

# National Judicial Academy

SE-5: Workshop on Animal Rights Jurisprudence for Magistrates  
25<sup>th</sup>- 26<sup>th</sup> March, 2017

Programme Coordinator: Ms. Paiker Nasir & Mr. Shashwat Gupta, Faculty, National Judicial Academy

No. of Participants : 54

No. of forms received : 54

<b>I. OVERALL</b>				
<b>PROPOSITIONS</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. The objective of the Program was clear to me	<b>81.13</b>	<b>16.98</b>	<b>1.89</b>	24. Very few cases are coming before the trail court in our state.
b. The subject matter of the program is useful and relevant to my work	<b>57.41</b>	<b>42.59</b>	-	-
c. Overall, I got benefited from attending this programme	<b>87.04</b>	<b>12.96</b>	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	<b>79.63</b>	<b>18.51</b>	<b>1.85</b>	30. For training participant judges.
e. Adequate time and opportunity was provided to participants to share experiences	<b>87.04</b>	<b>11.11</b>	<b>1.85</b>	11. Time needs to be increased.
<b>II. KNOWLEDGE</b>				
<b>PROPOSITIONS</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
The program provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	<b>74.51</b>	<b>23.53</b>	<b>1.96</b>	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>88.89</b>	<b>11.11</b>	-	-
c. Up to date	<b>67.92</b>	<b>32.08</b>	-	-
d. Related to Constitutional Vision of Justice	<b>75.47</b>	<b>24.53</b>	-	-

e. Related to International Legal Norms	<b>45.10</b>	<b>50.98</b>	<b>3.92</b>	-
<b>III. STRUCTURE OF THE PROGRAM</b>				
<b>PROPOSITIONS</b>	<b>Good</b>	<b>Satisfactory</b>	<b>Unsatisfactory</b>	<b>Remarks</b>
a. The structure and sequence of the program was logical	<b>88.89</b>	<b>11.11</b>	-	-
b. The program was an adequate combination of the following methodologies viz.				
i. Case studies were relevant	<b>83.02</b>	<b>16.98</b>	-	-
ii. Interactive sessions were fruitful	<b>76.36</b>	<b>21.82</b>	<b>1.82</b>	-
iii. Audio Visual Aids were beneficial	<b>71.70</b>	<b>28.30</b>	-	-
<b>IV. INDIVIDUAL SESSIONS</b>				
<b>PROPOSITIONS</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. Discussions in individual sessions were effectively organized	<b>75.00</b>	<b>22.92</b>	<b>2.08</b>	-
b. The session theme was adequately addressed by the Resource Persons	<b>88.24</b>	<b>11.76</b>	-	-
<b>V. PROGRAM MATERIALS</b>				
<b>PROPOSITIONS</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. The Program material is useful and relevant	<b>85.19</b>	<b>14.81</b>	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	<b>72.22</b>	<b>27.78</b>	-	-
c. The content was organized and easy to follow	<b>88.24</b>	<b>11.76</b>	-	-

## VI. GENERAL SUGGESTIONS

<p>a. Three most important learning achievements of this Programme</p>	<p>1. Laws are sufficient implementation is required; 2. Wildlife, Animal welfare are need of the hour; 3. Focus must be there to move from animal welfare to animal rights; 4. Magistrates were more sensitized about animal cruelty.</p> <p>2. 1. The philosophy underlying the statutes was discussed; 2. Important provisions of statutes were analyzed; 3. Audio visual clippings made the subject clear.</p> <p>3. 1. Be more practical; 2. Persons who have got practical experience in dealing with wild life cases taught.</p> <p>4. 1. Sensitization about topics is extreme; 2. Learn about pathetic conditions of animals; 3. Sensitized about S. 53, Wildlife Act.</p> <p>5. 1. Indepth analysis on the PCA Act; 2. Philosophy in respect of animal rights legislation; 3. The Wildlife Protection Act.</p> <p>6. Jurisprudential understanding Law relating to Animal Rights; 2. Practical aspect related in sensitizing towards animal rights.</p> <p>7. 1. How to deal with case of PCA Act; 2. How to deal with case of WL Act; 3. How to deal with release and custody.</p> <p>8. Participant did not comment.</p> <p>9. Participant did not comment.</p> <p>10. The programme has sensitized about the role of a judge in dealing with animal related offences.</p> <p>11. User of Non-veg is not necessary; The effect of animal trade on health, security.</p> <p>12. Interaction with resource persons is very good and knowledgeable.</p> <p>13. Eye opening audio visuals; Some extend some more relevant information apart from books; Effective information, also wide.</p> <p>14. Participant did not comment.</p> <p>15. 1. Sensitizing with regard to provision of PCA Act 1960; 2. Illegal trade in cows and cattle; 3. Provisions of Wildlife Protection Act.</p> <p>16. 1. It enlightened on animal rights; 3. It put me in dilemma whether non vegetarianism is good or bad.</p>
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<p>17. Jurisprudential aspect of animal welfare and rights; Law regarding welfare of animals; Laws regarding custody and seizure of animals under Prevention of Cruelty to Animals Act and Wildlife Protection Act.</p> <p>18. Taking Cognizance, Search and Seizure; Return of seized articles.</p> <p>19. Participant did not comment.</p> <p>20. Participant did not comment.</p> <p>21. 1. Got sensitized with law related to animals; 2. How to deal with the custody and seizure; 3. Got an opportunity to interact with judicial officers of all the states.</p> <p>22. Participant did not comment.</p> <p>23. 1. General idea regarding the Prevention of Cruelty to animals; 2. Pathetic condition of slaughtering; 3. Re-collect the various provisions in various Acts.</p> <p>24. Participant did not comment.</p> <p>25. Sensitization regarding needs of PC Act also inconsonance with its need in social aspect further niceties of Wildlife Protection Act.</p> <p>26. 1. Sensitizing about animal cruelty; 2. How to read the law relating to animals; 3. Case laws are very useful.</p> <p>27. 1. How to deal with animal welfare legislations and challenges; 2. Enhanced my jurisprudence relating to animal welfare; 3. How to let Act relating to Wildlife Protection Act, 1972</p> <p>28. 1. I got more clarity on topic Animal Cruelty; 2. I came to know the different case laws of different states; 3. I got actual picture of Wildlife Law and animal cruelty and law.</p> <p>29. 1. Knowledge about Animal rights and jurisprudence; 2. Sensitization regarding animal cruelty; 3. Seizure of articles and release.</p> <p>30. The video of programme if recorded should be put on the website of NJA and also of other programmes.</p> <p>31. 1. Protect honour and dignity of all living creatures; 2. Welfare of animal, plants and flora and fauna; 3. Prevention of Cruelty to Animal/Wildlife during and after trail.</p> <p>32. Participant did not comment.</p> <p>33. 1. Awareness regarding cruelty to animals in fact rampant; 2. The present scenario in India; 3. Role of Magistrates under WLPA – 1972.</p>
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34. Objectives behind framing of Animals legislation; Broaden the vision w.r.t dealing of such cases because of lectures given on real practices in the society; Effects of animal extinction on ecological balance resulting in fluctuation in human life too.
35. 1. How illegal trafficking of animals cases; 2. Need for different law & view.
36. 1. Animal jurisprudence- animals are to be treated like human beings. I learned they need even more care than human being, due to their difference of rationality and intellect; 2. Selection of custodian- while releasing the animals; 3. Such matters are to be tried and disposed speedily; 4. Intermediation of Article 21 of the constitution.
37. Enhance my knowledge regarding PCA Act 1960, WLP Act 1972, sensitized about animals & birds; When we apply law, we must be aware of jurisprudence of that law.
38. More aware of the cruelty being meted out to the animals by the human kind; Learned how to effectively apply the Acts wherever the matter comes up.
39. 1. Sensitization on the subject; 2. Came to know more case laws.
40. Participant did not comment.
41. Insight to the plights of animals.
42. 1. Legislation relating to animal rights; 2. Specially the critical aspect; 3. National data regarding this;
43. 1. Sensitivity to treatment of animals; Handling of case property; 3. Exposure to the area of subject.
44. 1. The behavior of man with animals; 2. Laws related to animal/wild animal; 3. Laws regulating slaughter.
45. Present scenario & plight of the animals both domestic & wild, better understanding of the functions of the relevant acts and recent development with regard to the related laws.
46. Participant did not comment.
47. Participant did not comment.
48. Participant did not comment.
49. Participant did not comment.
50. Increased sensitivity towards; **Session 5: Animal Welfare: Case Studies**; Relevant case laws, interactive sessions.
51. We are more sensitized on the subject. The programme will certainly help in day to day working.

	<p>52. Be sensitive towards animals and plants; All case laws are very much useful for us; This workshop is very useful our court proceedings.</p> <p>53. 1. Knowledge; 2. Opinions to discharge function. 3. Opportunity to meet different states judges &amp; to know their knowledge.</p> <p>54. 1. Sensitization towards animals and their rights; 2. Fundamental duties in the background &amp; animal rights.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. Interactive sessions were more useful as they dispelled our doubts.</p> <p>2. Audio visual.</p> <p>3. Case law discussions.</p> <p>4. Ms., Gauri Maulekhi and Mr. N. Jayasimha classes were most useful due to they are dealing/working in field of animal protection.</p> <p>5. The elaboration of Legal provisions and the relevant case laws.</p> <p>6. <i>Session 2 Animal Welfare Legislations and Challenges &amp; Session 6 Wildlife Protection Act, 1972</i></p> <p>7. All</p> <p>8. Participant did not comment.</p> <p>9. Participant did not comment.</p> <p>10. Interactive session</p> <p>11. Video shown by Ms. Gauri</p> <p>12. Functioning of Law.</p> <p>13. Audio visual part, as it was something more and added life to the whole workshop.</p> <p>14. Participant did not comment.</p> <p>15. All sessions were helpful. It helped me in understanding provision of PCA and WLPA in much better way.</p> <p>16. Audio visual part.</p> <p>17. Session on Wild life protection Act as many areas come across us in courts.</p> <p>18. Jurisprudence.</p> <p>19. Participant did not comment.</p> <p>20. Participant did not comment.</p> <p>21. The Prevention of Cruelty to Animals Act, 1960—Custody and seizure, maintenance of case property. Those subjects are generally, at least in a magistrate court.</p> <p>22. Participant did not comment.</p>

23. The pathetic condition of slaughtering. Reasons-The session was highly impressive.
24. Day 1 – **Session 2** *Animal Welfare Legislations and Challenge* & **Session 4** *The Prevention of Cruelty to Animals Act, 1960: A Welfare legislation for Animals - Custody and Seizure - Maintenance of Case Property.*  
Day 2- **Session 5** *Animal Welfare: Case Studies* & **Session 6** *Wildlife Protection Act, 1972*
25. Each session is useful as it gives new vision, but out of them lecture of Mr. Jayasimha help in respect of Wildlife Protection Act.
26. Day II **Session 5** *Animal Welfare: Case Studies* & **Session 6** *Wildlife Protection Act, 1972*---- these two sessions are very useful because these are directly related to our day to day court working.
27. Jurisprudence and ethics of animal welfare.
28. I found last session Animal Welfare: Case Studies most useful because it cleared the legislative and judicial achievement and intention to me.
29. Second lecture of first day did not cover as per syllabus; Although question and answer session took entire time and topic was not touched adequately on first day.
30. All classes were good but the class of Ms. Gauri was very good as she dealt with practical things.
31. Jurisdiction and Ethics vis –a-vis historical background of animal welfare.
32. Participant did not comment.
33. All the programmes are useful as they are in acted required in Court.
34. **Session 2:** *Animal Welfare Legislation and Challenges.*
35. How animal trafficking is done.
36. Each & every part of the programme was useful; But so far as choosing one in concerned, the interaction session/part, was very useful, as it helped to solve the query /doubts.
37. **Session-3:** *The Prevention of Cruelty to Animals Act, 1960: A Welfare legislation for Animals - Custody and Seizure; - Maintenance of Case Property;* **Session 4:** *Continue.... The Prevention of Cruelty to Animals Act, 1960: A Welfare legislation for Animals- Custody and Seizure: - Maintenance of Case Property;* **Session 5:** *Animal Welfare: Case Studies;* **Session 6:** *Wildlife Protection Act, 1972.*
38. Participant did not comment.
39. All relevant and necessary for a judge.
40. All the programme were equally useful.
41. All sessions were useful in their respective context.
42. Talking cognizance.

	<p>43. How to treat animals produced as case property with reference to case law.</p> <p>44. Slaughtering of animals.</p> <p>45. All the sessions were beneficial, as each resource person had covered different fields relating to the topics.</p> <p>46. Participant did not comment.</p> <p>47. Participant did not comment.</p> <p>48. Over all view and object of case of both PCA Act and WP Act.</p> <p>49. Custody and seizure maintenance of case property as I need to deal with such situation often as magistrate.</p> <p>50. Interactive sessions. We had a chance to share our experiences and put up questions.</p> <p>51. Provisions relating to release of vehicles under wild life protection Act and the case laws discussed are useful in day to day working.</p> <p>52. Video and important &amp; latest case laws.</p> <p>53. All programme.</p> <p>54. 1. PCA Act 1960. 2. <b>Session 6: Wildlife Protection Act, 1972.</b></p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. None</p> <p>2. Participant did not comment.</p> <p>3. Giving more mere importance to the jurisprudential aspects will not solve the practical problems now faced by the judiciary.</p> <p>4. Nil</p> <p>5. Nil</p> <p>6. None</p> <p>7. None</p> <p>8. Participant did not comment</p> <p>9. Participant did not comment</p> <p>10. Participant did not comment</p> <p>11. Mr. Grover’s speech</p> <p>12. Nil</p> <p>13. Participant did not comment</p> <p>14. Participant did not comment</p> <p>15. None</p> <p>16. Jurisprudence</p> <p>17. Participant did not comment.</p> <p>18. Participant did not comment.</p> <p>19. Participant did not comment.</p> <p>20. Participant did not comment.</p> <p>21. Participant did not comment.</p>

	<p>22. Participant did not comment.</p> <p>23. Judgements/ Verdicts.</p> <p>24. Day 1- <b>Session 1</b> <i>Jurisprudence and Ethics of Animal Welfare: National and International Standards &amp; Session 3 The Prevention of Cruelty to Animals Act, 1960: A Welfare legislation for Animals - Custody and Seizure - Maintenance of Case Property.</i></p> <p>25. No</p> <p>26. None</p> <p>27. None</p> <p>28. Participant did not comment.</p> <p>29. In lecture SESSION 5 Animal Welfare: Case Studies—the case studies were not discussed as per the schedule.</p> <p>30. Where law was only explained. Here I do not want to mention the name of resource person as he dealt practical things also.</p> <p>31. Participant did not comment.</p> <p>32. Participant did not comment.</p> <p>33. None</p> <p>34. Each session is fruitful.</p> <p>35. On protection of wild life Act.</p> <p>36. None</p> <p>37. Participant did not comment.</p> <p>38. Participant did not comment.</p> <p>39. Discussion on international area reduced time for domestic law.</p> <p>40. None</p> <p>41. None.</p> <p>42. Taking cognizance; Custody and seizure- for practical aspect.</p> <p>43. Participant did not comment.</p> <p>44. None</p> <p>45. None</p> <p>46. Participant did not comment.</p> <p>47. Participant did not comment.</p> <p>48. Participant did not comment.</p> <p>49. <b>Session1:</b> <i>Jurisprudence and Ethics of Animal Welfare: National and International Standards.</i></p> <p>50. None of the programmes.</p> <p>51. Participant did not comment.</p> <p>52. No one.</p> <p>53. No</p> <p>54. Participant did not comment.</p>
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<p>d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<ol style="list-style-type: none"> <li>1. More time for interactive sessions and more practical aspects be discussed so as to ensure conviction which are upheld in Higher forums.</li> <li>2. Participant did not comment .</li> <li>3. 1. Give importance to practical aspects; 2. Discuss practical problems with decided case laws; 3. Case law discussion to how to get idea on precedents.</li> <li>4. 1. Study material should be made available well in advance; 2. There should be a short movie about the facilities available; 2. Rooms should be allotted as per seniority of judicial officers, which is not done this time.</li> <li>5. Satisfactory service.</li> <li>6. None</li> <li>7. By giving study material in advance.</li> <li>8. Participant did not comment</li> <li>9. The material, PPP presented by the resource persons, including the case law can be circulated to the participants.</li> <li>10. Participant did not comment.</li> <li>11. Please enhance time of course. Restore facilities.</li> <li>12. Nil</li> <li>13. Conduction of such programmes should have more NGO activists who are dedicated to subject and actively involved.</li> <li>14. Participant did not comment.</li> <li>15. 1. Programme duration of one and half day is very short and it should be at least three days; 2. More programme must be organized and more officers must be called.</li> <li>16. 1. Family must be allowed along with the participants for long durations; 2. Arrangements to visit nearby places of Academy.</li> <li>17. Participant did not comment.</li> <li>18. Participant did not comment.</li> <li>19. Please give an opportunity to all the judicial officers in the state to use these type of programme in NJA.</li> <li>20. Participant did not comment.</li> <li>21. 1. More programmes may be organized for Magistrates; 2. Report/ Suggestions may be asked to the participating officer, on the concerned subject matter, how the subject matter is dealt with in a practical state.</li> <li>22. Participant did not comment.</li> <li>23. Participant did not comment.</li> <li>24. Involvement of senior judges having previous experience instead of academics should be given preference in selection process of resource persons.</li> </ol>
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	<p>25. The arrangement and information very good indeed, no specific suggestion is required but it is my humble suggestion that some time for library needs to be scheduled.</p> <p>26. Please provide the study material in advance before training schedule.</p> <p>27. Everything very great. I am satisfied.</p> <p>28. Participant did not comment.</p> <p>29. Provide the material in soft copy from the resource person.</p> <p>30. More and more interactive sessions should be there.</p> <p>31. Everything was fine and up to standard- the most prime institute has settled.</p> <p>32. Participant did not comment.</p> <p>33. The materials must be discussed with effective and practical examples.</p> <p>34. Participant did not comment.</p> <p>35. The subject of the workshop is very good. Other than prevention of cruelty equal focus must give to Wild Life Protection Act.</p> <p>36. Please telecast the programme online, so that all other judges of India can also be benefitted; For online publication / telecast of programme the service of Masters Trainers (as appointed by Hon'ble E-committee of the Hon'ble Supreme Court of India) can be taken.</p> <p>37. Participant did not comment.</p> <p>38. Overall everything was satisfactory.</p> <p>39. May call for common challenges and suggestions in advance on the subject.</p> <p>40. The duration of the workshop should be more.</p> <p>41. Sessions should be more interactive and practical.</p> <p>42. One and half day is not enough for this training programme. It should be at least three days.</p> <p>43. Rather than discussing statutes, the broad judicial principles need to be discussed.</p> <p>44. Such type of training programme should be organized for at least five (05) days.</p> <p>45. The materials received upon by the Resource Persons could be supplied to the participants. Updates of which could be supplied/through e-mail.</p> <p>46. We are coming from faraway places. Hence necessary transport facilities may be arranged for going out for sight-seeing &amp; purchase in later hours.</p> <p>47. Participant did not comment.</p> <p>48. Participant did not comment.</p> <p>49. Should arrange for training on topics that we regularly deal with in Courts.</p>
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50. Participant did not comment.

51. More programmes on the relevant subject may be organized.

52. Participant did not comment.

53. No suggestions.

54. Participant did not comment.

D/C/PR 30.03.2017