

**ORIENTATION COURSE FOR NEWLY ELEVATED HIGH COURT JUSTICES: [P- 1296]**

**PROGRAMME SCHEDULE (Online Conference through Google Meet)**

30<sup>th</sup> April & 1<sup>st</sup> May 2022

<p align="center"><b>DAY 1</b></p> <p align="center"><b>30<sup>th</sup> April 2022</b></p> <p align="center"><b>(Saturday)</b></p>	<p align="center"><b><u>SESSION 1 - 10:00 AM – 11:30 AM</u></b> (11:15 AM – 11:30 AM – Q&amp;A/Discussion)</p> <p align="center"><b>Independent and Impartial Judiciary: A Prerequisite to Constitutional Democracy and Rule of Law</b></p> <p align="center"><b><u>Proposed scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Constitutional Provisions and Practice</li> <li>• Judicial Self-Governance: Promoting both Institutional and Individual Independence</li> <li>• Doctrine of Separation of Power</li> <li>• Judicial Appointments and Transfers</li> <li>• Judiciary: Independence and Appearance of Independence</li> </ul> <p align="center"><b>Speakers:</b> <b>Justice Akil Kureshi</b> <b>Mr. C.S. Vaidyanathan</b></p>	<p align="center"><b>B</b></p> <p align="center"><b>R</b></p> <p align="center"><b>E</b></p>	<p align="center"><b><u>SESSION 2 - 12:00 PM – 1:30 PM</u></b> (1:15 PM – 1:30 PM – Q&amp;A/Discussion)</p> <p align="center"><b>Judiciary and Media: Need for Balance</b></p> <p align="center"><b><u>Proposed scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Media Trial vis-à-vis Judicial Ethics</li> <li>• Media intervention in <i>sub-judice</i> matters: Restriction against the publication of court proceedings</li> <li>• Media Watchdog of Sanctity of Judicial Process</li> <li>• Impact of Media Reporting on Administration of Justice</li> <li>• Open Courts: Freedom of Media to Report Court Proceedings</li> <li>• Freedom of Press vis-à-vis Contempt of Court</li> </ul> <p align="center"><b>Speakers:</b> <b>Justice Gita Mittal</b> <b>Justice G. Raghuram</b></p>
<p align="center"><b>DAY 2</b></p> <p align="center"><b>1<sup>st</sup> May 2022</b></p> <p align="center"><b>(Sunday)</b></p>	<p align="center"><b><u>SESSION 3 -10:00 AM – 11:30 AM</u></b> (11:15 AM – 11:30 AM – Q&amp;A/Discussion)</p> <p align="center"><b>Inherent Power, Suo Moto Powers and Powers of Judicial Review</b></p> <p align="center"><b><u>Proposed scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Scope of intervention during investigation including <i>De novo</i> Investigation</li> <li>• Cancellation of Bail and Quashing of FIR/Charge sheet by High Court</li> <li>• Prevent abuse of the process and secure the ends of Justice</li> <li>• Scope of High Court’s Powers to pass interim orders</li> <li>• Exercise of <i>Suo moto</i> powers: Socio-legal implications</li> <li>• Judicial Review of Legislative Actions/Process</li> </ul> <p align="center"><b>Speakers:</b> <b>Dr. Justice B.S. Chauhan</b> <b>Mr. Shekhar Naphade</b></p>	<p align="center"><b>A</b></p> <p align="center"><b>K</b></p>	<p align="center"><b><u>SESSION 4 -12:00 PM – 1:30 PM</u></b> (1:15 PM – 1:30 PM – Q&amp;A/Discussion)</p> <p align="center"><b>Challenges and Nuances of Second Appeal and Substantial Question of Law</b></p> <p align="center"><b><u>Proposed scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Satisfaction of the High Court vis-à-vis Substantial Question of Law on General Importance</li> <li>• Substantial Question of Law: reconsideration, alteration, modification, or clarification of a legal provision</li> <li>• Judicial Analysis of Substantial Question of Law: Resolution of conflicting viewpoints</li> <li>• Second Appeal: Bar on Jurisdiction to entertain the question of fact</li> <li>• Formation of Substantial Question of Law to reverse the decision of the First Appellate Court</li> </ul> <p align="center"><b>Speakers:</b> <b>Justice P. K. Balasubramanyan</b> <b>Mr. M.S. Krishnan</b></p>

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