

# Orientation Course for Newly Elevated High Court Justices [P-1304]

Date – 10 - 11 September 2022

Place: National Judicial Academy (NJA), Bhopal

## PROGRAMME SCHEDULE

DAY-1: 10.09.2022 SATURDAY	
9:30 AM -11:00 AM  (10:45AM – 11:00AM Q&A/Discussion)	<p style="text-align: center;"><b><u>SESSION 1</u></b></p> <p style="text-align: center;"><b>Writ Jurisdiction: Scope and Extent under Art. 226 of the Constitution</b></p> <p><b><i>Proposed scope of discussion:</i></b></p> <ul style="list-style-type: none"><li>• Application of writ jurisdiction in the dynamic and constantly changing social paradigms</li><li>• Locus standi: proper and necessary parties</li><li>• Alternative remedy</li></ul> <p style="text-align: center;"><b>Panel:</b> Mr. N. Venkataraman &amp; Mr. C.S. Vaidyanathan</p>
11:00 AM - 11:30 AM	<b>Tea Break: In House/Cafeteria</b>
11:30 AM - 1:00 PM  (12:45PM – 1:00PM Q&A/Discussion)	<p style="text-align: center;"><b><u>SESSION 2</u></b></p> <p style="text-align: center;"><b>Judicial Review of Legislative Action</b></p> <p><b><i>Proposed scope of discussion:</i></b></p> <ul style="list-style-type: none"><li>• Judicial review of the legislative process in Indian Constitution law: legislative competence and constitutional limitations</li><li>• Institutional limitations of the judiciary in reviewing the legislative action: policy, affirmative action, time limit</li><li>• Contours and boundaries of due process &amp; procedural fairness</li></ul> <p style="text-align: center;"><b>Panel:</b> Mr. C. Aryama Sundaram &amp; Mr. C.S. Vaidyanathan</p>
1:00 PM - 02:00 PM	<b>Lunch Break</b>
2:00 PM – 3:30 PM  (3:15PM – 3:30PM Q&A/Discussion)	<p style="text-align: center;"><b><u>SESSION 3</u></b></p> <p style="text-align: center;"><b>Judicial Review of Administrative Action</b></p> <p><b><i>Proposed scope of discussion:</i></b></p> <ul style="list-style-type: none"><li>• Grounds for judicial review of administrative action: illegality, irrationality, procedural impropriety &amp; proportionality</li><li>• Principles of judicial review &amp; proportionality</li><li>• Articles 72 &amp; 161 – the power of pardon vis-à-vis judicial review and its limitations</li></ul> <p style="text-align: center;"><b>Panel:</b> Mr. N. Venkataraman &amp; Mr. Sujit Ghosh</p>
03:30 PM	<b>Tea Break: In House/Cafeteria</b>

**DAY-2: 11.09.2022**

**SUNDAY**

<b>9:30 AM -11:00 AM</b>  (10:45AM – 11:00AM <i>Q&amp;A/Discussion</i> )	<p style="text-align: center;"><b><u>SESSION 4</u></b></p> <p style="text-align: center;"><b>Judicial Restraint, Activism and Overreach: Evolving Jurisprudence</b></p> <p><b><u>Proposed scope of discussion:</u></b></p> <ul style="list-style-type: none"><li>• Power of ‘<i>suo moto</i>’ cognizance</li><li>• Strengthening rule of law</li><li>• Contemporary scenario of judicial activism and overreach: constitutional interpretations</li><li>• Doctrine of separation of powers</li></ul> <p style="text-align: center;"><b>Panel</b> Justice S. Ravindra Bhat Mr. Shekhar Naphade &amp; Mr. Sujit Ghosh</p>
<b>11:00 AM - 11:30 AM</b>	<b>Tea Break: In House/Cafeteria</b>
<b>11:30 AM - 1:00 PM</b>  (12:45PM – 1:00PM <i>Q&amp;A/Discussion</i> )	<p style="text-align: center;"><b><u>SESSION 5</u></b></p> <p style="text-align: center;"><b>Moulding of Relief under Writ Jurisdiction</b></p> <p><b><u>Proposed scope of discussion:</u></b></p> <ul style="list-style-type: none"><li>• Principle of Moulding of Relief: Application and Scope</li><li>• Limitation of the principle</li><li>• Appellate court’s power to mould relief: Change in fact or law</li></ul> <p style="text-align: center;"><b>Panel:</b> Mr. Ramakrishnan Viraraghavan &amp; Mr. Sujit Ghosh</p>
<b>1:00 PM - 1:15 PM</b>	<i>Audit of the Course by Participant Justices</i>
<b>1:15 PM</b>	<b>Lunch Break &amp; Departure</b>

**Academic Coordinators:**

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