

National Judicial Academy

P-1314: National Conference on Development of Constitutional Law by the Supreme Court & High Courts
12th – 14th November, 2022

Programme Coordinator : Mr. Sumit Bhattacharya & Mr. Yogesh Pratap Singh

No. of Participants : 32

I. OVERALL				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The objective of the programme was clear to me	95.83	4.17	-	3. Yes. 6. Keeping with the present times. 7. Good. 17. Very beneficial.
b. The subject matter of the programme is useful and relevant to my work	83.33	16.67	-	3. Yes. 7. Relevant. 17. Would have been better if some more time was spent.
c. Overall, I got benefited from attending this programme	87.50	12.50	-	3. Yes.
d. I will use the new learning, skills, ideas and knowledge in my work	78.26	21.74	-	3. Will do. 7. I will use. 17. Can think of making it two full sessions 1 day.
e. Adequate time and opportunity was provided to participants to share experiences	75.00	25.00	-	3. Very much.
II. KNOWLEDGE				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
The programme provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	83.33	16.67	-	3. Yes. 7. Useful. 17. Very helpful I am sure will help me discharge my duties better.

b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	72.00	28.00	-	3. Yes.
c. Up to date	96.00	4.00	-	3. Yes. 7. Nice.
d. Related to Constitutional Vision of Justice	92.00	8.00	-	3. Yes. 7. Very good
e. Related to International Legal Norms	26.09	69.57	4.34	3. Yes. 7. Very good
III. STRUCTURE OF THE PROGRAMME				
PROPOSITION	Good (%)	Satisfactory (%)	Unsatisfactory (%)	Remarks
a. The structure and sequence of the programme was logical	92.00	8.00	-	3. Very good. 7. Good. 17. Some more materials can be supplied in advance.
b. The programme was an adequate combination of the following methodologies viz.				
(i) Group discussion cleared many doubts	58.33	41.67	-	7. Nice 17. Can be provided during the session.
(ii) Case studies were relevant	72.00	28.00	-	7. Nice
(iii) Interactive sessions were fruitful	80.00	20.00	-	7. Nice
(iv) Simulation Exercises were valuable	45.45	50.00	4.55	7. Nice
(v) Audio Visual Aids were beneficial	61.54	23.08	15.38	4. Yes, it is more beneficial. 8. Use of visual aids may be enhanced. 13. No AV Aids were used. They were not necessary in the nature of the discussion.
IV SESSIONS WISE VETTING				
Parameters				
Session	Discussions in individual sessions were effectively organized		The Session theme was adequately addressed by the Resource Persons	

	Effective and Useful (%)	Satisfactory (%)	Effective and Useful (%)	Satisfactory (%)
1	84.00	16.00	90.00	10.00
2	70.83	29.17	57.89	42.11
3	79.17	20.83	78.95	21.05
4	87.50	12.50	89.47	10.53
5	90.91	9.09	94.12	5.88

V. PROGRAMME MATERIALS

PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The Programme material is useful and relevant	87.50	12.50	-	3. Very much.
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	78.26	21.74	-	3. Yes. 7. Very useful.
c. The content was organized and easy to follow	78.26	21.74	-	3. Yes.

VIII. GENERAL SUGGESTIONS

1. Three most important learning achievements of this Programme	<p>2. Evolution & contours of constitutional morality was most important learning achievements.</p> <p>3. Insight into topics. Clarification of doubts. Benefit of sharing experience with experts.</p> <p>4. 1. To listen the expertise dignitaries. 2. Group discussion.</p> <p>6. Broadens the perspective and churns the thinking process.</p> <p>7. <i>Session-1 Constitutional Interpretations: Reflections on Transformation, Continuities & Constitution's Silences.</i></p> <p>8. 1. Got fine-tuned. 2. Better equipped to meet challenges.</p> <p>9. 1. Judicial Restraint versus Judicial Activism. 2. Judicial review of legislative process. 3. Constitutional morality.</p> <p>10. Constitutional history re-visited and the law and discussions in recent times have been highlighted which is indeed a great learning experiences.</p> <p>13.1 Larger perspectives. 2. Experience of the resource persons fellow participants. 3. Diverse viewpoints.</p>
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	<p>14. Upgraded on subjects which were never dealt with, yet as a judge. 2. Could learn other areas of law which may be dealt with in future. 3. How to deal with issues applying present necessity.</p> <p>15. Enlightenment about the history & the programmes of constitutional interpretation.</p> <p>18. It gave perspectives and insights which are invaluable. Was useful in providing updates on legal developments.</p> <p>19. 1. Constitutional morality. 2. Judicial review. 3. Judicial restraint.</p> <p>22. Decision taken by the Hon'ble Supreme Court on reservation.</p> <p>23. Was more like a refresher course broaden my outlook further. Gave a new insight. Overall an enriching experience.</p> <p>25. 1. The programme focused on new topics of learning about the constitution. 2. Brilliant exposition on the concept for judicial review. 3. Meeting and interaction with brilliant people.</p> <p>26. 1. Principle of judicial review and proportionality. 2. Judicial activism and overreach. 3. Principles of constitutional interpretation.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. Interaction.</p> <p>2. Constitutional underpinnings to reservations and concept of "Creamy Layer".</p> <p>3. All part, of programmes were useful.</p> <p>4. <i>Session-1 Constitutional Interpretations: Reflections on Transformation, Continuities & Constitution's Silences & Session-5 Judicial Activism versus Judicial Restraint: Evolving Jurisprudence</i> -Both are more effective.</p> <p>5. Contours of constitutional morality since the interpretation of statutes & rule of law stems out of constitutional morality.</p> <p>6. Sessions on all days.</p> <p>7. With Mr. Arvind P. Datar and Prof. V. K. Dixit.</p> <p>8. Interactive sessions.</p> <p>9. Topics of session 4 regarding judicial review judicial review of legislative and administrative action would be most useful and their subject- matters are to be dealt with in a regular matter.</p> <p>10. <i>Session-4 Judicial Review: Judicial Review of Legislative & Administrative Actions and Session-5 Judicial Activism versus Judicial Restraint: Evolving Jurisprudence</i> - Were more useful as the same has more day to day usage while presiding courts.</p> <p>13. The last two sessions were very relevant.</p> <p>14. All part, of programmes.</p> <p>15. <i>Session-4 Judicial Review: Judicial Review of Legislative & Administrative Actions Session-5 Judicial Activism versus Judicial Restraint: Evolving Jurisprudence</i> -Directly related to the day to day happenings.</p> <p>18. Lack of speaking opportunities for participants.</p> <p>19. 1. Judicial review of proportionality. 2. Power of 'suo-moto'. 3. Judicial activism.</p> <p>21. Discussion on validity of EWS reservation and judicial review.</p>

	<p>22. 1. Constitution interpretations. 2. Judicial approaches to constitutional morality. 3. Equal opportunity and diversity. 4. Power of 'suo-moto'. 5. Judicial activism and judicial restraint.</p> <p>23. <i>Session-1 Constitutional Interpretations: Reflections on Transformation, Continuities & Constitution's Silences & Session-5 Judicial Activism versus Judicial Restraint: Evolving Jurisprudence.</i></p> <p>25. <i>Session-4 Judicial Review: Judicial Review of Legislative & Administrative Actions; Session-5 Judicial Activism versus Judicial Restraint: Evolving Jurisprudence-</i> are the relevant topics and lot of interactions.</p> <p>26. Principles of judicial review and proportionality. I got benefited to learn that cannon should not be used to shoot a sparrow.</p>
<p>3. Does the programme need further modulations or change</p>	<p>1. Interaction should be norm and the main component of the programme.</p> <p>8. Use of visual tools may be enhanced.</p> <p>9. May be it can be explored to make the course materials more structured by mentioning the main points dealt with by the judgements cited therein.</p> <p>10. Audio, visual and power point presentation would add more life and excitement.</p> <p>15. Well-arranged. Numbers of sessions and duration can be increased.</p> <p>16. Resource persons should be objective.</p> <p>19. I am confident that under the able administration and guidance of Justice Sahi, Director, NJA, wonderful programmes are being conducted and it will be continued.</p> <p>25. Programme was excellent.</p>
<p>4. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<p>1. Interaction should be norm and the main component of the programme.</p> <p>2. To have eminent person as resource persons from leading Supreme Court Lawyers.</p> <p>4. If possible one session for audio visual is required.</p> <p>5. Maintain the present protocols.</p> <p>10. Audio, visual and power point presentation would add more life and excitement.</p> <p>13. At least one sessions can include some presentations to make it more active.</p> <p>15. Session and duration can be increased so as to be more beneficial.</p> <p>23. Everything looks good. But if anything come to mind, I will certainly bring it to the notice of NJA.</p>