

# TRAINING PROGRAM FOR BANGLADESH JUDGES AND JUDICIAL OFFICERS - (SE-07) [Online Mode]

11<sup>th</sup> to 14<sup>th</sup> April, 2022 *[Timings as per Indian Standard Time (IST)]*

## Program Schedule

DAY	TIMING	SESSION	Proposed Theme	Speakers	
<b>11<sup>th</sup> April (Monday)</b>					
<b>DAY 1</b>  <b>Constitutional Bedrock &amp; the Evolution of the Indian Judicial System</b>	10:00AM - 11:30AM	<b>SESSION 1</b>	<p style="text-align: center;"><b>Overview and Architecture of Indian Constitutional Arrangement</b></p> <p style="text-align: center;"><b>Proposed Scope of Discussion</b></p> <ul style="list-style-type: none"> <li>● Overarching Values of the Constitution as enshrined in the Preamble</li> <li>● Basic Structure of the Constitution</li> <li>● Constitution as a Social Contract</li> <li>● Indian Judiciary in the Constitutional Arrangement- Role &amp; Responsibility</li> <li>● Constitutional Vision of Justice</li> </ul>	<p><b>Mr. V. Sudhish Pai</b></p> <p><b>Prof. V. K. Dixit</b></p>	
	11:30AM - 12:00PM	<b>Break</b>			
	12:00PM - 01:30PM	<b>SESSION 2</b>	<p style="text-align: center;"><b>Landmark Judgments: Celebrating Decadal Masterpieces</b></p> <p style="text-align: center;"><b>Proposed Scope of Discussion</b></p> <ul style="list-style-type: none"> <li>● Important Contributions of the Constitutional Courts in the Last Decade</li> <li>● Changing Gears- Building on the Constitutional Edifice through Judgments (Including Judgments on Privacy, NOTA, Aadhaar, Section 377 IPC, NJAC, decriminalization of politics etc.)</li> </ul>	<p><b>Prof. V. K. Dixit</b></p> <p><b>Mr. Sujit Ghosh</b></p>	
	1:30PM - 02:30PM	<b>Lunch</b>			
	2:30 PM – 4:00 PM	<b>SESSION 3</b>	<p style="text-align: center;"><b>Indian Judiciary and Tryst with Novelty: Aligning with Global Standards by Raising the Bar</b></p> <p style="text-align: center;"><b>Proposed Scope of Discussion</b></p> <ul style="list-style-type: none"> <li>● Novel Approaches &amp; Best Practices                             <ul style="list-style-type: none"> <li>○ Striking a Balance between Adversarial &amp; Inquisitorial Approaches</li> <li>○ Enabling Access to Justice through Lok Adalats, Legal Services Authorities, Gram Nyayalayas</li> <li>○ Public Interest Litigation</li> </ul> </li> </ul>	<p><b>Justice Ram Mohan Reddy</b></p> <p><b>Prof. (Dr.) B.T. Kaul</b></p>	
<b>12<sup>th</sup> April (Tuesday)</b>					

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

**13<sup>th</sup> April (Wednesday)**

<b>DAY 3</b>  <b>Responding to the Modernization &amp; Contemporary Needs: The Changing Contours of the Indian Judiciary</b>	10:00AM -1130AM	<b>SESSION 7</b>	<p align="center"><b>Alternative Dispute Resolution</b></p> <p align="center"><b>Proposed Scope of Discussion</b></p> <ul style="list-style-type: none"> <li>● ADR as a tool to conserve judicial resources &amp; to ensure speedy justice</li> <li>● ADR Mechanisms under Section 89 Civil Procedure Code, 1908</li> <li>● Referral of Cases for Settlement - <ul style="list-style-type: none"> <li>○ Suitable Cases</li> <li>○ Procedure for Referral</li> <li>○ Appropriate Stage for Referral</li> <li>○ Recognition of Outcome by Court</li> </ul> </li> </ul>	<p align="center"><b>Justice Roshan Dalvi</b></p> <p align="center"><b>Mr. Santhana Krishnan</b></p> <p align="center"><b>Mr. Brian Speers</b></p>
	11:30AM - 12:00PM	<b>Break</b>		
	12:00PM - 1:30PM	<b>SESSION 8</b>	<p align="center"><b>Principles of Evidence: Appreciation in Civil and Criminal Cases</b></p> <p align="center"><b>Proposed Scope of Discussion</b></p> <ul style="list-style-type: none"> <li>● Evidentiary Standards</li> <li>● Adaptation in Evidentiary Standards to meet Present Challenges <ul style="list-style-type: none"> <li>○ Evidentiary Standards in POCSO Cases</li> <li>○ Appreciation of Evidence in Sexual Offences</li> <li>○ Evidentiary Standards in IT Law</li> <li>○ Reverse Burden of Proof (POCSO Act, NDPS Act, PMLA)</li> </ul> </li> </ul>	<p align="center"><b>Justice Ved Prakash Sharma</b></p> <p align="center"><b>Justice S. Nagamuthu</b></p>
	1:30PM - 02:30PM	<b>Lunch</b>		
	2:30 PM – 4:00 PM	<b>SESSION 9</b>	<p align="center"><b>Electronic Evidence: New Horizons, Collection, Preservation and Appreciation</b></p> <p align="center"><b>Proposed Scope of Discussion</b></p> <ul style="list-style-type: none"> <li>● Settling, Unsettling &amp; Resettling: Evolutionary Process of the Law on Electronic Evidence</li> <li>● Evolving Nature of Electronic Evidence</li> <li>● Challenges in Collection &amp; Preservation of Electronic Evidence</li> </ul>	<p align="center"><b>Mr. Pavan Duggal</b></p> <p align="center"><b>Mr. Harold D’costa</b></p>

**14<sup>th</sup> April (Thursday)**

<b>DAY 4</b>  <b>Embracing the Changing Dimensions of Novel Social Contract: An Anabolic Response by the Indian Judiciary</b>	10:00AM -11:30AM	<b>SESSION 10</b>	<b>Transition to a Gender Just Society : Jurisprudential Developments</b>  <b>Proposed Scope of Discussion</b> <ul style="list-style-type: none"> <li>● Major Legislations on Gender based Issues</li> <li>● 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.)</li> </ul>	<b>Dr. Justice S. Vimala</b>  <b>Dr. Kiran Rai</b>
	11:30AM – 12:00PM	<b>Break</b>		
	12:00PM - 1:30PM	<b>SESSION 11</b>	<b>Child-centric Jurisprudence in India</b>  <b>Proposed Scope of Discussion</b> <ul style="list-style-type: none"> <li>● Notable legislations on Child Rights &amp; Child Welfare</li> <li>● Recent developments in law</li> <li>● Notable Judgments</li> </ul>	<b>Dr. Justice S. Vimala</b>  <b>Ms. Geeta Ramaseshan</b>
	1:30PM - 02:30PM	<b>Lunch</b>		
	2:30 PM – 4:00 PM	<b>SESSION 12</b>	<b>Re-engineering Judicial Processes through ICT</b>  <b>Proposed Scope of Discussion</b> <ul style="list-style-type: none"> <li>● e-Judiciary – The Indian Experience</li> <li>● Striking a balance between Transparency &amp; Confidentiality- The Indian e-Judiciary Account</li> </ul> e-Judiciary & Data Protection – Vulnerability Assessment of Judicial Institutions <ul style="list-style-type: none"> <li>○</li> </ul>	<b>Justice R. C. Chavan</b>  <b>Mr. Harold D’costa</b>
	<b>Audit of the Course by Participants</b>			

**Mentor – Prof. S.P. Srivastava**  
**Coordinators – Paiker Nasir & Dr. Sonam Jain, Research Fellow, National Judicial Academy**  
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