

# NATIONAL JUDICIAL ACADEMY

**P-1058: National Judicial Conference for High Court Justices**

17<sup>th</sup> – 19<sup>th</sup> November, 2017

**Programme Coordinator** : Mr. Yogesh Pratap Singh, Research Fellow, NJA Bhopal.

**No. of Participants** : 21

**No. of forms received** : 19

| I. OVERALL                                                                                          |                   |                |            |         |
|-----------------------------------------------------------------------------------------------------|-------------------|----------------|------------|---------|
| PROPOSITIONS                                                                                        | To a great extent | To some extent | Not at all | Remarks |
| a. The objective of the Program was clear to me                                                     | <b>78.95</b>      | <b>21.05</b>   | -          | -       |
| b. The subject matter of the program is useful and relevant to my work                              | <b>47.37</b>      | <b>52.63</b>   | -          | -       |
| c. Overall, I got benefited from attending this program                                             | <b>73.68</b>      | <b>26.32</b>   | -          | -       |
| d. I will use the new learning, skills, ideas and knowledge in my work                              | <b>73.68</b>      | <b>26.32</b>   | -          | -       |
| e. Adequate time and opportunity was provided to participants to share experiences                  | <b>89.47</b>      | <b>10.53</b>   | -          | -       |
| 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                                                                                | <b>72.22</b>      | <b>27.78</b>   | -          | -       |
| b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists) | <b>77.78</b>      | <b>22.22</b>   | -          | -       |
| c. Up to date                                                                                       | <b>64.71</b>      | <b>35.29</b>   | -          | -       |
| d. Related to Constitutional Vision of Justice                                                      | <b>62.50</b>      | <b>37.50</b>   | -          | -       |

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| e. Related to International Legal Norms                                        | 55.56                                                                | 44.44                 | -                                                                         | -              |
| <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                       | 73.68                                                                | 26.32                 | -                                                                         | -              |
| b. The program was an adequate combination of the following methodologies viz. |                                                                      |                       |                                                                           |                |
| (i) Case studies were relevant                                                 | 78.95                                                                | 21.05                 | -                                                                         | -              |
| (ii) Interactive sessions were fruitful                                        | 84.21                                                                | 15.79                 | -                                                                         | -              |
| (iii) Audio Visual Aids were beneficial                                        | 73.68                                                                | 26.32                 | -                                                                         | -              |
| <i>(To be modified as per the sessions planned)</i>                            |                                                                      |                       |                                                                           |                |
| <b>IV SESSIONS WISE VETTING</b>                                                |                                                                      |                       |                                                                           |                |
| <b>Parameters</b>                                                              |                                                                      |                       |                                                                           |                |
| <b>Session</b>                                                                 | <b>Discussions in individual sessions were effectively organized</b> |                       | <b>The Session theme was adequately addressed by the Resource Persons</b> |                |
|                                                                                | Effective and Useful                                                 | Satisfactory          | Effective and useful                                                      | satisfactory   |
| 1                                                                              | 84.21                                                                | 15.79                 | 92.31                                                                     | 7.69           |
| 2                                                                              | 73.68                                                                | 26.32                 | 84.62                                                                     | 15.38          |
| 3                                                                              | 84.21                                                                | 15.79                 | 84.62                                                                     | 15.38          |
| 4                                                                              | 84.21                                                                | 15.79                 | 84.62                                                                     | 15.38          |
| 5                                                                              | 72.22                                                                | 27.78                 | 72.73                                                                     | 27.27          |
| 6                                                                              | 63.16                                                                | 36.84                 | 69.23                                                                     | 30.77          |
| 7                                                                              | 72.22                                                                | 27.78                 | 83.33                                                                     | 16.67          |
| 8                                                                              | 77.78                                                                | 22.22                 | 91.67                                                                     | 8.33           |
| <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                                 | 78.95                                                                | 21.05                 | -                                                                         | -              |
| b. The content was updated. It                                                 | 73.68                                                                | 26.32                 | -                                                                         | -              |

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| reflected recent case laws/ current thinking/ research/ policy in the discussed area |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |              |   |   |
| c. The content was organized and easy to follow                                      | <b>68.42</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <b>31.58</b> | - | - |
| <b>VIII. GENERAL SUGGESTIONS</b>                                                     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |              |   |   |
| a. Three most important learning achievements of this Programme                      | <p>1. Exposure to new dimension &amp; progress in law.</p> <p>2. 1. Very informative; 2. Insightful; 3. Good interaction.</p> <p>3. Excellent.</p> <p>4. Basic principles of IP Act; Trademarks, patent.</p> <p>5. 1. Introduction to International treaty; 2. Effect of digital advancement on protection of Intellectual Rights; 3. Landmark judgments and analysis thereof.</p> <p>6. Cleared the basic concepts.</p> <p>7. A totally new &amp; recent subject which is still evolving; great judicial attention has been put in a simplified manner. What was most interesting was the national as well as international aspect of the IP laws.</p> <p>8. Excellent knowledgeable Resource Person in <i>Session 1: Intellectual Property Rights: Genesis, Benefits, Importance; Session 2: Intellectual Property Rights Regime in India: Government Policies; Session 6: Resolving Intellectual Property Disputes via. Commercial Courts and ADRs; Session 7: India's IP-related Treaty Obligations; Session 8: Landmark Judgments on Intellectual Property Rights in India and abroad and their Impact.</i></p> <p>9. Exposure to TRIPS vis-à-vis intellectual property rights.</p> <p>10. Exposure to IPR and latest case law.</p> <p>11. <i>Session 1: Intellectual Property Rights: Genesis, Benefits, Importance; Session 3: Challenges of Intellectual Property Rights in Digital Age Session 4: Emerging Issues on IP regime in India and Globally.</i></p> <p>12. 1. Comprehensive knowledge on the subject; 2. Event management; 3. Interactive session.</p> <p>13. It was a good learning experience on various aspects of the laws involved.</p> <p>14. To gain knowledge about intellectual property rights in Government policies. Role of judiciary and the challenges in future on the subject.</p> |              |   |   |

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|                                                                        | <p>15. 1. Motivation to read more on developments in IP law; 2. To read more on precedents of foreign courts on the law.</p> <p>16. 1. IP rights are very important rights not less than property rights; 2. Its genesis has been learnt along with all the relevant Indian law what may not be described in a sentence; 3. Latest cases laws in the field will be of good help when I would be sitting in this jurisdiction.</p> <p>17. 1. Technical nuances of IPR laws; 2. IP disputes via ADR; 3. Case laws.</p> <p>18. Preparation; 2. Focus on subject; 3. Discipline.</p> <p>19. 1. An overview of IPR; 2. Emerging issues on IP; 3. Landmark judgments.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <p>b. Which part of the Programme did you find most useful and why</p> | <p>1. Case law illustrations.</p> <p>2. Interaction and explanation by Justice S. Ravindra Bhat.</p> <p>3. Excellent.</p> <p>4. All part dated 19.11.2017</p> <p>5. The entire programme was very useful as intellectual property rights litigation has its own unique challenges and some were adequately highlighted during the programme.</p> <p>6. Important/ Landmark judgements on IPR- as it will be useful in my work.</p> <p>7. The presentation from all the Resource Persons &amp; their practical experiences shared during the conference.</p> <p>8. <i>Session 7: India's IP-related Treaty Obligations; Session 8: Landmark Judgments on Intellectual Property Rights in India and abroad and their Impact.</i></p> <p>9. <i>Session 1: Intellectual Property Rights: Genesis, Benefits, Importance; Session 2: Intellectual Property Rights Regime in India: Government Policies; Session 4: Emerging Issues on IP regime in India and Globally and Session 8: Landmark Judgments on Intellectual Property Rights in India and abroad and their Impact.</i></p> <p>10. Genesis of IPR and Indian case law on the subject.</p> <p>11. <i>Session 4: Emerging Issues on IP regime in India and Globally.</i></p> <p>12. All the parts of the programme.</p> <p>13. The historical background of the laws was an interesting perspective to the subjects.</p> |

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|                                                                         | <p>14. <b>Session 1: Intellectual Property Rights: Genesis, Benefits, Importance; Session 2: Intellectual Property Rights Regime in India: Government Policies; Session 3: Challenges of Intellectual Property Rights in Digital Age and Session 4: Emerging Issues on IP regime in India and Globally-</b> As in all these sessions we got an overall idea and knowledge of intellectual property rights.</p> <p>15. Emerging issues in IP regime in Indian &amp; Globally.</p> <p>16. <b>Session 8: Landmark Judgments on Intellectual Property Rights in India and abroad and their Impact.</b></p> <p>17. <b>Session 8: Landmark Judgments on Intellectual Property Rights in India and abroad and their Impact.</b></p> <p>18. <b>Session 1: Intellectual Property Rights: Genesis, Benefits, Importance-</b> Where I got some information regarding intellectual property.</p> <p>19. Challenges of IP rights in digital age.</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. Participant did not comment.</p> <p>3. Excellent.</p> <p>4. Participant did not comment.</p> <p>5. NA</p> <p>6. <b>Session 2: Intellectual Property Rights Regime in India: Government Policies; Session 7: India's IP-related Treaty Obligations.</b> They should have been clubbed together in order to avoid repetition.</p> <p>7. Participant did not comment.</p> <p>8. Participant did not comment.</p> <p>9. Participant did not comment.</p> <p>10. Policies of the Government.</p> <p>11. Participant did not comment.</p> <p>12. Participant did not comment.</p> <p>13. Participant did not comment.</p> <p>14. Nil</p> <p>15. Participant did not comment.</p> <p>16. All the sessions were useful for me.</p> <p>17. Every part was useful with of course some differences in the magnitude of usefulness. But I can't indicate any programme as least useful.</p>            |

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|                                                                                                                           | <p>18. <i>Session 8: Landmark Judgments on Intellectual Property Rights in India and abroad and their Impact-</i> As I was not aware of judgments pertaining to IP.</p> <p>19. Resolving IP disputes via commercial courts and ADRs; Since It is an accepted fundamental principle of dispute resolution, commonly in vogue in other laws.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <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. 3 day programme is difficult 2 day is better for court functionaries.</li> <li>2. Participant did not comment.</li> <li>3. Excellent.</li> <li>4. Participant did not comment.</li> <li>5. Just keep up the good work.</li> <li>6. Try to avoid repetition in the topics.</li> <li>7. The conference was excellent &amp; very useful.</li> <li>8. Participant did not comment.</li> <li>9. The programme format may be charged/ framed in the following manner to make it more effective - (i) Two day seminar each on trade mark and patent; (ii) Two day seminar each on copyright and design and sub topic; Topics to be carefully chosen which should be jurisprudential and relevant to current issue and critical analysis of Indian and foreign judgements.</li> <li>10. More exposure to what is happening in other parts of the world.</li> <li>11. Participant did not comment.</li> <li>12. Study material should be supplied to the participants on e-mail, so they may study timely, to understand them in better way.</li> <li>13. Participant did not comment.</li> <li>14. Participant did not comment.</li> <li>15. Encourage round table discussion on a more informal basis to share experiences.</li> <li>16. Participant did not comment.</li> <li>17. Putting in effective audio-video stories may be a better idea for comprehension, participation and communication.</li> <li>18. Not needed as it is excellent for all purposes.</li> <li>19. I think that the copies of the slides should also be provided to the participants.</li> </ol> |