

National Judicial Academy

P-1008: Annual National Seminar on Working of the Motor Accident Claims Tribunals in India
21st – 22nd January, 2017

Programme Coordinator : Ms. Shruti Jane Eusebius, Law Associate

No. of Participants : 44

No. of forms received : 41

I. OVERALL				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	92.50	7.50	-	-
b. The subject matter of the program is useful and relevant to my work	92.50	7.50	-	-
c. Overall, I got benefited from attending this program	90.00	10.00	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	85.00	15.00	-	-
e. Adequate time and opportunity was provided to participants to share experiences	82.50	17.50	-	-
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	92.11	7.89	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	82.50	17.50	-	-
c. Up to date	87.50	12.50	-	-
d. Related to Constitutional Vision of Justice	54.29	42.86	2.86	-
e. Related to International Legal Norms	25.81	51.61	22.58	-

III. STRUCTURE OF THE PROGRAM				
PROPOSITIONS	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	85.37	14.63	-	-
b. The program was an adequate combination of the following methodologies viz.				
i. Interactive sessions were fruitful	72.50	25.00	2.50	-
ii. Case studies were relevant	87.80	12.20	-	-
iii. Audio Visual Aids were beneficial	70.73	26.83	2.44	-
IV. INDIVIDUAL SESSIONS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. Discussions in individual sessions were effectively organized	80.56	19.44	-	-
b. The session theme was adequately addressed by the Resource Persons	91.89	8.11	-	-
V. PROGRAM MATERIALS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	92.68	7.32	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	92.68	7.32	-	-
c. The content was organized and easy to follow	92.31	7.69	-	-

VI. GENERAL SUGGESTIONS

a. Three most important learning achievements of this Programme	<ol style="list-style-type: none">1. It will enhance the skill and knowledge; Guide for future work. Some topics are very clear which were not clear prior to NJA.2. To expedite the disposal of MACT cases; clarity in fault and no fault liability and main provisions regarding concept of Insurance.3. Improved the knowledge; Enlightened by case laws; helpful in my judicial working.4. 1. We learn about Sec.163 (A) with relevant SC judgments; 2. We learn about how to assess the Disability with assistance of Doctor; 3. We learn about how to assess the Disability and functional Disability.5. 1. Legal principles well explained. 2. Case laws updated; 3. Understood the procedures followed in other States.6. 1. On Sec. 140, 163 A, 166 of the MV Act; 2. On assessment of disability; 3. Procedure formulated by Delhi High Court.7. Participant did not comment8. Participant did not comment9. All sessions were good.10. 1. Pultamma's case. Even after the Hon'ble Apex Court order, the Union of India not come forward to amend the structure (u/s 163-A); Latest judgments are analyzed; 3. How to dispose cases summarily and avoid a year's long trial.11. All the programmes were very vital. I am very much satisfied with the manner programmes were arranged.12. Legal position updated.13. Enriched the knowledge14. All average15. Video recording of some of the sessions be distributed to the Judicial Academy of each state, if possible.16. 1. Disposal of cases speedily; 2. Pay and Recovery; 3. Assessment of disability of injured.17. 1. Distinction between S. 140, 166 of MV Act and latest position of law; 2. About DAR and third party insurance coverage; 3. Key for quick disposal.
---	---

	<p>18. Assessment of disability; Subject on liability of the IIIrd party; Implementation of AIR & DAR.</p> <p>19. 1. Implementation of Statute (MV Act); 2. Relevant judgments; 3. Deep insight into various provisions of MV Act.</p> <p>20. 1. Deep insight into various provisions of MV Act; 2. Interpretation of Statute i.e. MA Act; 3. Relevant judgments received for disposing our day to day cases under MV Act.</p> <p>21. Hearing from Resource Persons; Interactions; Interaction with participants.</p> <p>22. S. 163 A, Pay and Recover order and DAR.</p> <p>23. Meticulous approach to the subject.</p> <p>24. 1. Very useful to my day to day work; 2. Time frame for quick disposal with format; 3. U/s 158 (6) to be complied by police as per direction of Apex Court.</p> <p>25. It helps smooth court proceeding.</p> <p>26. 1. Objective of the programme is clear to me; 2. First time introduced DAR; 3. I got new ideas from this programme.</p> <p>27. Speedy disposal of MACT cases; Relevant judge made laws.</p> <p>28. Practical and case laws</p> <p>29. 1. The discussions are very clear and to the point to the ground reality issues; 2. Innovations of Delhi model for settlement of MACT cases expeditiously; 3. Mindset to reduce the discretion on the basis of the inputs of Supreme Court & High Court decision.</p> <p>30. More Knowledge; More Enlightening; Up to date judgments;</p> <p>31. Participant did not comment.</p> <p>32. Participant did not comment.</p> <p>33. Participant did not comment.</p> <p>34. 1. Come across to the fact that disposal can be on higher side by writing short orders; 2. Material provided seems to be very much relevant and useful; 3. Being recent promoters, training made my concept clear in depth.</p> <p>35. Participant did not comment.</p> <p>36. The Delhi model for disposing the cases has impressed me and I have decided to use it in my place of posting effectively.</p> <p>37. 1. Latest case laws; 2. New vision on MACT laws; 3. Updation in all aspects.</p>
--	--

	<p>38. Refreshment of latest law on the point; Clearance on some doubtful issues; New approach is expected to decide claim petition which is bound to improve the quality & quantity of claims.</p> <p>39. 1. Comes through latest judgment; 2. Complete pointwise judgement; 3. Collected pointwise judgement.</p> <p>40. 1. The programme has enriched our knowledge; 2. It has cleared many of our doubts; 3. Gain while coming to NJA.</p> <p>41. Interactions with participants from different States; 2. Latest position of law clarified; 3. Concept has been clarified on MACT.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. All the sessions were useful and made for the working of Tribunal.</p> <p>2. Mostly all sessions were useful.</p> <p>3. All Sessions were beneficial.</p> <p>4. The most useful programme is how to assess the functional Disability which is contemplated in Rajkumar's case.</p> <p>5. Updation of case laws because MACT cases are mostly based on judge made laws.</p> <p>6. Each and every part of the programme found to be highly useful.</p> <p>7. Participant did not comment</p> <p>8. Participant did not comment</p> <p>9. All sessions were good</p> <p>10. All parts useful because all are interrelated.</p> <p>11. All the programmes are very useful to me as well as for Tripura Judicial Academy.</p> <p>12. Total programme was useful</p> <p>13. Determining compensation in injury cases.</p> <p>14. All average</p> <p>15. Every programme as the theoretical and practical aspects were discussed.</p> <p>16. All sessions are best.</p> <p>17. Session with latest decisions, distinction between S.140, 163 A, 166 of MV Act clarified.</p> <p>18. AIR & DAR because it will give fruits to claimants at the earliest.</p> <p>19. Entire programme I found useful.</p> <p>20. Entire programme</p> <p>21. Hearing from Resource Persons.</p>

	<p>22. Guidance by Hon'ble Ms. Justice Mridula Bhatkar in reading schedule 2 of S. 163A of MV Act and guidance by Hon'ble Shri Justice Midha in dealing DAR and order at apportion of FDs.</p> <p>23. Entire programme</p> <p>24. All programme</p> <p>25. Hon'ble Justice Midha's session</p> <p>26. Procedure formulated by Delhi High Court is most useful for me because this is reduce time; Liability of third party program is very useful to me.</p> <p>27. Each and every programme appears to me great useful.</p> <p>28. All sessions</p> <p>29. All the sessions are useful as these have its own importance and reference in the respective area.</p> <p>30. Session 5: which is the <i>MACT agreed procedure formulated by Delhi High Court</i> as it will help on clearing up most accident cases.</p> <p>31. Participant did not comment.</p> <p>32. Participant did not comment.</p> <p>33. Participant did not comment.</p> <p>34. MACT agreed procedure formulated Delhi High Court, because the same would be useful to dispose of new matter speedily within time frame fixes.</p> <p>35. Participant did not comment.</p> <p>36. All the parts of the programme were useful as all the sessions taught me new things.</p> <p>37. Entire programme was fruitful.</p> <p>38. Session 2: <i>Interplay between Sections 140, 163A and 166 of the Motor Vehicles Act; Session 3: Determining Compensation In Cases of Injury; Session 5: MACT Agreed Procedure Formulated by Delhi High Court; and Session 7: Liability of Third Party Insurance in MACT Cases.</i></p> <p>39. All Programme was useful.</p> <p>40. All the sessions were useful an effective.</p> <p>41. Right to Pay & Recover.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Nil</p> <p>2. None</p> <p>3. No comments on this.</p> <p>4. Nil</p> <p>5. None</p> <p>6. None</p> <p>7. Participant did not comment</p> <p>8. Participant did not comment</p> <p>9. Participant did not comment</p>

	<p>10. All parts of the programme are the best hence I cannot choose among them.</p> <p>11. No part of the programme.</p> <p>12. Participant did not comment</p> <p>13. Participant did not comment</p> <p>14. All average</p> <p>15. Participant did not comment</p> <p>16. No</p> <p>17. Participant did not comment</p> <p>18. Participant did not comment</p> <p>19. None of the part.</p> <p>20. None of the part.</p> <p>21. Repetitions of questions by participants to resource persons.</p> <p>22. Participant did not comment</p> <p>23. Participant did not comment</p> <p>24. Participant did not comment</p> <p>25. Participant did not comment</p> <p>26. Participant did not comment</p> <p>27, Each and every programme appears to me great useful.</p> <p>28. No</p> <p>29. Participant did not comment.</p> <p>30. All useful.</p> <p>31. Participant did not comment.</p> <p>32. Participant did not comment.</p> <p>33. Participant did not comment.</p> <p>34. N.A.</p> <p>35. Participant did not comment.</p> <p>36. None.</p> <p>37. Entire programme was useful.</p> <p>38. Session 1: <i>Compensation and the Administration of Justice.</i></p> <p>39. All programme was useful.</p> <p>40. Participant did not comment.</p> <p>41. Section 163-A, very little case comes before the Tribunal.</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. Latest pronouncement may kindly be added in the study material.</p> <p>2. Nothing more, the Academy is taking care of participants to the most.</p> <p>3. No suggestions as it is already professionally managed.</p> <p>4. We admire and enjoy all the programme during the Seminar by NJA.</p> <p>5. Nil</p> <p>6. Programmes shall have more extended time.</p>

	<p>7. Participant did not comment</p> <p>8. Participant did not comment</p> <p>9. Participant did not comment</p> <p>10. Very short programme. May be held at least for minimum three days.</p> <p>11. I thank the Academy for making all the programme in a good manner.</p> <p>12. Participant did not comment</p> <p>13. Participant did not comment</p> <p>14. Only queries of officers be taken up most of time and rest time to give/impart new knowledge.</p> <p>15. Participant did not comment</p> <p>16. All State rules are required to be discussed on MV Act.</p> <p>17. Most of the officers will be from faraway places. So in the same way, at least 2-3 subjects are covered (as covered in MV Act)- one may take maximum advantage of visit to NJA; At least once in 2-3 years, this kind of programme needs to be organized – to work more effectively with confidence in our places.</p> <p>18. Participant did not comment</p> <p>19. Everything is well organized; Give permission to discuss directly with Resource Person in case of difficulties.</p> <p>20. Permission to discuss directly with resource person in case of difficulty evolving during course of disposing cases.</p> <p>21. Programme schedule may be provided in advance before participants arrive in NJA.</p> <p>22. Period of programme may be enhanced.</p> <p>23. Please educate the MVI, Police officers, and insurance companies along with judicial officers.</p> <p>24. Participant did not comment</p> <p>25. Participant did not comment</p> <p>26. All is very good.</p> <p>27. Duration of programme ought to be more days to discuss and gather knowledge about the topic of programme.</p> <p>28. Participant did not comment</p> <p>29. The soft copies of all the materials of the seminar on different times should be provided to all the judicial officers of the country through the State Academy.</p>
--	--

	<p>30. To kindly provide a bigger screen for viewing.</p> <p>31. Participant did not comment.</p> <p>32. Participant did not comment.</p> <p>33. Participant did not comment.</p> <p>34. No suggestion please.</p> <p>35. Participant did not comment.</p> <p>36. The materials may be supplied to us in pen-drive as it is easy to carry.</p> <p>37. Nil</p> <p>38. Participant did not comment.</p> <p>39. Nil</p> <p>40. Latest citations should be incorporated in study material. Topics should be circulated in advance.</p> <p>41. No suggestion required.</p>
--	---

D/C/PR/Jan 2017