

National Judicial Academy

P-1317: Conference for District Judiciary on Matrimonial Laws

19th – 20th November, 2022

Programme Coordinator : Ms. Shruti Jane Eusebius & Dr. Sonam Jain

No. of Participants : 44

No. of forms received : 44

I. OVERALL				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The objective of the programme was clear to me	86.36	13.64	-	20. Expecting the inclusion of all Acts used in family court. 26. Yes, I was in need of getting clarity on many points taken up here. 35. The training programme was relevant and helpful in day to day difficulties faced by judges in their working. 38. As I am yet to work in family court so I have no experience practically of intricacies of problems in divorce and adoption proceedings.
b. The subject matter of the programme is useful and relevant to my work	86.36	13.64	-	26. Many of the grey areas got cleared.
c. Overall, I got benefited from attending this programme	88.64	11.36	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	79.55	20.45	-	-
e. Adequate time and opportunity was provided to participants to share experiences	83.72	16.28	-	11. Time given for the first session was not adequate. 26. There was excellent flow of ideas and every point raised got cleared.
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	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	81.40	18.60	-	-
c. Up to date	85.37	14.63	-	-
d. Related to Constitutional Vision of Justice	68.29	31.71	-	-
e. Related to International Legal Norms	48.72	51.28	-	-
III. STRUCTURE OF THE PROGRAMME				
PROPOSITION	Good (%)	Satisfactory (%)	Unsatisfactory (%)	Remarks
a. The structure and sequence of the programme was logical	92.86	7.14	-	-
b. The programme was an adequate combination of the following methodologies viz.				
(i) Group discussion cleared many doubts	62.50	37.50	-	-
(ii) Case studies were relevant	87.80	12.20	-	-
(iii) Interactive sessions were fruitful	83.72	16.28	-	-
(iv) Simulation Exercises were valuable	63.16	36.84	-	-
(v) Audio Visual Aids were beneficial	63.16	36.84	-	-
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	86.36	13.64	93.55	6.45
2	83.72	16.28	93.33	6.67
3	86.05	13.95	86.67	13.33

4	90.70	9.30	93.33	6.67
5	90.24	9.76	86.21	13.79
V. PROGRAMME MATERIALS				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The Programme material is useful and relevant	95.24	4.76	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	92.86	7.14	-	-
c. The content was organized and easy to follow	97.50	2.50	-	-

VIII. GENERAL SUGGESTIONS	
1. Three most important learning achievements of this Programme	<p>1. Relevance of foreign judgements in India was best part.</p> <p>2. Overall thinking and handling matrimonial cases. Listening & spending time with parties.</p> <p>3. How to deal with the parties in the court judgements of foreign courts and implementation of mediation.</p> <p>4. Good selection of subject and resource person and is simple and easy to understand.</p> <p>6. Apprised with intricate issues of emotions in matrimonial dispute.</p> <p>7. Human approach.</p> <p>8. 1. Recent developments in the legal field were addressed. 2. Practices in different states enlightened the thinking. 3. Custody issues were properly dealt with.</p> <p>9. 1. Striking balance between right of individual and institution of marriage. 2. Cruelty/Maintenance/Property. 3. Custody and adoption.</p> <p>10. Understanding the subject, clearing of doubts and receipt of effective reading materials.</p> <p>11. Before being a judge who preside over family court should think and be a human being and keep myself in the shoes of the litigant.</p> <p>12. Knowledge about cases, to firstly understand the parties, to listen to the parties and to see that the court does not cause prejudice to the other party.</p> <p>13. Importance of promptness, communicating with parties and innovation in family/ matrimonial disputes.</p> <p>14. Law is good but justice is better. Mental illness in not what it is but what it does to marriage. We should not cage our-self with in laws.</p>

15. Having come from the state of matrilineal society hence the learning builds intellectuality, perception of mind and good reasoning with balanced mind.

16. Useful good for my daily working.

17. 1. Got more insight into the manner in which the judge has to approach the family disputes.

18. Matters of custody of child. Mediation. Grounds for divorce.

20. The present programme provided general knowledge about divorce grounds, custody and value of foreign judgements.

21. 1. Practical means to dispose the case. 2. Facilitate settlement in matrimonial cases. 3. To deal with guardianship and adoption.

22. Motivational, Emotional, Re-organized myself to work better.

23. Ways of settlement of minor disputes in between the parties and jurisdiction.

24. Learnt a lot from the practical experiences of Hon'ble judges.

25. Experience shared by Hon'ble Resource Persons.

26. 1. Law when used with humanity only then it make justice. 2. Only those foreign judgements are conclusive if they satisfy test of Sec.13 CPC.

27. 1. Inter- faith marriages and anti conversion laws. 2. Adjudication of property deciding the matrimonial cases. 3. Factors to be considered while deciding custody.

28. How to solve problem in the child custody matters, what is role of family court and powers of family courts.

29. 1. Can improve the approach in dealing matrimonial cases. 2. Ability to resolve the dispute amicably. 3. Conflict in deciding custody dispute.

30. 1. Rather than law presence of mind in dealing with situations. 2. Custody of child welfare is to be seen beyond law. 3. Judge should be impartial.

31. 1. Adjudication of family disputes custody and guardianship. 2. Disputes relating to marriage. 3. Law relating to marriage.

32. 1. Disputes relating to marriage. 2. Law relating to marriage. 3. Custody and guardianship.

33. 1. Enhancement of knowledge. 2. Improve the practical approach. 3. Mediation aspect clear to great extent.

34. Got an opportunity to acquire knowledge, experience to have interaction with Hon'ble Justice.

35. Recent trends of working and problems. Recent judgements. New strategies to deal with problems.

36. 1. Listening to resource persons. 2. Sharing the personal experience by resource persons. 3. Interaction with officers of different states.

37. 1. The training programmes enriched my knowledge about mediation and its use in the family court matters. 2. I could gather knowledge about law to deal with disputes relating to custody and guardianship. It made me well equipped to deal with matrimonial disputes more effectively.

38. How to read and perceive the law to do justice. To adopt humane attitude and evolve such personality. Mediation process.

39. Adjudication of family disputes understanding family dispute and custody and guardianship.

	<p>42. Interfaith marriage and Anti-conversion laws.</p> <p>43. 1. I gathered more specific knowledge. 2. Learnt by practical experiences.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. Relating to custody of children & adoption.</p> <p>2. Child rights, visitation rights and bonding of child to one parent not to be denied.</p> <p>3. Parental rights vis-a-vis best interests of the child.</p> <p>6. Dr. Justice Shalini S. Phansalkar Joshi, on foreign decrees and speedy disposal.</p> <p>8. Custody issues and implementation of foreign decrees.</p> <p>9. <i>Session-2 Adjudication of Family Disputes: Disputes relating to Marriage -</i> Addressed in part to matrimonial property and equity between parties.</p> <p>10. Discussion part.</p> <p>11. All the parts of the programme were equally important.</p> <p>12. All five sessions are very useful to me.</p> <p>13. Experience sharing by resource persons.</p> <p>14. Last sessions as it is with respect to foreign judgement and alternative disputes resolution same is practically useful in speedy disposal of cases.</p> <p>15. With Dr. Harish Shetty, Justice Asha Menon, Justice G.R. Swaminathan.</p> <p>16. Whole part of the programme.</p> <p>17. <i>Session-4 Adjudication of Family Disputes: Custody & Guardianship.</i></p> <p>18. Cruelty as a ground for divorce. The programme gave us new approaches.</p> <p>19. All parts of programme were useful. I learnt a lot.</p> <p>20. The topics of custody and foreign marriage Act were informative.</p> <p>21. Guardianship and custody of minors.</p> <p>23. With regard to care and custody of the children.</p> <p>24. Hon'ble judges sharing their personal/Practical experiences.</p> <p>25. Participative discussions of trainees were very fruitful.</p> <p>26. Entire programme was most useful and enlightening.</p> <p>27. Adjudication of custody and guardianship. Discussions opened up our minds, not to be stereotype while deciding the custody.</p> <p>28. Role as family court for education of child its welfare.</p> <p>29. Talk of Justice Gita Mittal, Justice G.R. Swaminathan, Justice Asha Menon, as it was apt.</p> <p>30. <i>Session-1 Understanding Family Disputes: A Psycho-Social Approach.</i></p> <p>31. Every part of the programme most useful for help of court function.</p> <p>32. Every part of the programme most useful disposal of the case.</p> <p>33. Every part of the programme were useful.</p> <p>34. All session are most useful.</p> <p>35. Practical discussion sessions with resource persons was very useful.</p> <p>36. Personal experience of various experience.</p> <p>37. Interactive sessions.</p>

	<p>39. Mediation in matrimonial dispute.</p> <p>42. <i>Session-2 Adjudication of Family Disputes: Disputes relating to Marriage.</i></p> <p>44. Each of the sessions was important and useful. The sessions on Anti-conversion legislation was a new aspect and very untouched area and so was useful.</p>
<p>3. Does the programme need further modulations or change</p>	<p>1. Please provide reading material in type “C” pen drives so that they can be accessed on mobile phones.</p> <p>2. No the object of the programme is achieved.</p> <p>7. Some more time can be given.</p> <p>8. More sessions are needed for understanding adoption and custody issues in reference to recent amendments in law.</p> <p>10. More time is required for each topics if possible.</p> <p>11. Not sure, at the moment.</p> <p>12. I am satisfied with the entire programme.</p> <p>13. Programme in its current form is good.</p> <p>14. There is no such requirement.</p> <p>15. Yes, group participation.</p> <p>18. Programme should be for at least four days. More time is necessary.</p> <p>19. No need.</p> <p>20. Yes, the programme can be prepared/Scheduled by calling problems from courts across the country.</p> <p>24. Very well organized. Water bottles should be provided on tables during sessions.</p> <p>25. One session should be devoted to give a presentation by participants about the learning achieved by them in the training programme.</p> <p>28. Some more sessions are required.</p> <p>29. Practical activities and little more period to spend on subjects so that we can explore the useful time in Academy.</p> <p>30. Presently no change is required but with the passage of time change is for good.</p> <p>35. Preference to young judges should be given for training so that they can use their knowledge obtained in training for a very long period of their service. The judges on the verge of retirement can not use this knowledge for a long period of time.</p> <p>36. My opinion is evidence parts should be discussed irrespective of hope of settlement because the parties have largely chosen to contest by engaging counsels.</p> <p>41. Properly arranged.</p> <p>44. A bit more time could have been devoted to session-2.</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. Please ensure mat towels, bed sheets, beds etc. are clean. Please provide slippers in rooms.</p> <p>2. I suggest that NJA can prepare simple problems and get it solved by participants through groups.</p> <p>3. Study material be provided to me, participants besides oral lectures of spoke persons and hard copy of judgement referred be circulated.</p> <p>6. More session of civil matters.</p>

	<p>7. Please arrangement for UPI payment.</p> <p>8. Workshops/Conferences must be for longer duration as 2 days workshops/ Conferences are not enough after coming from far corners of the country.</p> <p>9. Need more sessions on matrimonial property issues as well as custody / adoption. Address issues and how practical solutions are in context of courts in smaller districts.</p> <p>11. Must congratulate NJA on overall arrangements, it was a comfortable stay and the sessions were engaging thank you.</p> <p>13. Both programmes as well as services were good.</p> <p>14. Having sessions to provide solutions of common practical problems being faced by judges in court.</p> <p>16. Improvements in rooms like bedding cleanliness.</p> <p>17. NJA is conducting the programmes in a very good manner. I would suggest to continue it in the same way.</p> <p>20. The length of programme should be more by adding other nuances of family matters like execution of orders jurisdiction of courts vis-a-vis foreign marriage Act/ special marriage Act etc.</p> <p>23. By inviting resource persons who will explain on practical problems.</p> <p>24. Little changes in food and serving and little more hygiene in rooms shall be highly appreciated.</p> <p>26. This is for the first time I cannot help saying there is no further room for improvement as there is no need at all, everything is in most perfect shape.</p> <p>27. Please provide the study material prior to the commencement of the seminar/ training as the study material provided during or immediately before the training can not be gone through.</p> <p>28. One session is required to family court judges for time management.</p> <p>29. Request to hold training programme for at least 3 or 4 days at a stretch so that we can explore more useful time in Academy to know more on subject by hearing to Lordships who has more experience of handling cases on the subject.</p> <p>30. More timing required.</p> <p>33. Practical aspect should be included in the programmes.</p> <p>34. Arrangement of more programmes on matrimonial laws is needed preference should be given to young judges.</p> <p>36. No change is suggested as hospitality is upto the mark. However, I humbly suggest that staff engaged in providing water, tea, supplying material treat equally officers of all states.</p> <p>37. The number of days of the training should be more.</p>
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