

National Judicial Academy

P-1129: Workshop for Additional District Judges

02nd – 04th November, 2018

Programme Coordinator : Ms. Shruti Jane Eusebius, Research Fellow

No. of Participants : 32

No. of forms received : 32

I. OVERALL				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	96.88	3.12	-	1. Workshop should have more academic orientation not only experience sharing. 27. Very close. 29. Great
b. The subject matter of the program is useful and relevant to my work	84.38	15.62	-	27. Very useful 29. Great 30. Very helpful
c. Overall, I got benefited from attending this program	93.75	6.25	-	29. Great
d. I will use the new learning, skills, ideas and knowledge in my work	90.63	9.37	-	30. Court management & case management helps a lot.
e. Adequate time and opportunity was provided to participants to share experiences	71.88	28.12	-	30. Some more time is required.
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	78.13	21.87	-	-

b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	74.19	25.81	-	1. As per column I
c. Up to date	77.42	22.58	-	-
d. Related to Constitutional Vision of Justice	56.25	43.75	-	-
e. Related to international legal norms	29.03	58.06	12.91	
III. STRUCTURE OF THE PROGRAM				
PROPOSITION	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	96.88	3.12	-	-
b. The program was an adequate combination of the following methodologies viz.				
(i) Interactive sessions were fruitful	87.10	12.90	-	
(ii) Audio Visual Aids were beneficial	74.19	25.81	-	30. More audio visual aids are required.
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	87.10	12.90	88.46	11.54
2	86.67	13.33	88.46	11.54
3	86.67	13.33	88.46	11.54
4	90.00	10.00	96.15	3.85
5	96.67	3.33	100.00	-
6	86.67	13.33	84.62	15.38
7	83.33	16.67	96.00	4.00

8	76.67	23.33	84.00	16.00
V. PROGRAM MATERIALS				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	87.10	12.90	-	22. The compilation of resource persons could have been a part of materials. 30. Wonderfully coupled.
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	74.19	25.81	-	20. Copies of most recent judgment not part of contents be distributed to participants. 30. Missing some latest legal position.
c. The content was organized and easy to follow	80.65	19.35	-	30. If synopsis of judgments is given, it will help before going thru full text.

VIII. GENERAL SUGGESTIONS	
a. Three most important learning achievements of this Programme	<p>1. Sentencing policy; 2. Electronic evidence; 3. Criminal jurisdiction of appellate courts.</p> <p>2. We met judicial officers from different States.</p> <p>3. 1. Court and case management; 2. Skill development and knowledge in my work; 3. The programme material and case laws are very relevant and useful for me.</p> <p>4. 1. Implementation of ADR system; 2. Electronic evidence collection preservation; 3. Case management.</p> <p>5. 1. The depth and micro points touched by the resource persons, it's inspiring; 2. The brevity of the discussion, it was more clear; 3. Inspiring for more hard work to achieve knowledge.</p> <p>6. 1. Enhancement of knowledge; 2. Clarity of propositions; 3. Removing the doubts.</p> <p>7. 1. Clarity in law; 2. Practical aspect of law; 3. Enhancement in implementation of law.</p> <p>8. 1. Judge should play role of a leader in the court; 2. Procedure to be followed for fair trial; 3. Sentencing should be proportional considering all aspects.</p> <p>9. 1. Sentencing; 2. Cyber-crime; 3. Electronic Evidence.</p> <p>10. 1. Cyber-crime; 2. Sentencing; 3. Collection of electronic evidence.</p> <p>11. 1. Implementation of ADR mechanism; 2. Court & case management; 3. Cyber-crime awareness.</p>

12. As I am working as trial judge on civil side; there were certain confusions in mind while dealing with civil and criminal appeals. The notions in this regard are cleared to great extent. The topic of case and court management gave me ideas to better utilize my time on board overcoming the hurdles created by situations; The importance of fair session trial sensitized me more.

13. Participant did not comment.

14. 1. Court and case management: Role of judges; 2. Sentencing: Issues & Challenges; 3. Electronic evidence especially Sec.-65(B) of Indian Evidence Act.

15. 1. Court and case management; 2. Sentencing issues & challenges; 3. Applicability of Section 65(B) of evidence Act.

16. 1. Court & case management; 2. Fair sessions trial; 3. Laws relating to cybercrime.

17. 1. Court & case management – Role of Judge; 2. Criminal justice administration & fair sessions trial; 3. Electronic evidence, collection, presentation and appreciation.

18. 1. Alternate dispute resolution.

19. Mainly how to deal with criminal justice administration in the appellate & revision jurisdiction of district judge and also civil justice administration.

20. Appreciation of electronic evidence.

21. 1. Challenges in implementation of ADR system in subordinate courts is useful; 2. Court & case management – Role of judges is useful; 3. I have understood ADR system difficulties.

22. 1. How to deal with the matter in case there is a possibility of judicial settlement; 2. The judicial officers experience shared from all over the country; 3. To view my work in a different perspective.

23. It provided updation of law; Understood the experiences of judges; Knowledge about cyber-crime.

24. 1. Updation of knowledge; 2. Application of acquired knowledge; 3. Interaction with other judges.

25.1. Regular updating of knowledge of the laws & decisions; 2. Interaction with the seniors and the persons having good knowledge on the laws is necessary; 3. As a judge I should discharge my duties punctually by taking the parties & the counsel into confidence.

26. 1. Refreshment with the sections; 2. Ability to clear queries and confusions; 3. Sharing of experience and knowing about changes in law as well as situations dealt with by officers from various states.

27. All the programme **Session 1: Challenges in Implementation of ADR system in Subordinate Courts; Session 2: Court & Case Management: Role of Judges; Session 3: Civil Justice Administration: Appellate and Revision Jurisdiction of District Judges; Session 4: Criminal Justice Administration: Appellate and Revision Jurisdiction of District Judges; Session 5: Fair Session Trial; Session 6: Sentencing: Issues and Challenges** – are very useful and it gives me lot of knowledge to do any judicial work.

28. 1. All the topics in the programme schedule are very much useful to us in dealing with the matters effectively; 2. This work created an opportunity to us to discuss about the practical issues; 3. Inclusion of important topics such as cyber-crime and

	<p>electronic evidence made us equip ourselves in the latest technological development in the field of law. We have very much benefitted.</p> <p>29. Learning achievements of programme were fruitful and useful.</p> <p>30. 1. Very useful sessions for regular work- topics are good; 2. Programme material is very useful.</p> <p>31. 1. Cleared doubt which I was facing during court proceedings; 2. It gave clear conception regarding cybercrime and related matters; 3. It further enhanced my legal knowledge.</p> <p>32. Participant did not comment.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. Sentencing policy.</p> <p>2. Nil</p> <p>3. Session 1: Challenges in Implementation of ADR system in Subordinate Courts - well-presented and this topic is demand of time; Session 4: Criminal Justice Administration: Appellate and Revision Jurisdiction of District Judges- because it was well explained with relevant case laws; Session 7: Laws relating to Cybercrime: Advances and Bottlenecks; Session 8: Electronic Evidence : Collection, Preservation and Appreciation- This was my first workshop on these topics so it will be very useful and relevant to my work.</p> <p>4. Court & Case Management- because it will affect speedy disposal.</p> <p>5. Session 2: Court & Case Management: Role of Judges; Session 4: Criminal Justice Administration: Appellate and Revision Jurisdiction of District Judges; Session 5: Fair Session Trial; Session 6: Sentencing: Issues and Challenges; Session 7: Laws relating to Cybercrime: Advances and Bottlenecks; Session 8: Electronic Evidence: Collection, Preservation and Appreciation- These are useful in my every day working in the court.</p> <p>6. Entire programme was useful, as it enhanced my knowledge.</p> <p>7. Criminal law & cyber law both topics are very useful.</p> <p>8. NA.</p> <p>9. Electronic evidence because it's an emerging area.</p> <p>10. Session 8: Electronic Evidence: Collection, Preservation and Appreciation.</p> <p>11. Court & case management.</p> <p>12. The topic criminal justice administration and appellate and revision jurisdiction as well as topic of fair sessions trial are most useful as the knowledge which I got through these sessions can be used for the purpose of speedy trial. It also helps to conduct the fair session trial.</p> <p>13. Participant did not comment.</p> <p>14. Sentencing issue is most useful for a trial judge while trying a sessions case because a judge should know what ingredients to be followed while giving sentence to the accused person. I gained lots of knowledge from this programme.</p> <p>15. I found sentencing issues and challenges as most useful because a trial judge have to regularly deal with such issues particularly in absence of sentencing policy in India, the discussion made was highly enriching.</p> <p>16. Criminal justice administration; Civil justice administration; Laws relating to cybercrime- is most useful.</p>

	<p>17. Fair sessions trial; Electronic evidence.</p> <p>18. All the programme was well organized & fruitful, valuable and enhanced the knowledge.</p> <p>19. Sentencing – Issue and challenges and also role of judges in the court management & also case management.</p> <p>20. Day 1 & Day 3 as it pertains to my jurisdiction of cases.</p> <p>21. Session 8: Electronic Evidence: Collection, Preservation and Appreciation- is most useful for me because resource person explained about all aspect of digital evidence.</p> <p>22. Session 1: Challenges in Implementation of ADR system in Subordinate Courts; Session 2: Court & Case Management: Role of Judges – It dealt with practical issues.</p> <p>23. Session 4: Criminal Justice Administration: Appellate and Revision Jurisdiction of District Judges; Session 5: Fair Session Trial; Session 6: Sentencing: Issues and Challenges – is most useful. Resource persons have deep knowledge in criminal cases.</p> <p>24. Discussion on criminal appeal and revision.</p> <p>25. 1. Criminal justice administration; 2. Law relating to cybercrime of electronic evidence.</p> <p>26. Revision & appellate matters & cyber-crime & electronic evidence.</p> <p>27. Session 2: Court & Case Management: Role of Judges; Session 3: Civil Justice Administration: Appellate and Revision Jurisdiction of District Judges; Session 4: Criminal Justice Administration: Appellate and Revision Jurisdiction of District Judges; Session 5: Fair Session Trial- are most useful.</p> <p>28. 1. “Challenges in implementation of ADR system in subordinate courts” is most useful because in view of docket explosion, in order to render speedy justice for lesser expenses or free legal services, we have to make every endeavor for ADR; provided u/s 89 of CPC and to see that the matters are to be settled through Lok Adalat, mediation or arbitration etc. That is the reason why this session was useful; 2. Session 7: Laws relating to Cybercrime: Advances and Bottlenecks; Session 8: Electronic Evidence: Collection, Preservation and Appreciation- are also most relevant in present day advancement of technology. We must equip ourselves to discharge our functions efficiently and confidently by knowing about the cybercrimes and how to deal with those cases and how we have to appreciate electronic evidence.</p> <p>29. I find challenges in implementation of ADR system of subordinate courts and criminal justice administration, appellate and revision jurisdiction most useful because of use in my daily work of the court.</p> <p>30. Court and case management; Role of Judges & fair sessions trial are very useful sessions.</p> <p>31. Over all it enriched my legal knowledge, but programme relating to cybercrime enriched me the most.</p> <p>32. Participant did not comment.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Session 1: Challenges in Implementation of ADR system in Subordinate Courts; Session 2: Court & Case Management: Role of Judges and Session 3: Civil Justice Administration: Appellate and Revision Jurisdiction of District Judges-those usually conducted by the State Academics.</p>

	<p>2. Nil</p> <p>3. Nothing.</p> <p>4. Nil</p> <p>5. Challenges in implementation of ADR because ADR as a subject itself at a very preliminary stage in the court.</p> <p>6. No.</p> <p>7. All part of programme are very useful.</p> <p>8. NA.</p> <p>9. None.</p> <p>10. Laws relating to cyber-crime.</p> <p>11. Participant did not comment.</p> <p>12. The programme on case management and court management were least useful because we shared the ideas to curtail wastage of judicial time. The knowledge from this session is useful in day-to-day judicial work in fruitful manner and effective manner.</p> <p>13. Participant did not comment.</p> <p>14. All programme are useful for me as a judge.</p> <p>15. It is hard to say as to which is least useful as all the sessions covered such topics which are essential for a trial judge.</p> <p>16. None.</p> <p>17. Revisional jurisdiction of District Judges; District Judges have no jurisdiction to hear the civil revisions.</p> <p>18. All the topics were most interactive & useful.</p> <p>19. Over all very useful programme organized by the National Judicial Academy.</p> <p>20. Participant did not comment.</p> <p>21. It does not arise.</p> <p>22. Nil</p> <p>23. All session are useful.</p> <p>24. All session are useful.</p> <p>25. Case & court management since we all put in more than 20 years of service & know about the same.</p> <p>26. Every session was fully and entirely helpful as we were actually discussing the problems we face and reiterating the provisions we require to deal with.</p> <p>27. The programme of session <i>Session 8: Electronic Evidence: Collection, Preservation and Appreciation</i>- as not many cases are there in my state. Although lot of knowledge has been imparted by resource person.</p> <p>28. All the sessions are useful.</p> <p>29. I find challenges in implementation of ADR. Criminal justice administration appellate and revision programme is very useful for my daily court work.</p> <p>30. Participant did not comment.</p> <p>31. All part of programme was useful.</p>
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	32. Participant did not comment.
d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective	<p>1. Have concentration more on Academics.</p> <p>2. Not required.</p> <p>3. Participant did not comment.</p> <p>4. Nil</p> <p>5. NJA has done a great and commendable job by imparting great training; I am delighted enlightened and thankful.</p> <p>6. More time should be provided for the programmes.</p> <p>7. Programmes already crafted by the Academy is professionally managed. Thanks.</p> <p>8. NA.</p> <p>9. Present system is better.</p> <p>10. No.</p> <p>11. 1. Matters and subjects relating to justice administration should be taken more; 2. Substantive laws also should be included; 3. Law relating to intellectual properties should be included; 4. Environmental and commercial law; 5. In such type of programmes we should be nominated not only one time but many times.</p> <p>12. The period of three day is not sufficient it may be increased at least to seven working days as it will enable to cover other subject which are also important to be discussed in such training programmes. Thank you.</p> <p>13. Participant did not comment.</p> <p>14. Hours should be increased. More courses to be inserted.</p> <p>15. The session hours should be increased.</p> <p>16. Programme like wise workshop be held for ADJ's in every two year.</p> <p>17. Participant did not comment.</p> <p>18. Participant did not comment.</p> <p>19. Kindly provide the vehicles to all the judicial officer after the sessions for sight-seeing etc.</p> <p>20. Participant did not comment.</p> <p>21. Participant did not comment.</p> <p>22. Participant did not comment.</p> <p>23. Provide NJA vehicle to visit places nearby NJA.</p> <p>24. NJA should provide vehicle.</p> <p>25. Nothing to suggest as the Academy is organizing good programmes considering our day-to-day needs in discharging our judicial work.</p> <p>26. Participant did not comment.</p> <p>27. All the judicial officer should get a chance to attend NJA conferences.</p> <p>28. Participant did not comment.</p> <p>29. Nil</p> <p>30. It helps more if study material is supplied to participants through e-mail in advance to get our-selves ready for workshop; More beneficial if all resource persons</p>

	<p>use PPT; If brief notes/articles of resource persons on their topics is supplied, it will save time of the participants and avoid the hassle of taking running notes.</p> <p>31. Programme duration must be at least for one week, so that officers get much time to exchange their views with each other and to learn more on subjects; Programme like cybercrime, or any programme of that nature mostly relating to expert report be organized.</p> <p>32. Participant did not comment.</p>
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