

NATIONAL JUDICIAL ACADEMY

P-1125: Refresher Course for CBI Courts

12th – 14th October, 2018

Programme Coordinator : Mr. Krishna Sisodia, Law Associate

No. of Participants : 33

No. of forms received : 31

I. OVERALL				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	90.32	9.68	-	-
b. The subject matter of the program is useful and relevant to my work	83.87	16.13	-	-
c. Overall, I got benefited from attending this program	93.33	6.67	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	87.10	12.90	-	-
e. Adequate time and opportunity was provided to participants to share experiences	70.97	29.03	-	-
II. KNOWLEDGE				
PROPOSITION	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	89.66	10.34	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	63.33	36.67	-	-
c. Up to date	67.86	32.14	-	-

d. Related to Constitutional Vision of Justice	46.43	53.57		-
III. STRUCTURE OF THE PROGRAM				
PROPOSITION	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	80.65	19.35	-	-
b. The program was an adequate combination of the following methodologies viz.				-
(i) Interactive sessions were fruitful	70.00	30.00	-	-
(ii) Audio Visual Aids were beneficial	77.42	22.58	-	-
IV SESSIONS WISE VETTING				
Parameters				
Session	Discussions in individual sessions were effectively organized		The Session theme was adequately addressed by the Resource Persons	
	Effective and Useful	Satisfactory	Effective and Useful	Satisfactory
1	70.00	30.00	65.38	34.62
2	70.00	30.00	69.23	30.77
3	68.97	31.03	60.00	40.00
4	80.00	20.00	76.92	23.08
5	80.00	20.00	76.92	23.08
6	66.67	33.33	69.23	30.77
7	66.67	33.33	57.69	42.31
8	75.00	25.00	75.00	25.00
V. PROGRAM MATERIALS				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	83.87	16.13	-	-
b. The content was updated. It reflected recent case laws/ current thinking/	70.97	29.03	-	-

research/ policy in the discussed area				
c. The content was organized and easy to follow	83.87	16.13	-	-

VIII. GENERAL SUGGESTIONS	
a. Three most important learning achievements of this Programme	<p>1. Latest amendments, discussion and understanding of the same are useful.</p> <p>2. 1. Basic information in easy way; 2. It will be used in our working and make our working easy.</p> <p>3. Gained knowledge regarding PC Act & PMLA.</p> <p>4. 1. New amendments in PC Act have been discussed effectively; 2. Forensic investigation.</p> <p>5. 1. Good learning material 2. Interaction amongst the participant; 3. Sitting arrangement inspires in the mind to participate.</p> <p>6. Discussion regarding implementation of Section 17 A and Section 19 of the PC Act (Amendment 2018); Discussion regarding Sec. 19 and Sec. 5 of the PMLA.</p> <p>7. Learning of recent amendments to law.</p> <p>8. 1. Discussed amendment in PC Act.; 2. Enlightened on sentencing policy; 3. Enlightened on PMLA provisions.</p> <p>9. Recent amendments in PC Act, disparity in sentencing under PC Act, Cyber-crimes.</p> <p>10. I benefited in learning more about P.C. Act. Amendment 2018.</p> <p>11. 1. Knowledge update; Knowledge sharing.</p> <p>12. Positive effect; Guidance and Satisfaction.</p> <p>13. Participant did not comment.</p> <p>14. On cyber-crimes (Specially frauds, forensic investigations in Bank) IQSS; electronic Evidence.</p> <p>15. Considerations during sentencing, evaluation of forensic evidence and knowledge of CBI being a preferred medium of investigation. A lot of information received.</p> <p>16. 1. Latest updation of settled legal propositions; 2. Technological advancement in cyber world & cyber-crime; 3. Insight into PMLA.</p> <p>17. Participant did not comment.</p> <p>18. <i>Session 1: CBI: Why is this a Preferred Investigation; Session 6: Electronic Evidence: Collection, Appreciation and Preservation and Session 7: Forensic Evidence in CBI Cases.</i></p> <p>19. All the sessions were very informative and educative.</p> <p>20. 1. Economic offences & frauds; 2. Cyber frauds; 3. Electronic evidence.</p> <p>21. 1. Economic offences; 2. Cyber frauds in bank; 3. Electronic evidence.</p>

	<p>22. 1. Economic offences; 2. Cyber frauds in bank; 3. Electronic evidence collection. Appreciation and preservation.</p> <p>23. In certain areas/field, it provided deeper insights; It was refreshing & illuminating; Participants got a platform to share experiences & benefitted mutually.</p> <p>24. Meta Data; Cyber frauds; Collection appreciation & presentation of electronic evidence.</p> <p>25. 1. Insights into new amendments; 2. Had an opportunity to share views on latest laws; 3. Learnt new aspects.</p> <p>26. 1. Electronic evidence by Dr. S. Murugan; 2. PMLA by Mr. Rajeev Awasthi; 3. Cyber fraud by Mr. Harold D’Costa.</p> <p>27. Prosecution of civil service, cyber frauds in bank; Forensic evidence.</p> <p>28. 1. Appreciation of evidence including electronic evidence; 2. Sentencing policy; 3. How to deal with corruption cases.</p> <p>29. Amendment of PC Act; Modus operandi of criminals for cyber frauds in bank; Sentencing policy.</p> <p>30. 1. I have learnt a lot on the point of sanction for prosecution in under PC Act; 2. I learnt much more on cyber fraud in bank and style of commission of cyber-crime; 3. The principles and circumstances required to consider for sentence.</p> <p>31. 1. Cyber frauds in bank- By Mr. Harold D’Costa; 2. Electronic evidence- By Dr. S. Murugan; 3. Forensic evidence in CBI cases- By Dr. Sudhir Gupta.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. Amendments to the P.C. Act and discussion over it and cyber-crimes related aspects.</p> <p>2. New aspect and provision discussion in a good way will help us in all working.</p> <p>3. Prosecution of civil servants and sessions relating to PC Act.</p> <p>4. Regarding sanction for prosecution because it was described effectively.</p> <p>5. Good resource persons.</p> <p>6. All the sessions are beneficial because all the resource persons have enlightened us on different areas like new legislation of the PC Act by way of amendment. Appreciation of electronic evidence its collection and storage above all different dimensions of cyber-crime.</p> <p>7. Participant did not comment.</p> <p>8. Session 1: CBI: Why is this a Preferred Investigation; Session 2: Prosecution of Civil Servants: Sanction for Prosecution; Session 3: Prosecution of Civil Servants: Arrest & Investigation- as we discussed amendment in PC Act.</p> <p>9. Session 3: Prosecution of Civil Servants: Arrest & Investigation- as we are required to deal with these topics every day.</p> <p>10. Forensic law and cyber-crimes.</p> <p>11. Session 8: Sentencing Practices in Corruption Cases.</p> <p>12. Session 6: Electronic Evidence: Collection, Appreciation and Preservation- learnt a lot.</p> <p>13. Participant did not comment.</p> <p>14. All reading material is useful.</p>

	<p>15. 1. The session on cyber frauds; 2. Economic offences; 3. Prosecution of civil servants; Above three sessions I found most useful and informative.</p> <p>16. Session 4: Economic Offences: Banking and Corporate Frauds- by Mr. Rajiv Awasthi, Advocate on overview of economic offences in the backdrop of PMLA Act vis-à-vis PC Act, 1988 as the interplay of these two laws must be duly discerned & appreciated.</p> <p>17. Session 4: Economic Offences: Banking and Corporate Frauds; Session 5: Cyber Frauds in Banks: Modus Operandi of Crime; Session 6: Electronic Evidence: Collection, Appreciation and Preservation-because these brought forth new modus operandi to commit offences and made us aware of the same.</p> <p>18. Session 5: Cyber Frauds in Banks: Modus Operandi of Crime.</p> <p>19. Economic offences, cyber frauds in banks and electronic evidence collection.</p> <p>20. As it is still an emerging area.</p> <p>21. Session 4: Economic Offences: Banking and Corporate Frauds; Session 5: Cyber Frauds in Banks: Modus Operandi of Crime; Session 6: Electronic Evidence: Collection, Appreciation and Preservation.</p> <p>22. Session 4: Economic Offences: Banking and Corporate Frauds; Session 5: Cyber Frauds in Banks: Modus Operandi of Crime; Session 6: Electronic Evidence: Collection, Appreciation and Preservation.</p> <p>23. Economic offences & cyber frauds in banks; The speakers were thorough and clear in their respective areas.</p> <p>24. Economic offences banking & corporate frauds & cyber frauds.</p> <p>25. On sanction and investigation and also on corporate frauds as corporate frauds are becoming order of the day.</p> <p>26. Electronic evidence by Mr. S. Murugan.</p> <p>27. Cyber fraud and Electronic evidence.</p> <p>28. Forensic evidence, in fact all the session are most useful & fruitful in our day to day work.</p> <p>29. Session 2: Prosecution of Civil Servants: Sanction for Prosecution; Session 3: Prosecution of Civil Servants: Arrest & Investigation and Session 8: Sentencing Practices in Corruption Cases.</p> <p>30. Session 5: Cyber Frauds in Banks: Modus Operandi of Crime; know that how culprit do crime in cyber fraud.</p> <p>31. All are most useful for the reason to adopt in our day to day work in the court.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Medical forensic presentation is not very useful.</p> <p>2. Participant did not comment.</p> <p>3. Cyber-crime and electronic evidence, which requires sufficient time and practical training.</p> <p>4. Participant did not comment</p> <p>5. Participant did not comment.</p> <p>6. Participant did not comment.</p> <p>7. Participant did not comment.</p>

	<p>8. Session 7: Forensic Evidence in CBI Cases- In this session the speaker narrated facts of 5 cases. Basics of forensic science should have been explained.</p> <p>9. I did not find any such topic.</p> <p>10. Participant did not comment.</p> <p>11. Participant did not comment.</p> <p>12. Session 7: Forensic Evidence in CBI Cases- only some cases put forward.</p> <p>13. Participant did not comment.</p> <p>14. Participant did not comment.</p> <p>15. All the sessions were very useful.</p> <p>16. Participant did not comment.</p> <p>17. None.</p> <p>18. Session 3: Prosecution of Civil Servants: Arrest & Investigation.</p> <p>19. All programmes are useful.</p> <p>20. Session 1: CBI: Why is this a Preferred Investigation?</p> <p>21. Session 1: CBI: Why is this a Preferred Investigation?</p> <p>22. Session 1: CBI: Why is this a Preferred Investigation?</p> <p>23. NA</p> <p>24. NA</p> <p>25. Forensic Evidence; Experts should concentrate more on aspects of medical service vis-a-vis forensic science and law.</p> <p>26. Amendment made to PC Act w.e.f. 25.07.2018.</p> <p>27. None.</p> <p>28. No.</p> <p>29. Participant did not comment.</p> <p>30. Participant did not comment.</p> <p>31. None.</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. Overall it is a very enriching experience. Nothing much to suggest as all aspects are taken care of.</p> <p>2. If NJA provides reading material to state (Judicial Academy) for officers assistance it will be useful and in hostel room electric ketal for hot water for making tea/coffee will be helpful for trainees.</p> <p>3. Present things are very good.</p> <p>4. Participant did not comment.</p> <p>5. Practical approach should be made. Interaction will make more effective training to apply to the court.</p> <p>6. NJA should re-introduce the practice of providing vehicle to the participant for going to the market.</p> <p>7. Participant did not comment.</p> <p>8. Participant did not comment.</p>

	<p>9. Sound system in conference hall needs urgent repairs, I was struggling to listen to resource persons with such low volume.</p> <p>10. It is better to make lecture by referring to current case laws (Precedent of Hon'ble High Court and Hon'ble Supreme Court).</p> <p>11. Participant did not comment.</p> <p>12. Actively promote NJA's effectiveness.</p> <p>13. Participant did not comment.</p> <p>14. Should be based more upon practical problems.</p> <p>15. Programmes are very well planned and organized.</p> <p>16. More time for interaction is Session 4: Economic Offences: Banking and Corporate Frauds; Session 5: Cyber Frauds in Banks: Modus Operandi of Crime Session 6: Electronic Evidence: Collection, Appreciation and Preservation-would have been helpful.</p> <p>17. Participant did not comment.</p> <p>18. Nothing.</p> <p>19. Overall it is a very good experience and looking forward to participate in such programme in future.</p> <p>20. Some more guidance on recent amendments in PC Act.</p> <p>21. Some more guidance on latest amendments with latest case laws may be given. The NJA to serve the judges more.</p> <p>22. Latest amendments with latest case laws on the subject can help the participants to effectively work for delivery of justice.</p> <p>23. Allow the spouse to accompany the participant and make some arrangements for sightseeing.</p> <p>24. Allow spouse to accompany the participant arrange sightseeing so that we can know about city.</p> <p>25. One day may be allotted to cyber forensic and cyber laws.</p> <p>26. 1. Make arrangement for better discussion & lecture in amendment made to PC Act w.e.f. 25.07.2018; 2. PMLA Act.</p> <p>27. Participant did not comment.</p> <p>28. Already serving better, but material should reach the participant well in advance so that they can research for some more material for discussion.</p> <p>29. Allow spouse; Inform the participant well in advance.</p> <p>30. Participant did not comment.</p> <p>31. No suggestions.</p>
--	--