weather.
16. 1. Veg as well as non-veg diet, 2. Practical training should be given more impetus, 3. Interactive discussion among participants for sharing their experience, 4. Reputed experts in the subjects should also be involved having different style of delivery, 5. Period of training be raised.
17. You did well, 2. Please install wifi.
18. Respondent did not comment.
19. Respondent did not comment.
20. No suggestions.
21. 1. The quality of food, 2. Some special time for recreation, 3. The library of NJA is very, very good, but judges do not get sufficient time to take benefit of it. I should be done.4. Nothing more, everything is good.
22. I think wi-fi should be there, it can at least be limited at least for evenings.
23. Respondent did not comment.
24. Regarding Reading Material, Information/nominations regarding programme which we attend – well in advance so travel plan can be done in advance and get confirmed ticket.
25. Respondent did not comment.
26. Respondent did not comment.
27. Inform the programme well in advance i.e. prior to one month, to the concerned nominated officer so as to enable him t get confirmed travel ticket.
28. Respondent did not comment.

P-959 Programme & Hospitality Feedback																														
Mark Your Satisfaction, Ranging from 1(Very Poor), 2 (Poor), 3 (Fair enough),4 (good), 5 (Excellent),for the following: (0 Indicates no response)																														
2	No.of Participant	29																												
3	No. of forms received	28																												
	Respondent No.	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	Total mark. out of 140
No.	Subject	Marks																												
1	Reading Material	5	5	5	5	3	4	4	4	4	4	5	4	5	4	5	4	4	5	5	5	4	4	4	4	5	5	4	5	124/140
2	Travel	5	4	4	4	5	4	5	5	4	5	5	4	5	4	4	4	4	4	4	5	4	5	5	4	5	5	4	5	125/140
3	Protocol	5	4	4	4	5	4	5	5	4	5	5	4	5	4	4	4	5	4	4	5	5	5	4	4	5	5	5	5	127/140
4	Reception	5	4	4	4	5	4	4	5	4	5	5	5	5	5	4	4	5	4	4	5	4	5	5	4	5	4	4	5	126/140
5	Cleanliness	5	4	5	4	5	4	5	5	4	5	5	4	4	4	4	5	5	4	5	5	5	5	5	5	5	5	5	5	131/140
6	Comfort	5	5	4	4	4	5	4	5	4	5	5	4	4	5	5	5	5	4	4	5	4	5	5	4	5	5	5	5	129/140
7	Food	5	4	5	5	4	3	3	5	4	4	5	3	5	4	4	4	4	4	5	5	3	4	4	4	5	4	4	5	118/140
8	Hygiene	5	5	5	4	4	3	5	5	4	5	5	4	4	4	5	5	5	4	4	5	5	5	5	4	5	5	4	5	128/140
9	Staff Behavior	5	4	5	5	5	4	5	5	4	5	5	5	4	5	4	5	5	4	5	5	4	5	5	4	5	4	5	5	131/140
10	Hospitality	5	5	0	4	5	4	0	5	4	5	5	4	5	5	4	5	5	4	5	5	4	5	5	4	5	5	5	5	122/140

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