

National Judicial Academy

SE-4: Orientation Programme for the Magistrates for Implementation of PC & PNDT ACT
4th – 5th February, 2017

Programme Coordinator : Mr. Yogesh Pratap Singh, Research Fellow
No. of Participants : 57
No. of forms received : 57

I. OVERALL				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	92.98	7.02	-	-
b. The subject matter of the program is useful and relevant to my work	85.96	14.04	-	51. As all the latest cases law have been cited.
c. Overall, I got benefited from attending this program	98.25	1.75	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	96.49	3.51	-	-
e. Adequate time and opportunity was provided to participants to share experiences	74.14	24.14	1.72	-
II. KNOWLEDGE				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
The program provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	87.50	12.50	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	91.23	8.77	-	-
c. Up to date	87.27	12.73	-	-
d. Related to Constitutional Vision of Justice	84.21	14.04	1.75	-
e. Related to International Legal Norms	46.30	42.59	11.11	-
III. STRUCTURE OF THE PROGRAM				

PROPOSITIONS	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	96.43	3.57	-	51. Due to the questioners provided before class.
b. The program was an adequate combination of the following methodologies viz.				
i. Case studies were relevant	96.43	3.57	-	-
ii. Interactive sessions were fruitful	96.49	3.51	-	-
iii. Audio Visual Aids were beneficial	95.43	3.57	-	-
<i>(To be modified as per the sessions planned)</i>				
IV. INDIVIDUAL SESSIONS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. Discussions in individual sessions were effectively organized	77.19	22.81	-	51. Due to paucity of time all area of topic couldn't be discussed.
b. The session theme was adequately addressed by the Resource Persons	94.74	5.26	-	-
V. PROGRAM MATERIALS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	96.49	3.51	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	94.74	5.26	-	-
c. The content was organized and easy to follow	91.23	8.77	-	-

VI. GENERAL SUGGESTIONS

<p>a. Three most important learning achievements of this Programme</p>	<ol style="list-style-type: none"> 1. Trial Process, Context of PC& PNDT Act and Appreciation of Evidence—they will be very useful in our day to day work. 2. 1. Not to have a biased mind; 2. Sensitization towards the issue of female foeticide; 3. Appreciation of Evidence. 3. Introduced to a new but important legislation. 4. To interact to all personalities. 5. Sharpened my knowledge; Interacted with friend officers; updated the PCPNDT Act practically. 6. I am more skilled and empowered to deal with PC & PNDT Act. I am more sensitive towards topic (But I have done work on this topic since my childhood). 7. Appreciation of Evidence. 8. Jurisprudence on Implementation of Trial process. 9. Make aware about decline in sex ration rapidly; Being a judge, be aware; We should keep update about social changes. 10. 1. Got updated about various laws; 2. Sensitization on sex selection. 11. Participant did not comment. 12. 1. Session 3: Medical Termination of Pregnancy and Sex Selection: Grey Areas; 2. Session 5: Trial Processes under the PC & PNDT Act; 3. Session 6: Appreciation of Evidence under the PC & PNDT Act. 13. Difficulties on field work; 2. Session 2: Cultural, Social and Economic Factors that Promote Gender Bias: Context of the PC & PNDT Act in India; 3. Session 6: Appreciation of Evidence under the PC & PNDT Act. 14. Useful 15. All programmes useful. 16. Sensitization. 17. 1. The sex ratio is in dangerous position and something must be done with help of PC & PNDT Act; 2. Sensitization on the above issue; 3. Don't release sonography machine as usual practice. 18. 1. Broadest perspective and objective of the PC & PNDT Act; 2. Reason for legislation; 3. Development in the field with latest case laws. 19. 1. Protection of girl child is primary issue; 2. Offence stands with use determination techniques; 3. Sex determination & Sex selection included. 20. 1. Sensitized us on this important issue of feticide; 2. Threw light on the grey area of the PNDT Act; 3. Threw light on the procedure to be adopted during investigation & trial under the Act.
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21. Appreciation of Evidence; Data provided by Ms. Anuja Gulati and Ms. Varsha Deshpande.

22. 1. **Session 1:** *Jurisprudence on Implementation of the PC & PNDT Act*; 2. **Session 5:** *Trial Processes under the PC & PNDT Act*; 3. **Session 6:** *Appreciation of Evidence under the PC & PNDT Act*.

23. **Session 1:** *Jurisprudence on Implementation of the PC & PNDT Act*; **Session 5:** *Trial Processes under the PC & PNDT Act*;

24. 1. Learned comprehensively; 2. Got quality case material; 3. Became acquainted with technical problems in practice.

25. 1. Highly sensitized on the issue as a person and as judge; 2. I got to know on intricacies related to investigation, trial and evidence etc. of the topic; 3. Got to interact with fellow participants from different parts of the country.

26. Status of declining child ratio since 1961 and social stands and role and responsibility of Judges/ Magistrate w.r.t. PC & PNDT Act.

27. I have learnt about PC & PNDT Act, which is useful for me in future; I will also convey the same to all my concerned judge.

28. I have learnt about the PC & PNDT Act, upto latest judgements.

29. I have learnt about PC & PNDT Act which will be useful in future.

30. 1. The Act could be implemented more effectively; 2. The Act can be implemented in a proper manner; 3. The judges can be more sensitive towards the issue.

31. Basics of Law; To be not biased; Sensitized towards a particular issue.

32. 1. Trial of PC & PNDT Act; 2. Appreciation of evidence in such cases; 3. Persons related to these cases.

33. Trial, appreciation of evidence and who can file PC&PNDT Act.

34. Knowledge, clarity and the importance of PC&PNDT Act.

35. 1. Overall awareness & sensitization about PC& PNDT Act; 2. Link between MTP Act & PC&PNDT Act; iii. Appreciation of evidence.

36. Its very useful; Knowledgeable for PC&PNDT matter.

37. Become more sensitized about PC&PNDT Act.

38. Jurisprudence of the PC & PNDT Act; Trial Procedure; Appreciation of Evidence;

39. Became more sensitized about PC & PNDT Act.

40. 1. Sensitization to the subject; 2. Proper interpretation of the Act; 3. Grey areas, loopholes and proper procedure to be followed.

41. Sensitization of subject; its seriousness and effect on society at large.

	<p>42. 1. Learnt a lot about overall aspect of the Act; 2. Could know the practical scenario helping to take more objective decision; 3. How and in what manner trial under said Act to be conducted & the procedural aspects.</p> <p>43. 1. I got to know about the PC&PNDT Act more thoroughly and became concerned with the legal provisions; 2. Got to know about the statistical datas about female feticide; 3. I am enlightened and enthusiastic to act towards doing justice in the relevant field.</p> <p>44. 1. I learnt how to entertain complaint under this Act; 2. I understand the procedure of this Act; 3. I learn more, whether to release or not release machine.</p> <p>45. Understanding the Act in a better way; appreciation of evidence & technically object of the Act.</p> <p>46. 1. The interpretation of jurisdiction to section 23 of PC&PNDT Act.</p> <p>47. Grey areas & loop holes in the PC&PNDT Act and its proper implementation.</p> <p>48. Sensitization towards sex determination; Approach towards cases involving PC&PNDT Act; Appreciation of evidence & difficulties / practical problems of competent authorities.</p> <p>49. 1. Necessity of Implementation of the PC & PNDT Act; 2. Come to know about the factors there trigger gender bias; 3. Came to know about the role and function of appropriate authority.</p> <p>50. Necessity of Implementation of the PC & PNDT Act; Session 3: Medical Termination of Pregnancy and Sex Selection and appreciation of evidence.</p> <p>51. 1. Very informative and educative; 2. Imparted latest information about PC&PNDT entity case law; 3. Will be helpful in speedy disposal of cases under the Act.</p> <p>52. 1. Seriousness of the issue; 2. Practical difficulties while doing sting operations; 3. Offences relating to PC&PNDT Act is to be taken with all seriousness.</p> <p>53. 1. Gone through this Act, first time; 2. All provisions relating thereto; 3. Related case laws too.</p> <p>54. Object of the PC&PNDT Act; Implementation of the PC&PNDT Act; Appreciation of Evidence.</p> <p>55. How to conduct the case, which case will come u/s PC&PNDT Act.</p> <p>56. The entire dimensions of PC&PNDT Act was made known.</p> <p>57. 1. An insight into the Act; 2. Made us understand and that we are all biased in one way or other; 3. Experience with members from other states.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. All Sessions as resource persons are very thorough with their assigned subjects.</p>

	<p>2. Session 2: <i>Cultural, Social and Economic Factors that Promote Gender Bias: Context of the PC & PNDT Act in India; Session 3: <i>Medical Termination of Pregnancy and Sex Selection: Grey Areas</i></i></p> <p>3. The interaction with the judges and speakers who had firsthand knowledge. Very practical and not only academic.</p> <p>4. Experience which is delivered by the dignitaries which is more practical.</p> <p>5. Appreciation of Evidence.</p> <p>6. Whole programme was very good and it has really helped me.</p> <p>7. Trial procedure under PC & PNDT Act; Appreciation of Evidence.</p> <p>8. All</p> <p>9. Each parts</p> <p>10. All sessions</p> <p>11. Participant did not comment.</p> <p>12. 1. Session 5: <i>Trial Processes under the PC & PNDT Act;</i> 2. Session 6: <i>Appreciation of Evidence under the PC & PNDT Act.</i></p> <p>13. Jurisprudence on Implementation & Appreciation.</p> <p>14. Session 3: <i>Medical Termination of Pregnancy and Sex Selection</i></p> <p>15. Participant did not comment.</p> <p>16. All Parts</p> <p>17. All sessions are useful.</p> <p>18. Jurisprudence on implementation of PC & PNDT Act because the session was exhaustive and covered almost all allied topics.</p> <p>19. Session 2: <i>Cultural, Social and Economic Factors that Promote Gender Bias:</i> However complete programme were very useful.</p> <p>20. All the parts were very useful.</p> <p>21. Appreciation of evidence. It cleared many myths. It was short and crispy.</p> <p>22. Session 5: <i>Trial Processes under the PC & PNDT Act;</i> Session 6: <i>Appreciation of Evidence under the PC & PNDT Act:</i> was very useful for us. It will help us in the trial of cases under PC & PNDT Act.</p> <p>23. For the Judicial Officers, the trial processes & appreciation of evidence was important however, the social & cultural factors & status in other states regarding the PC & PNDT was thorough & useful in getting some idea.</p> <p>24. All</p> <p>25. All are useful and benefitting.</p>
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	<p>26. However, all Resource Persons, through their different field achieved the targeted goal successfully during workshop, but lectures on appreciation/ biasness/ practical problem/ Statistics and law are important.</p> <p>27. Session 5: <i>Trial Processes under the PC & PNCT Act</i>; Session 6: <i>Appreciation of Evidence under the PC & PNCT Act</i>.</p> <p>28. I think all over the programme is useful to us; But the last session Appreciation of evidence is useful to all in each and every day.</p> <p>29. Session 5: <i>Trial Processes under the PC & PNCT Act</i>; Session 6: <i>Appreciation of Evidence under the PC & PNCT Act</i>.</p> <p>30. The most useful part of the programme is the practical aspect concerned and the processes of trial concerned.</p> <p>31. It is regarding bias as I myself was not convinced that I was biased in some way or other.</p> <p>32. Ms. Varsha Deshpande made lecture the proper who are related in these cases (PC & PNCT Act)</p> <p>33. Appreciation of evidence because it will enlighten in our day to day judicial work.</p> <p>34. Session 5: <i>Trial Processes under the PC & PNCT Act</i>: as it will help me in my daily judicial work.</p> <p>35. I found awareness and practical problems highlighted with regard to PC& PNCT Act especially starting of prosecution was most useful as it needed clarity.</p> <p>36. Trial processes in very useful because it will help my work & trial.</p> <p>37. Trial process and appreciation of evidence. This part of training is very useful in our judicial work.</p> <p>38. Session 1: <i>Jurisprudence on Implementation of the PC & PNCT Act</i>; Session 5: <i>Trial Processes under the PC & PNCT Act</i>. They dealt with the legal problems which officer's had to deal in courts.</p> <p>39. Appreciation of evidence because this sessions is mostly useful in daily judicial work.</p> <p>40. Sessions conducted by Hon'ble Dr. Justice Shalini Phansalkar Joshi and Hon'ble Ms. Justice K. Hema, were very useful with regard to the subject.</p> <p>41. Sessions conducted by Hon'ble Dr. Justice Shalini Phansalkar Joshi and Hon'ble Ms. Justice K. Hema, as we got deep knowledge, sensitized about the subject and our responsibility.</p> <p>42. Deliberations by Justice K. Hema, Justice S.P. Joshi, Justice Manju Goel, Advocate Ms. Varsha Deshpande.</p>
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	<p>43. The programme helped us to a great extent to handle the cases relating to PC & PNDT Act and cleared many doubts regarding the legal provisions under the Act.</p> <p>44. 1. The programme, the all Justice from different Hon'ble High Courts given us theirs practical knowledge, that was more useful & they teach to us how to appreciate the case.</p> <p>45. Session 5: <i>Trial Processes under the PC & PNDT Act</i>; Session 6: <i>Appreciation of Evidence under the PC & PNDT Act</i>; Movie Session.</p> <p>46. By Dr. Justice Shalini Phansalkar Joshi.</p> <p>47. Cultural, Social & Economic factors promoting gender bias because it opens the horizon of mind to think in a broader sense as to the human treats & values of life.</p> <p>48. All sessions were extremely useful; Both days sessions were outstanding and completed the broader aspect of the issue.</p> <p>49. Session 5: <i>Trial Processes under the PC & PNDT Act</i>.</p> <p>50. Session 5: <i>Trial Processes under the PC & PNDT Act</i>.</p> <p>51. Session 2: <i>Cultural, Social and Economic Factors that Promote Gender Bias</i>; Session 3: <i>Medical Termination of Pregnancy and Sex Selection: Grey Areas</i>; It really made aware about the social issue and its causes for female foeticide.</p> <p>52. The deliberation of Ms. Varsha Deshpande, because as a judge, some time we take the things in casual manner but how the case come before me was highlighted by her.</p> <p>53. Every Session.</p> <p>54. Appreciation of Evidence</p> <p>55. Trial and Appreciation of evidence.</p> <p>56. Session 5: <i>Trial Processes under the PC & PNDT Act</i>; Session 6: <i>Appreciation of Evidence under the PC & PNDT Act</i>: were mostly useful because it relates to our work in court.</p> <p>57. Sessions by Justice K. Hema, Justice, Dr. Justice Shalini Phansalkar Joshi, Ms. Varsha Deshpande.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Participant did not comment.</p> <p>2. Session 4: <i>Role & Functions of Authorities under the PC & PNDT Act</i>—as the session was too theoretical and its contents were extracts from the Act.</p> <p>3. NA</p> <p>4. To apply practical approach which judgment and the case.</p> <p>5. None</p> <p>6. Participant did not comment</p> <p>7. Session 3: <i>Medical termination of Pregnancy and Sex Selection; Grey areas</i>.</p>

8. Nothing
9. None.
10. Participant did not comment.
11. Participant did not comment.
12. 1. **Session 5:** *Trial Processes under the PC & PNDT Act*; 2. **Session 6:** *Appreciation of Evidence under the PC & PNDT Act*: because they are useful for court working.
13. Participant did not comment.
14. **Session 6:** *Appreciation of Evidence under the PC & PNDT Act*
15. Participant did not comment.
16. Participant did not comment.
17. Participant did not comment.
18. None. All the topics were useful.
19. No me.
20. None
21. None.
22. No.
23. Every part & every session was useful.
24. All were useful.
25. None.
26. Participant did not comment.
27. **Session 3:** *Medical Termination of Pregnancy and Sex Selection: Grey Areas*: Now a day this is a burning problem in India.
28. Participant did not comment.
29. N.A., I found every part useful.
30. Participant did not comment.
31. Not applicable.
32. Participant did not comment.
33. Having data of PC & PNDT Act.
34. I find all the sessions very interesting.
35. Entire session was productive.
36. No comment & suggestion.
37. Nil
38. Participant did not comment.
39. Participant did not comment.
40. No such part was found.
41. No such part is found.
43. Deliberation on some topics & points, the datas of female foeticide were dragged longer and it could have been shortened.

	<p>44. The session which was delivered, all sessions or data collectives i.e. least useful, only useful in procedure.</p> <p>45. Not any</p> <p>46. NA</p> <p>47. Does not advice.</p> <p>48. None.</p> <p>49. Participant did not comment.</p> <p>50. Participant did not comment.</p> <p>51. Participant did not comment.</p> <p>53. Not a single session.</p> <p>54. Nil</p> <p>55. Generally no.</p> <p>56. Generally no.</p>
<p>d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<p>1. The training should have been extended, as it appears that some of the resource person are unable to complete their presentations as per their desire.</p> <p>2. The programme was very tightly scheduled.</p> <p>3. Too short period and many presentations, lack of time for speakers to complete. Everyone was rushing.</p> <p>4. Keeping good as an institution.</p> <p>5. No</p> <p>6. Call us for longer time; Thank you for having us.</p> <p>7. Participant did not comment</p> <p>8. Nothing</p> <p>9. It should be organized annually.</p> <p>10. Participant did not comment.</p> <p>11. Participant did not comment.</p> <p>12. Participant did not comment.</p> <p>13. Please arrange some orientation programme as regular intervals for more period.</p> <p>14. Participant did not comment.</p> <p>15. Participant did not comment.</p> <p>16. Participant did not comment.</p> <p>17. Participant did not comment.</p> <p>18. 2nd day was concluded at 01:00pm only. Since the programme is organized by using of public exchequer, we would have utilized whole 2nd day by including more sessions. Since, 6th session was completed in a hurry, it would have been better to allot it proper time.</p> <p>19. NJA is already serving the best. Programme are already effective.</p> <p>20. The duration of such programme should be extended a little longer.</p>

	<p>21. Increase the days of the programme. Send the presentation to the participants through e-mail.</p> <p>22. Participant did not comment.</p> <p>23. Limited time for discussion & session cannot be completed thoroughly within 1:30 hrs. Only 2 sessions a day with through discussion is expected.</p> <p>24. Invite proportionate number of judges keeping in mind the total strength of judicial officers of a state at a given point of time.</p> <p>25. These types of programmes on different current topics should be organized regularly.</p> <p>26. Participant did not comment.</p> <p>27. Not at all.</p> <p>28. No at all</p> <p>29. No</p> <p>30. Participant did not comment.</p> <p>31. Training programme should be minimum of seven days.</p> <p>32. The time of training programme is too short.</p> <p>33. Please give such types of training to all judicial officers irrespective of their designation.</p> <p>34. More time for every session.</p> <p>35. With more deliberations on practical problems with case laws.</p> <p>36. There are no suggestion because over all are very good.</p> <p>37. This programme is very worthwhile and informative.</p> <p>38. These programmes should be organized according to zones wise because there are similarities of nature of cases.</p> <p>39. These programmes should be organized according to zone wise.</p> <p>40. Programme length/ Schedule may be increased so as to have details sessions.</p> <p>41. More time can be given to the sessions conducted by Hon'ble Dr. Justice Shalini Phansalkar Joshi and Hon'ble Ms. Justice K. Hema.</p> <p>42. Programme should have been for more days than allotted in this case with frequent breaks to retain concentration.</p> <p>43. The NJA may conduct more such workshop and training programmes in future and I am keen on participating. Thanks.</p> <p>44. Overall everything is good but there was short. It should be upto 3 days or 4 days.</p>
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	<p>45. It was a good programme; So no suggestions.</p> <p>46. It is best.</p> <p>47. Previously questionnaires are to be as taken by email from each trainee & during lecture sessions these to be answered can be in the programme.</p> <p>48. None. Thank you for everything.</p> <p>49. Arrangement of more classes; Covering different areas.</p> <p>50. Arrangement of more classes; Covering different areas.</p> <p>51. Please schedule such training at least for 4-5 days.</p> <p>52. Opportunity to all the officers be given to experience such type of programme; In class room seating arrangement should be for integration of all the officers coming from different states of the country.</p> <p>53. Prosecution wing of this Act & Spread of education relating to.</p> <p>54. There is a sessions for the penalties u/s 23& 25 of PC&PNDT Act.</p> <p>55. Participant did not comment.</p> <p>56. Generally every aspects of NJA were fine. Nothing more to suggest.</p> <p>57. More such programmes on socially important issues worked be useful.</p>
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D/C/PR/14 Feb., 2017