# TABLE OF CONTENTS

Session 1 Constitutional Vision of Justice			
1.	K.K. Venugopal, <i>Constitutional Morality</i> , in The Constitution of India: Celebrating and Calibrating 70 Years (Compendium of Articles) Edited by Dr. Lalit Bhasin, Law and Justice Publication, 2020	2	
2.	M.P Singh, <i>Observing Constitutional Morality</i> , Seminar (web-edition), Speaking Through Judgments, September 2019	10	
3.	Justice A.K. Sikri, <i>Role of the Judge in a Democracy</i> , in THE CONSTITUTION (The Supreme Court of India; 2017) pp. 67, 15-31	24	
4.	Justice M. N. Venkatachaliah, <i>Constitutional Ideals &amp; Justice in Plural Societies</i> , NIAS Foundation Day Lecture, published by National Institute of Advanced Studies, June 2016	41	
5.	M. P. Singh, <i>Mapping the Constitutional Vision of Justice and its Realization</i> , Journal of National Law University, Delhi (3), 1-16 (2015-2016)	61	
6.	Fali S. Nariman, <i>The Silences in our Constitutional Law</i> , (2006) 2 SCC J-15	73	
Session 2 Criminal Justice Administration and Human Rights			
1.	Justice R.C. Chavan , <i>Rebuilding Confidence in Criminal Justice System, More Cries in Wilderness</i> , 44-65, AIR Law Academy & Research Center Nagpur, First Ed., <i>(</i> 2020)	88	
2.	Soli J. Sorabjee, <i>Creative Role of Indian Judiciary in Enlarging and Protecting Human Rights</i> , Journal of National Human Rights Commission India, vol. 17 p.21-29 (2018)	111	
3.	Justice R.C. Chavan, Fair Trial Rights and Criminal Justice System, Chapter - 14, Cries in Wilderness, 114-119, First Ed., (2014)	121	
4.	What is a fair trial? A Basic Guide to Legal Standards and Practice, Lawyers Committee for Human Rights, (March 2000)	127	
5.	Bhagwati, P.N., <i>Human Rights in the Criminal Justice System</i> , 27(1) Journal of the Indian Law Institute 1-22 (1985)	186	
6.	Sinha, S.B., J. Human Rights vis-a-vis the Criminal Justice System,	208	
	Case laws		
	<ul> <li>Judgebir Singh alias Jasbir Singh Samra alias Jasbir and Others vs. National Interpretation Agency, 2023 SCC OnLine SC 543</li> <li>Kanchan Kumari v. State of Bihar and Another, 2022 SCC OnLine SC 981</li> <li>Manjeet Singh v. State of Haryana and Ors., AIR 2021 SC 4274</li> <li>Sartaj Singh v. State of Haryana and Ors., (2021) 5 SCC 337</li> <li>Ajay Kumar Pandey v. State of U.P. &amp; Ors., 2021 SCC OnLine All 77</li> <li>V.N. Patil v. K. Niranjan Kumar, (2021) 3 SCC 661</li> <li>Gangadhar v. State of M.P., (2020) 9 SCC 202</li> <li>Mahender Chawla &amp; Ors. v. Union of India &amp; Ors., 2018 SCC Online SC 2678</li> </ul>	vestigation	

- V.N. Patil v. K. Niranjan Kumar, (2021) 3 SCC 661
- Gangadhar v. State of M.P., (2020) 9 SCC 202
- Mahender Chawla & Ors. v. Union of India & Ors., 2018 SCC Online SC 2678
- Balakram v. State of Uttarakhand and others, (2017) 7 SCC 668
- Ajay Singh v. State of Chhattisgarh, 2017 SCC OnLine SC 24
- Amrutbhai Shambhubhai Patel vs. Sumanbhai Kantibhai Patel and others, AIR 2017 SC 774
- Youth Bar Association of India v. Union of India, (2016) 9 SCC 473
- Sudhir Bhaskarrao Tambe v. Hemant Yashwant Dhage, (2016) 6 SCC
- Bablu Kumar v. State of Bihar, (2015) 8 SCC 787
- Vinod Kumar v. State of Punjab, (2015) 3 SCC 220
- Hardeep Singh v. State of Punjab (2014) 3 SCC 92
- Arnesh Kumar v. State of Bihar, (2014) 8 SCC 273
- Mohammed Ajmal Mohammad Amir Kasab v. State of Maharashtra, AIR 2012 SC 3565
- P. Ramachandra Rao v. State of Karnataka, (2012) 9 SCC 430
- State of U.P. v. Naresh and Ors, (2011) 4 SCC 324
- Manu Sharma v. State (NCT of Delhi), (2010) 6 SCC 1
- Babubhai v. State of Gujarat, (2010) 12 SCC 254
- Nirmal Singh Kehlon vs. State of Punjab, (2009) 1 SCC 441
- Himanshu Singh Sabharwal v. State of M.P, AIR 2008 SC 1943
- Sakiri Vasu v. State of U.P. & Ors, (2008) 2 SCC 409
- Zahira Habibullah Sheikh and Ors. v. State of Gujarat and Ors, (2006) 3 SCC 374
- Shingara Singh v. State of Haryana, (2003) 12 SCC 758
- Durga Datta Sharma v. State, 2003 SCC OnLine Gau 153
- D.K. Basu v. State of West Bengal, (1997) 1 SCC 416
- Nilabati Behera v. State of Odisha, (1993) 2 SCC 746
- Abdul Rehman Antulay v. R.S. Nayak, (1992) 1 SCC 225
- Sheela Barse v. Union of India, (1986) 3 SCC 596
- State of Maharashtra v. Champalal Punjaji Shah, (1981) 3 SCC 610
- Hussainara Khatoon (I) v. Home Secy., State of Bihar, (1980) 1 SCC 81
- Khatri v. State of Bihar, (1981) 2 SCC 493
- Shyam Singh v. State of Rajasthan, 1973 Crl. LJ 441, 443 (Raj)
- State of Uttar Pradesh v. Bhagwant Kishore Joshi, AIR 1964 SC 221

# Session 3 Bail Jurisprudence: Nuances and Intricacies 1. Dr. Justice B.S. Chauhan, Bail (National Workshop for High Court Justices, National Judicial Academy-Bhopal, 21st January 2023 2. Lokendra Malik and Shailendra Kumar, Personal Liberty Versus Societal Interest: The State of Bail Jurisprudence in India in TAKING BAIL SERIOUSLY THE STATE OF BAIL JURISPRUDENCE IN INDIA pp.405-26 (Salman Khurshid, Sidharth Luthra, Lokendra Malik & Shruti Bedi, Lexis Nexis ed., 2020).

3.	Dipa Dube, <i>Judicial Discretion in Grant of Bail</i> in TAKING BAIL SERIOUSLY THE STATE OF BAIL JURISPRUDENCE IN INDIA pp.97-112 (Salman Khurshid, Sidharth Luthra, Lokendra Malik & Shruti Bedi, Lexis Nexis ed., 2020)	274	
4.	Sidharth Luthra and Aayushi Sharma Khazanchi, <i>Seeking Consistency in Bail Jurisprudence</i> in TAKING BAIL SERIOUSLY THE STATE OF BAIL JURISPRUDENCE IN INDIA pp.215-224 (Salman Khurshid, Sidharth Luthra, Lokendra Malik & Shruti Bedi, Lexis Nexis ed., 2020)	300	
5.	A.M. Singhvi, <i>India's Bail Jurisprudence: Need for Urgent and Comprehensive Revamp</i> , in TAKING BAIL SERIOUSLY – THE STATE OF BAIL JURISPRUDENCE IN INDIA, ed. Salman Khurshid et al. (Lexis Nexis, Gurgaon, 2020)	319	
6.	Charu Mathur, <i>BAIL OR JAIL: SUPREME COURT ON BAIL</i> in TAKING BAIL SERIOUSLY THE STATE OF BAIL JURISPRUDENCE IN INDIA pp.97-112 (Salman Khurshid, Sidharth Luthra, Lokendra Malik & Shruti Bedi, Lexis Nexis ed., 2020)	336	
Case laws			

- Satender Kumar Antil v. C.B.I., 2022 SCC Online SC 825
- Gopisettey Harikrishna v. State of Andhra Pradesh, 2022 SCC Online SC 654
- Jagjeet Singh v. Ashish Mishra, 2022 SCC Online SC 453
- Ravikant Srivastava @ Ravi Kant Shrivastava v. The State of Jharkhand and Another, Criminal Appeal No. 1803/2022 arising out of SLP (Criminal) No. 1771/2022 dated 18th October 2022.
- Deepak Yadav v. State of U.P. and Another, 2022 SCC OnLine SC 672
- Meena Devi v. State of U.P. and Another, 2022 SCC OnLine SC 676
- Abhay Jain v. High Court of Judicature for Rajasthan and Another, 2022 SCC OnLine SC 319
- Y. v. State of Rajasthan and Another, 2022 SCC OnLine SC 458
- Brijmani Devi v. Pappu Kumar, (2022) 4 SCC 497
- Kamla Devi v. State of Rajasthan, (2022) 6 SCC 725
- Manoj Kumar Khokhar v. State of Rajasthan, (2022) 3 SCC 501
- Sunil Kumar v. State of Bihar, (2022) 3 SCC 245
- Jaibunisha v. Meharban, (2022) 5 SCC 465
- Jayaben v. Tejas Kanubhai Zala (2022) 3 SCC 230
- Mohammad Azam Khan v. State of Uttar Pradesh, 2022 SCC OnLine SC 653
- Mohammed Zubair v. State of NCT of Delhi 2022 SccOnline SC 897
- Vijay Madanlal Choudhary v. Union of India, 2022 SCC OnLine SC 929
- Sanjay V. The State (Nct Of Delhi) & Anr | 2022 Livelaw (Sc) 555
- Sumitha Pradeep v. Arun Kumar C.K., 2022 SCC OnLine SC 1529
- Rajesh Seth v. State of Chhattisgarh SLP (Crl) 1247/2022, dated 21.02.2022
- Naser Bin Abu Bakr Yafai v. State of Maharashtra, (2022) 6 SCC 308
- Ashim v. NIA, (2022) 1 SCC 695 Art. 21
- Siddhart v State of Uttar Pradesh (2022) 1 SCC 676

- Saudan Singh v. State of Uttar Pradesh, 2022 SCC OnLine SC 697
- Manno Lal Jaiswal v. State of Uttar Pradesh and Another, 2022 SCC OnLine SC
   89
- Imran v. Mohammed Bhava and Another, 2022 SCC OnLine SC 496
- Ishwarji Nagaji Mali v. State of Gujarat, (2022) 6 SCC 609
- State of Maharashtra v. Pankaj Jagshi Gangar, (2022) 2 SCC 66
- Bhuri Bai v. State of M.P., 2022 SCC OnLine SC 1779
- Sonu v. Sonu Yadav and Another 2021 SCC OnLine SC 286
- Aparna Bhat and Others v.State of Madhya Pradesh and Another 2021 SCC OnLine SC 230
- Dharmesh v. State of Gujrat (2021) 7 SCC 198
- Nathu Singh v. State of Uttar Pradesh (2021) 6 SCC 64
- M. Ravindran v. Directorate of Revenue Intelligence, (2021) 2 SCC 485
- Ramesh Bhavan rathod v. Vishanbhai Hirabhai Makwana (2021)6 SCC 230
- Vipan Kumar Dhir v. State of Punjab and Another, 2021 SCC OnLine SC 854
- Criminal Trials Guidelines Regarding Inadequacies and Deficiencies, In re., (2021) 10 SCC
- Sudha Singh v. State of U.P., (2021) 4 SCC 781
- Thwaha Fasal v. Union of India, 2021 SCC OnLine SC 1000
- Arnab Manoranjan Goswami v State of Maharashtra, (2021) 2 SCC 427
- Union of India v. K.A. Najeeb, (2021) 3 SCC 713
- Sarvanan v. State, (2020) 9 SCC 101
- Sushila Aggarwal v State (NCT of Delhi), (2020) 5 SCC 1
- Mahipal v. Rajesh Kumar, (2020) 2 SCC 118
- Motamarri Appanna Veerraju v. State of West Bengal, (2020) 14 SCC 284
- Prabhakar Tewari v. State of U.P., (2020) 11 SCC 648
- Ankita Kailash Khandelwal v. State of Maharashtra, (2020) 10 SCC 670
- NIA v. Zahoor Ahmad Shah Watali, (2019) 5 SCC 1
- M.D. Dhanpal v. State, (2019) 6 SCC 743
- Dataram Singh v State of Uttar Pradesh, (2018) 3 SCC 22
- Hema Mishra v. State of Uttar Pradesh, (2014) 4 SCC 453
- Sumit Mehta v. State (NCT of Delhi), (2013) 15 SCC 570
- Gulabrao Baburao Deokar v. State of Maharashtra and Others, (2013) 16 SCC 190
- Sanjay Chandra v. CBI, (2012) 1 SCC 40
- Siddharam Satlingappa Mhetre v. State of Maharashtra, (2011) 1 SCC 694
- Ram Govind Upadhyay v. Sudarshan Singh and Others, (2002) 3 SCC 598
- State v. Anil Sharma, (1997) 7 SCC 187
- Shaheen Welfare Association v. Union of India, (1996) 2 SCC 616
- Sanjay Dutt v. State, (1994) 5 SCC 402

- Shri Gurbaksh Singh Sibbia v. State of Punjab, (1980) 2 SCC 565
- Gudikanti Narsimhulu v. Public Prosecutor, (1978) 1 SCC 240
- Moti Ram v. State of Madhya Pradesh, (1978) 4 SCC 47

# **Session 4 Principles of Evidence: Appreciation in Criminal Cases** 1. Dr. Justice B. S. Chauhan, *Appreciation of Evidence*, (Unpublished Paper, Oct. 2021) delivered at NJA, Bhopal 363 2. Justice S. G. Gokani, Burden of Proof and Reverse Burden in Diamond Jubilee 1960-2020 60 Years Legacy And Law, (The High Court of Gujarat 2021) pp. 83-93. 382 Dr. Justice B. S. Chauhan, Burden of Proof and Evidentiary Presumptions (Unpublished Paper, Nov. 2019) delivered at NJA, Bhopal 395 Justice U. L. Bhat, Certain Issues in Evaluation of Evidence, in Lectures on the Indian Evidence Act, Universal Law Publishing, Lexis Nexis (2016) 420 5. Ronald J. Allen and Alex Stein. Evidence, Probability, and the Burden of Proof, Arizona Law Review, Vol. 54, (2013) pp. 557-602 443 David Hamer, The Presumption Of Innocence and Reverse Burdens: A Balancing Act, Cambridge Law Journal, 66(1), March 2007, pp. 142. 490

## Case laws

- Suresh and Another v. State of Haryana AIR 2018 SC 4045
- Kulvinder Singh and Another v. State of Haryana (2011) 5 SCC 258
- Shanmughan v. State of Kerala (2012) 2 SCC 788
- Subhash Chand v. State of Rajasthan (2002) 1 SCC 702
- Tahsildar Singh & Samp; Another v. State of U.P 1959 SUPP (2) SCR 875
- Miller v. Minister of Pensions (1947) All ER 372
- K. Gopal Reddy v. State of Andhra Pradesh (1979) 1 SCC 355
- Trimukh Maroti Kirkan v. State of Maharashtra (2006) 10 SCC 681
- Mallikarjun v. State of Karnataka (2019) 8 SCC 359
- State of Himachal Pradesh v. Raj Kumar (2018) 2 SCC 69
- State of Andhra Pradesh v. Pullagummi Kasi Reddy Krishna Reddy @ Rama Krishna Reddy and others (2018) 7 SCC 623
- Krishnegowda v. State of Karnataka (2017) 13 SCC 98
- Sudha Renukaiah v. State of Andhra Pradesh (2017) 13 SCC 81
- Mukesh v. State (NCT of Delhi) (2017) 6 SCC 1
- Bhagwan Jagannath Markad and others v. State of Maharashtra (2016) 10 SCC 537
- Pawan Kumar v. State of Uttar Pradesh (2015) 7 SCC 148
- Darbara Singh v. State of Punjab (2012) 10 SCC 476
- Noor Aga v. State of Punjab and Another (2008) 16 SCC 417

	Session 5 Electronic Evidence: New Horizons, Collection, Preservation and Appreciation				
1.	Dr. J.N. Barowalia and Dr. Aarushi Jain, <i>Chapter VIII Electronic Evidence</i> , in CYBER LAW AND CYBER CRIMES, page 348- 409, Vinod Publications, (2023)	521			
2.	Seth, Hasit, <i>Impossibility Exception To The S.65-B(4) Electronic Evidence Certificate</i> (June 1, 2021).	585			
3.	N.S. Nappinai, <i>Electronic Evidence- The Great Indian Quagmire</i> , (2019) 3 SCC (J)	595			
4.	Standard Operating Procedures for the Collection, Analysis and Presentation of Electronic Evidence prepared by Cybercrime Programme Office of the Council of Europe (C-PROC) – 12th September 2019	608			
5.	Mason Stephen and Seng Daniel, <i>The Foundations of Evidence in Electronic Form in Electronic Evidence</i> , University of London Press; Institute of Advanced Legal Studies (2017) pp. 36-69	655			
	Case laws				
	<ul> <li>Ravinder Singh Alia Kaku v. State of Punjab (2022) 7 SCC 581</li> <li>Arjun Panditrao Khotkar v. Kailash Kushanrao Gorantayal (2020) 7 SCC 1</li> <li>P. Gopalkrishnan v. State of Kerala and Anr. (2020) 9 SCC 161</li> <li>State by Karnataka Lokayukta, Police Station, Bengaluru v. M.R. Hiremath (2019) 7 SCC 515</li> <li>Shafhi Mohammad v. State of HP (2018) 2 SCC 801</li> <li>Shamsher Singh Verma v. State of Haryana (2016) 15 SCC 485</li> <li>Tomaso Bruno v. State of UP (2015) 7 SCC 178</li> <li>Anvar v. P.K. Basheer and Ors. (2014) 10 SCC 473</li> <li>Gajraj v. State (NCT of Delhi) (2011) 10 SCC 675</li> <li>NCT of Delhi v. Navjot Sandhu (2005) 11 SCC 600</li> </ul>				
	Session 6 Forensic Evidence in Criminal Cases				
1.	G.K. Goswami, Forensic Law, 51 Annual Survey of Indian Law, (2021).	690			
2.	Andrew Haesler, Testing and challenging DNA evidence to avoid miscarriages of justice, (delivered at Public Defender's Conference 13 March 2021).	720			
3.	Conclusions and Recommendation, 271st Law Commission of India Report on Human DNA Profiling – A Draft Bill for the Use and Regulation of DNA Based Technology 40-44 Law Commission of India (2017).	766			
4.	Trichi Saukshmya and Dr. Dilip Dube, Genetics of Crime: A Fresh Look at Evidence and Admissibility, (2011) SCC J 60	857			
5.	Andrew Ligertwood, <i>Can DNA Evidence Alone Convict an Accused</i> , 33 Sydney L. Rev. 487 (2011)	869			

897

6. Carole McCartney, *Forensic identification: the criminal trial* in Forensic Identification and Criminal Justice Forensic science, justice and risk, WILLAN PUBLISHING

### Case laws

- Veerendra v. State of Madhya Pradesh 2022 SCC OnLine SC 622
- Hari Om Alian Hero v. State of Uttar Pradesh (2021) 4 SCC 345
- Pattu Rajan v. State of Tamil Nadu (2019) 4 SCC 771
- Chennadi Japapathi Reddy v. Baddam Pratapa Reddy (2019) 14 SCC 220
- Rajendra Pralhadrao Wasnik v. State of Maharashtra (2019) 12 SCC 460
- S.P.S. Rathore v. Central Bureau of Investigation& Another (2017) 5 SCC 817
- Machindra v. Sajjan Gafla Rankhamb & other (2017) 13 SCC 491
- Dharam Deo Yadav v. State of Uttar Pradesh (2014) 5 SCC 509
- Anil Alias Anthony Ariskswamy Joseph v. State of Maharashtra (2014) 4 SCC 69
- State of Gujrat v. Kishanbhai & other (2014) 5 SCC 108
- Dayal Singh & Others v. State of Uttaranchal (2012) 8 SCC 263
- Surendra Koli v. State of Uttar Pradesh & others (2011) 4 SCC 80
- Selvi & others v. State of Karnataka (2010) 7 SCC 263