

TRAINING PROGRAM FOR BANGLADESH JUDGES AND JUDICIAL OFFICERS - (SE-01)
27th to 30th September, 2021

Program Schedule

| DAY | TIMING | SESSION | Proposed Theme | Resource Persons | |
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| 27th September 2021 (Monday) | | | | | |
| DAY 1 Constitutional Bedrock & the Evolution of the Indian Judicial System | 10:00AM -11:30AM | SESSION 1 | <p align="center">Overview and Architecture of Indian Constitutional Arrangement</p> <p align="center">Proposed Scope of Discussion</p> <ul style="list-style-type: none"> ● Overarching Values of the Constitution as enshrined in the Preamble ● Basic Structure of the Constitution ● Constitution as a Social Contract ● Indian Judiciary in the Constitutional Arrangement- Role & Responsibility ● Constitutional Vision of Justice | Dr. Justice B. S. Chauhan Dr. Balram K Gupta | |
| | 11:30AM - 12:00PM | Break | | | |
| | 12:00PM - 01:30PM | SESSION 2 | <p align="center">Landmark Judgments: Celebrating Decadal Masterpieces</p> <p align="center">Proposed Scope of Discussion</p> <ul style="list-style-type: none"> ● Important Contributions of the Constitutional Courts in the Last Decade ● Changing Gears- Building on the Constitutional Edifice through Judgments (Including Judgments on Privacy, NOTA, Aadhaar, Section 377 IPC, NJAC, decriminalization of politics etc.) | Justice Dama Seshadri Naidu Prof. D. S. Ukey | |
| | 1:30PM - 02:30PM | Lunch | | | |
| | 2:30 PM – 4:00 PM | SESSION 3 | <p align="center">Indian Judiciary and Tryst with Novelty: Aligning with Global Standards by Raising the Bar</p> <p align="center">Proposed Scope of Discussion</p> <ul style="list-style-type: none"> ● Legislative Innovations to Address Present Day Challenges <ul style="list-style-type: none"> ○ Commercial Courts Act, 2015 ○ Insolvency and Bankruptcy Code, 2016 ○ Protection of Children from Sexual Offences Act, 2012 ○ Family Courts ● Novel Approaches & Best Practices <ul style="list-style-type: none"> ○ Striking a Balance between Adversarial & Inquisitorial Approaches ○ Enabling Access to Justice through Lok Adalats, Legal Services Authorities, Gram Nyayalayas ○ Public Interest Litigation | Justice Ram Mohan Reddy Prof. BT Kaul Mr. Somasekhar Sundaresan | |

28th September 2021 (Tuesday)

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| DAY 2 Being A Judge: Judicial Qualities, Attitudes & Skills | 10:00AM -11:30AM | SESSION 4 | Elements of Judicial Behaviour: Ethics, Neutrality and Professionalism Proposed Scope of Discussion <ul style="list-style-type: none"> ● Being a Judge in a Democracy <ul style="list-style-type: none"> ○ Professionalism ○ Contest between the institutional requirement of judicial sobriety and the transition to openness owing to media attention ○ Anchoring judicial function in the principle of neutrality ● Oscillatory Choices Between Adversarial & Inquisitorial Dichotomy ● Ethical Conundrums in Judicial Sphere & Possible Solutions | Justice G. Raghuram Justice Ved Prakash Sharma |
| | 11:30AM – 12:00PM | Break | | |
| | 12:00PM - 1:30PM | SESSION 5 | Judging Skills: Art, Craft and Science of Drafting Judgments Proposed Scope of Discussion <ul style="list-style-type: none"> ● Judgments as the Voice of the Court (as the Main Deliverable) ● Significance of Reasoning in Judgments & Orders ● Sensitivity in Judgments <ul style="list-style-type: none"> ○ Gender Sensitivity in Judgments & Orders <ul style="list-style-type: none"> - Language - Eliminating Bias, Stereotypes & Prejudices - Restorative Justice Measures ○ Appropriate approach in cases involving Vulnerable/ Disadvantaged Groups | Justice G. Raghuram Justice Sunil Ambwani |
| | 1:30PM - 02:30PM | Lunch | | |
| | 2:30 PM – 4:00 PM | SESSION 6 | Judge as the Master of the Court: Court & Case Management Proposed Scope of Discussion <ul style="list-style-type: none"> ● Bottlenecks in Judicial Administration ● Best Practices for Effective Disposal of Cases ● Courtroom Management – Challenges & Possible Solutions ● Role of a Judge in Streamlining Court & Case Management | Justice Deepak Gupta Justice Sunil Ambwani |

29th September 2021 (Wednesday)

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| DAY 3 Responding to the Modernization & Contemporary Needs: The Changing Contours of the Indian Judiciary | 10:00AM -1130AM | SESSION 7 | Alternative Dispute Resolution Proposed Scope of Discussion <ul style="list-style-type: none">• ADR as a tool to conserve judicial resources & to ensure speedy justice• ADR Mechanisms under Section 89 Civil Procedure Code, 1908• Referral of Cases for Settlement -<ul style="list-style-type: none">○ Suitable Cases○ Procedure for Referral○ Appropriate Stage for Referral○ Recognition of Outcome by Court | Justice A.K. Sikri Mr. Brian Speers Mr. R. Santhana Krishnan |
| | 11:30AM - 12:00PM | Break | | |
| | 12:00PM - 1:30PM | SESSION 8 | Re-engineering Judicial Processes through ICT Proposed Scope of Discussion <ul style="list-style-type: none">• e-Judiciary – The Indian Experience• Striking a balance between Transparency & Confidentiality- The Indian e-Judiciary Account• e-Judiciary & Data Protection – Vulnerability Assessment of Judicial Institutions | Mr. Atul Kaushik Dr. Harold D’Costa |
| | 1:30PM - 02:30PM | Lunch | | |
| | 2:30 PM – 4:00 PM | SESSION 9 | Electronic Evidence: New Horizons, Collection, Preservation and Appreciation Proposed Scope of Discussion <ul style="list-style-type: none">• Settling, Resettling & Unsettling: Evolutionary Process of the Law on Electronic Evidence• Evolving Nature of Electronic Evidence• Challenges in Collection & Preservation of Electronic Evidence | Mr. Vakul Sharma Mr. Debashis Nayak |

30th September 2021 (Thursday)

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| <p align="center">DAY 4</p> <p align="center">Embracing the Changing Dimensions of Novel Social Contract: An Anabolic Response by the Indian Judiciary</p> | 10:00AM -11:30AM | SESSION 10 | <p align="center">Transition to a Gender Just Society : Jurisprudential Developments</p> <p align="center">Proposed Scope of Discussion</p> <ul style="list-style-type: none"> ● Major Legislations on Gender based Issues ● Notable Judgments on Gender based Issues (Including Shayara Bano, Joseph Shine, Indian Young Lawyers Association, Suchita Srivastava, Laxmi v. UOI, Aparna Bhat, Patan Jamal Vali, judgments on 498A IPC etc.) | <p align="center">Dr. Justice Shalini S. Phansalkar Joshi Prof. VK Dixit</p> | |
| | 11:30AM – 12:00PM | Break | | | |
| | 12:00PM - 1:30PM | SESSION 11 | <p align="center">Child-centric Jurisprudence in India</p> <p align="center">Proposed Scope of Discussion</p> <ul style="list-style-type: none"> ● Notable legislations on Child Rights & Child Welfare ● Recent developments in law ● Notable Judgments | <p align="center">Justice Gita Mittal Dr. Justice S. Vimala</p> | |
| | 1:30PM - 02:30PM | Lunch | | | |
| | 2:30 PM – 4:00 PM | SESSION 12 | <p align="center">Principles of Evidence: Appreciation in Civil and Criminal Cases</p> <p align="center">Proposed Scope of Discussion</p> <ul style="list-style-type: none"> ● Evidentiary Standards ● Adaptation in Evidentiary Standards to meet Present Challenges <ul style="list-style-type: none"> ○ Evidentiary Standards in POCSO Cases ○ Appreciation of Evidence in Sexual Offences ○ Evidentiary Standards in IT Law ● Reverse Burden of Proof <ul style="list-style-type: none"> ○ POCSO Act ○ NDPS Act ○ PMLA | <p align="center">Justice S. Nagamuthu Justice K. C. Bhanu</p> | |
| | Audit of the Course by Participants | | | | |

Mentor – Prof. S.P. Srivastava

Coordinators – Sumit Bhattacharya & Shruti Jane Eusebius, Research Fellow, National Judicial Academy

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