

**National Judicial Academy**  
**Special Event-03:** Seminar for Foreign Judges [Bangladesh]  
 7<sup>th</sup> – 13<sup>th</sup> December, 2018

**Programme Coordinator** : Ms. Shruti Jane Eusebius & Mr. Shashwat Gupta, Faculty  
**No. of Participants** : 35  
**No. of forms received** : 35

<b>I. OVERALL</b>				
<b>PROPOSITION</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. The objective of the Program was clear to me	<b>97.14</b>	<b>2.86</b>	-	-
b. The subject matter of the program is useful and relevant to my work	<b>97.14</b>	<b>2.86</b>	-	-
c. Overall, I got benefited from attending this program	<b>94.29</b>	<b>5.71</b>	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	<b>88.57</b>	<b>11.43</b>	-	-
e. Adequate time and opportunity was provided to participants to share experiences	<b>68.57</b>	<b>31.43</b>	-	-
<b>II. KNOWLEDGE</b>				
<b>PROPOSITION</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
The program provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	<b>82.86</b>	<b>14.29</b>	<b>2.85</b>	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>85.29</b>	<b>14.71</b>	-	-
c. Up to date	<b>85.29</b>	<b>14.71</b>	-	-

d. Related to Constitutional Vision of Justice	<b>94.12</b>	<b>5.88</b>	-	-
e. Related to international legal norms	<b>55.88</b>	<b>44.12</b>	-	-

### **III. STRUCTURE OF THE PROGRAM**

<b>PROPOSITION</b>	<b>Good</b>	<b>Satisfactory</b>	<b>Unsatisfactory</b>	<b>Remarks</b>
a. The structure and sequence of the program was logical	<b>85.71</b>	<b>14.29</b>	-	-
b. The program was an adequate combination of the following methodologies viz.				

(i) Interactive sessions were fruitful

**64.71**

**35.29**

-

(ii) Audio Visual Aids were beneficial

**69.70**

**30.30**

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(iii) Group Discussion cleared many doubts

**64.71**

**35.29**

-

(iv) Case studies were relevant

**73.53**

**26.47**

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### **IV SESSIONS WISE VETTING**

#### Parameters

<b>Session</b>	<b>Discussions in individual sessions were effectively organized</b>		<b>The Session theme was adequately addressed by the Resource Persons</b>	
	<b>Effective and Useful</b>	<b>Satisfactory</b>	<b>Effective and Useful</b>	<b>Satisfactory</b>
1	<b>79.41</b>	<b>20.59</b>	<b>100.00</b>	-
2	<b>85.29</b>	<b>14.71</b>	<b>95.45</b>	<b>4.55</b>
3	<b>91.18</b>	<b>8.82</b>	<b>100.00</b>	-
4	<b>81.25</b>	<b>18.75</b>	<b>100.00</b>	-
5	<b>83.87</b>	<b>16.13</b>	<b>87.50</b>	<b>12.50</b>
6	<b>83.87</b>	<b>16.13</b>	<b>80.00</b>	<b>20.00</b>
7	<b>66.67</b>	<b>33.33</b>	<b>66.67</b>	<b>33.33</b>
8	<b>72.73</b>	<b>27.27</b>	<b>86.67</b>	<b>13.33</b>
9	<b>81.82</b>	<b>18.18</b>	<b>85.71</b>	<b>14.29</b>
10	<b>78.13</b>	<b>21.88</b>	<b>86.67</b>	<b>13.33</b>

11	<b>71.88</b>	<b>28.13</b>	<b>62.50</b>	<b>37.50</b>
12	<b>75.76</b>	<b>24.24</b>	<b>80.00</b>	<b>20.00</b>
13	<b>72.73</b>	<b>27.27</b>	<b>60.00</b>	<b>40.00</b>
14	<b>80.65</b>	<b>19.35</b>	<b>76.47</b>	<b>23.53</b>
15	<b>63.64</b>	<b>36.36</b>	<b>53.33</b>	<b>46.67</b>
16	<b>87.10</b>	<b>12.90</b>	<b>88.24</b>	<b>11.76</b>
17	<b>73.33</b>	<b>26.67</b>	<b>73.33</b>	<b>26.67</b>

#### **V. PROGRAM MATERIALS**

<b>PROPOSITION</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	<b>82.86</b>	<b>17.14</b>	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	<b>82.35</b>	<b>17.65</b>	-	-
c. The content was organized and easy to follow	<b>78.79</b>	<b>21.21</b>	-	-

#### **VIII. GENERAL SUGGESTIONS**

a. Three most important learning achievements of this Programme	<p>1. 1. Good; 2. Very helpful; 3. Will help in professional life.</p> <p>2. 1. Administration of justice depends on the gravity of a judge, impartiality of a judge and also honesty of a judge; 2. At the time of dispensing justice a judge should care about the constitutional provisions and human rights; 3. A judge should be a very good manager.</p> <p>3. 1. Indian constitutional arrangement; 2. Electronic evidence and introduction of IT in the judiciary; 3. Human rights in the field of administration of justice.</p> <p>4. 1. Indian judicial upgrades day by day; 2. Constitutional supremacy is wonderful method.</p> <p>5. 1. Constitutional analysis with people's sovereignty, personal liberty and freedom under Indian Constitution; 2. Tremendous introduction of ICT in the judiciary all over the country; 3. Aerial view of NJA is praise worthy.</p> <p>6. I have learned through the constitutional law of India as well as the constitutional law of Bangladesh. I have learned about the human rights. I have also learned the justice system of India.</p>
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7. 1. Constitutional parity of both the countries; 2. Got new thoughts on law; 3. Leading cases reference.
8. These programme should be enhanced up to one month.
9. Participant did not comment.
10. 1. Supremacy of people rather than constitution; 2. Appreciation of evidence; 3. Ratio of precedent.
11. 1. Constitutional analysis; 2. Appreciation of evidences; 3. Courts and case management.
12. Evidentiary presumptions; Court management and case management; Judging skills.
13. 1. To know about Indian constitution and human rights; 2. How to arrange a seminar; 3. Knowledgeable resource persons.
14. 1. Latest position of constitutional law; 2. Latest legal practices in India; 3. Sense of human rights to apply in judicial proceeding.
15. Attitude.
16. I have learnt a lot of things. Fundamental rights, basic principle of the constitution discussion was amazing. Forensic evidence & DNA profiling session was very much helpful.
17. About Indian constitution, criminal justice system and land mark judgements etc.
18. 1. Discipline; 2. Punctuality; 3. Huge knowledge regarding law has been achieved.
19. I am very much pleased to visit DNA lab and the session “Landmark Judgement in India” was beautiful. Prof. Faizan Mustafa analysis of Hindu law, Muslim law with the constitution, Justice Roshan Dalvi made me proud. As a woman her personality attracted us very much.
20. Discussions.
21. Three most important learning achievements are- 1. To know about Indian judicial system; 2. To know about Indian constitution; 3. To know about Indian culture & values.
22. 1. To know about the judicial systems of India; 2. Experience shared from comparative discussion; 3. To know the unique interpretation of laws and procedure.
23. 1. To know the law and the resource persons of India and their thoughts; 2. Foreign training aspect and how to improve our condition; 3. Training makes a man knowledgeable.
24. 1. About human rights; 2. Constitutional law; 3. Evidence act.
25. 1. To acquire knowledge; 2. It will be good for work; 3. Outstanding achievement.
26. 1. The judicial system in India; 2. The hospitality of India; 3. Theoretical & practical knowledge of digitalization of court system.
27. Participant did not comment.
28. 1. Appreciation of evidence act in civil & criminal cases.
29. 1. Court management; 2. IPC, Cr.P.C. CPC, Constitution of India & Bangladesh; 3. Landmark judgement in India.
30. Analysis of and linking of particular case.

	<p>31. 1. How to decide an issue in the light of the provisions of constitution; 2. Evaluation of evidence; 3. How to decide an issue in the light of international law.</p> <p>32. 1. Constitutional position relating to human right; 2. Judgement writing skills; 3. Criminal justice administration.</p> <p>33. Constitutional provisions of both India &amp; Bangladesh. The provision of evidence act; Land mark judgements of India.</p> <p>34. 1. Able to learn from eminent justices and academicians of India; 2. Understood legal similarities of both countries laws; 3. Visiting knowledge of NJA and Bhopal.</p> <p>35. 1. Judges &amp; judiciary must be people centric and ready to accept criticism, if any; 2. Judges must share their best practices and learn from national &amp; international sources i.e. from local &amp; foreign judicial academies; 3. Judiciary must devise strategies and action plans to be implemented for living up to the expectations of the litigants.</p>
b. Which part of the Programme did you find most useful and why	<p>1. 1. Discussion; 2. Materials relating to sessions.</p> <p>2. Presenting the apex court judgement before us. So that we can become stronger than now.</p> <p>3. Discussion on issues relating to human rights.</p> <p>4. The training is not only conducted in the NJA but also in state judicial academy.</p> <p>5. Orientation and introduction of constitutional advancement by judicial review, which is more useful today in Bangladesh.</p> <p>6. The constitutional law and criminal justice administration and human rights- because constitution is the supreme law of any state.</p> <p>7. Questions &amp; answers.</p> <p>8. Cr.P.C., I.P.C., C.P.C. &amp; evidence act based programme.</p> <p>9. Participant did not comment.</p> <p>10. All the parts.</p> <p>11. Principles of evidence for the way of analyzing.</p> <p>12. The programme as mentioned above and electronic evidence.</p> <p>13. Participant did not comment.</p> <p>14. All session especially interactive part.</p> <p>15. Participant did not comment.</p> <p>16. Discussion on constitution and forensic evidence &amp; DNA profiling were most useful. Very much essential.</p> <p>17. Presentation of constitution and forensic medicine.</p> <p>18. Interactive session and study tour was most useful.</p> <p>19. Session was good but it was too long. It can be started earlier and should be closed earlier. Apart from this matter, everything was very-very good and useful for us.</p> <p>20. All of this programme.</p> <p>21. Sharing the views of Indian and Bangladesh judges.</p> <p>22. Discussion about evidence act and court management would help us to a great extent to improve skills and efficiency in administration of justice.</p>

	<p>23. Training, discipline, environment of this Academy.</p> <p>24. On human rights because it is inalienable right of all human beings all over the world.</p> <p>25. Workshop sessions.</p> <p>26. Total programme.</p> <p>27. Participant did not comment.</p> <p>28. Everything.</p> <p>29. Discussion about constitution &amp; human rights.</p> <p>30. All the sessions specially the sessions of Hon'ble Justice of different high court &amp; their observations.</p> <p>31. <b>Session 3: Goals, Role and Mission of Courts: Constitutional Vision of Justice; Session 5: Principles of Evidence: Appreciation in Civil and Criminal Cases; Session 6: Evidentiary Presumptions; Onus and Burden of Proof; Session 8: Forensic Evidence in Civil and Criminal Trials; DNA Profiling; Session 9: Elements of Judicial behaviour- Ethics, Neutrality and Professionalism ;Session 12: Criminal Justice Administration and Human Rights; Session 13: Human Rights: Fair and Impartial Investigation; Session 16: Landmark Judgments in India Session 17: Landmark Judgments in India</b>– was most useful as they append a new horizon of thinking and analytical process before me.</p> <p>32. Study tour of AIIMS for forensic medicine.</p> <p>33. The lectures on constitution; Onus and burden of proof under evidence act forensic medicine.</p> <p>34. I want to appreciate the programme as a whole.</p> <p>35. 1. Sessions on case management &amp; leading cases. Because these sessions provide us hands on experience and information on the needful skills of a judge; 2. Travel to AIIMS and district court, Bhopal was also effective as they provided insights on practical learning opportunities.</p>
c. Which part of the Programme did you find least useful and why	<p>1. No.</p> <p>2. No part of this programme was least useful.</p> <p>3. <b>Session 15: Identification of Ratio in a Precedent; Session 16: Landmark Judgments in India and Session 17: Landmark Judgments in India.</b></p> <p>4. NA</p> <p>5. No comments.</p> <p>6. Participant did not comment.</p> <p>7. Not any.</p> <p>8. No.</p> <p>9. Participant did not comment.</p> <p>10. No.</p> <p>11. Questioning hours for clear and specific answers.</p> <p>12. No comments.</p> <p>13. Participant did not comment.</p> <p>14. Nothing to mention.</p>

	<p>15. Participant did not comment.</p> <p>16. None.</p> <p>17. None.</p> <p>18. None.</p> <p>19. Nothing, I find to deduct from this programme.</p> <p>20. Participant did not comment.</p> <p>21. Electronic evidence because not yet well equipped.</p> <p>22. Participant did not comment.</p> <p>23. Everything was very much ok.</p> <p>24. No.</p> <p>25. Participant did not comment.</p> <p>26. Participant did not comment.</p> <p>27. Participant did not comment.</p> <p>28. Nothing.</p> <p>29. Participant did not comment.</p> <p>30. NA.</p> <p>31. None was least useful.</p> <p>32. Not any part.</p> <p>33. Not any part.</p> <p>34. Participant did not comment.</p> <p>35. The sessions on DNA technology as the time was very short for discussing such a vast topic.</p>
d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective	<p>1. NJA is working well.</p> <p>2. By arranging more study course.</p> <p>3. We are impressed and hence no suggestion.</p> <p>4. Local district court visit should be increased.</p> <p>5. 1. Consideration on travel with baggage up to 25 kg ok but Indigo embargoes up to 15 kg is not justifiable.</p> <p>6. Class schedule may be relaxed.</p> <p>7. NJA can extend the period of training programme.</p> <p>8. Everything ok.</p> <p>9. Participant did not comment.</p> <p>10. No.</p> <p>11. Everything ok.</p> <p>12. No comments.</p> <p>13. Participant did not comment.</p> <p>14. To make classes more interactive and problem oriented.</p> <p>15. Participant did not comment.</p>

16. The schedule was very much handful. After a long travel, we have to attend the class next day.
17. None.
18. Last six days were very exciting and enjoyable.
19. I have no more suggestions.
20. This programme should be enhanced to one month.
21. Participant did not comment.
22. The period of class session could be more relaxed and breaks between two sessions could be increased.
23. Everyone should obey the use of stipulated time.
24. Excellent no comment.
25. Participant did not comment.
26. Participant did not comment.
27. Participant did not comment.
28. 1. Wi Fi should be made available in every room; 2. Atleast one day should be given as holiday among the days of seminar.
29. Good; No suggestions.
30. If the academy allows the trainee a free day before classes in NJA & more sharing sessions with the high court judges.
31. NJA may arrange more programmes to exchange the ideas and views of judges of the both countries.
32. Exchange of training vice versa between the two friendly countries and to continue the training in future also.
33. NJA may require Govt. of Bangladesh & also the Bangladesh Supreme Court to arrange similar training programmes in Bangladesh for the learned judges of Indian Republic. The present training programme should be continued by the great NJA.
34. Make the programme for at least 10 days; Group assignment work (1 at least) can be included.
35. NJA should provide an online learning platform to every participant prior to the starting of the face-to-face training at the NJA campus. The background material may also be shared through that online learning platform or through e-mail before the programme begins.