

## National Judicial Academy

**P-1320: National Seminar on Arbitration and Stress Management for District Judiciary**

03<sup>rd</sup> – 04<sup>th</sup> December, 2022

**Programme Coordinator** : Prof. S.P. Srivastava and Ms. Jaya Rishi

**No. of Participants** : 43

**No. of forms received** : 43

I. OVERALL				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The objective of the programme was clear to me	<b>100.00</b>	-	-	34. Very good.
b. The subject matter of the programme is useful and relevant to my work	<b>93.02</b>	<b>6.98</b>	-	-
c. Overall, I got benefited from attending this programme	<b>92.86</b>	<b>7.14</b>	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	<b>90.70</b>	<b>9.30</b>	-	-
e. Adequate time and opportunity was provided to participants to share experiences	<b>81.40</b>	<b>18.60</b>	-	-
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	<b>88.10</b>	<b>11.90</b>	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>95.00</b>	<b>5.00</b>	-	-
c. Up to date	<b>92.86</b>	<b>7.14</b>	-	-
d. Related to Constitutional Vision of Justice	<b>70.73</b>	<b>24.39</b>	<b>4.88</b>	-
e. Related to International Legal Norms	<b>55.00</b>	<b>45.00</b>	-	-
III. STRUCTURE OF THE PROGRAMME				
PROPOSITION	Good	Satisfactory	Unsatisfactory	Remarks

	(%)	(%)	(%)	
a. The structure and sequence of the programme was logical	<b>87.80</b>	<b>9.76</b>	<b>2.44</b>	41. Such training programme should be held for at least 3 days.
b. The programme was an adequate combination of the following methodologies viz.				
(i) Group discussion cleared many doubts	<b>66.67</b>	<b>30.77</b>	<b>2.56</b>	-
(ii) Case studies were relevant	<b>82.50</b>	<b>17.50</b>	-	-
(iii) Interactive sessions were fruitful	<b>79.07</b>	<b>18.60</b>	<b>2.33</b>	-
(iv) Simulation Exercises were valuable	<b>67.50</b>	<b>30.00</b>	<b>2.50</b>	-
(v) Audio Visual Aids were beneficial	<b>57.89</b>	<b>42.11</b>	-	-

#### 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	<b>97.56</b>	<b>2.44</b>	<b>96.67</b>	<b>3.33</b>
2	<b>95.00</b>	<b>5.00</b>	<b>96.55</b>	<b>3.45</b>
3	<b>97.44</b>	<b>2.56</b>	<b>100.00</b>	-
4	<b>100.00</b>	-	<b>100.00</b>	-
5	<b>100.00</b>	-	<b>100.00</b>	-

#### V. PROGRAMME MATERIALS

PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The Programme material is useful and relevant	<b>90.48</b>	<b>9.52</b>	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	<b>95.24</b>	<b>4.76</b>	-	-

c. The content was organized and easy to follow	92.86	7.14	-	-
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<b>VIII. GENERAL SUGGESTIONS</b>	
1. Three most important learning achievements of this Programme	<p>1. There was nothing new as far as understanding the law is concerned. The NJA should invite the practical problems of judges in advance and them to put to Hon'ble faculties for discussion.</p> <p>2. 1. Interpretation of some sections of the arbitration &amp; conciliation Act; 2. Discussion of the case laws; 3. Knowledge &amp; stress management.</p> <p>3. Made me more informative, knowledgeable and efficient.</p> <p>4. Made me more efficient.</p> <p>5. 1. Arbitration &amp; its importance; 2. Solving the nuances of Section 19 Act, 1996; 3. Stress can be managed.</p> <p>6. I got very fair idea of.</p> <p>7. 1. How to deal with arbitration. Matters to minimize the courts intervention; 2. How to make the life stress free. 3. How to make balance between life and duty.</p> <p>8. Understanding of law and its applicability.</p> <p>9. The subject of arbitration proceeding, The art of well-being.</p> <p>10. 1. Nuances of arbitration. 2. Psychological aspects; 3. How to face stress.</p> <p>11. Vision towards Arbitration proceedings; Psychological motivation.</p> <p>12. Knowledge acquired &amp; sensitized to do better in the field of managing stress and arbitration.</p> <p>13. 1. Got insight on law on arbitration; 2. Got company of judicial officers all over the nation; 3. Good experience.</p> <p>14. Got excellent learning on latest case law development on arbitration Act.</p> <p>15. Learnt many new aspects of the arbitration Act. It made the participants more efficient.</p> <p>16. Clearance of doubts latest case law. Discussing relevant provisions in depth.</p> <p>17. 1. Stress management in dais. Stress management in personal life; 2. Concept clear in arbitration Act. U/s 34 &amp; 37.</p> <p>18. Enlightenment of the provisions; Implementation of the provisions.</p> <p>19. 1. Arbitration; 2. Conciliation; 3. Stress management by both resource persons.</p> <p>20. Case Laws; Understanding of subject matter of arbitration; How to deal with stress.</p> <p>21. Fundamentals and scheme of arbitration.</p> <p>22. Stress management technique clear vision of arbitration Act. Happy thoughts and self-improvisation.</p> <p>23. Stress management, laws of arbitration.</p> <p>24. 1. Learnt about many nuances about arbitration law; 2. Became aware about the various judicial pronouncements.</p>

	<p>25. Knowledgeable, good approach and practical application in life.</p> <p>26. The programme enlightened us to know about provisions of law in easy manner, balance of emotions/stress.</p> <p>27. Knowledge, approach, modifications.</p> <p>28. Learnt what I never knew.</p> <p>29. Very useful for our judicial work &amp; time management &amp; stress management.</p> <p>33. Update the knowledge. Conversant with latest judgement &amp; clarification of doubts.</p> <p>34. 1. Interplay between Sec. 16 &amp; 34 of Arbitration Act; 2. Injunction relief U/s 9 of arbitration Act; 3. Doctrine of Separability &amp; Kompetenz-kompetenz.</p> <p>35. I have learnt all the sessions and enlightened with the resource persons experience and in-depth knowledge.</p> <p>36. Very useful, knowledge upgrading stress management system.</p> <p>38. Arbitration &amp; conciliation Act. 1996 is understood with current case laws &amp; stress management.</p> <p>40. 1. Arbitration &amp; Commercial laws; 2. Stress management.</p> <p>41. 1. Academic enrichment; 2. The study material will helps us for updation; 3. It helps us in reducing work stress.</p> <p>42. Simple interpretation of arbitration Act. Clarification typical provisions of law. How to explain the provisions of law harmoniously.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. Lecture &amp; discussion by Hon'ble Justice M. Sunder &amp; Discuss by Hon'ble Justice Sonia G. Gokani &amp; Dr. Harish Sethi.</p> <p>2. Discussion on Arbitration &amp; Conciliation Act.</p> <p>3. All the parts were useful.</p> <p>4. <b>Session 1: Fundamentals and Scheme of Arbitration: Setting the Context; Session 2: Bottlenecks in implementation of Arbitration regime in Subordinate Courts and Session 3: Strengthening Arbitration and its Enforcement in India</b> – Well explained.</p> <p>5. 1. Arbitration; 2. Stress management.</p> <p>6. Dr. Shetty Presentation; Justice M. Sundar- Very effective.</p> <p>7. Occupational stress &amp; relaxation techniques. Because stress has become a major barrier in administration of Justice.</p> <p>8. Arbitration.</p> <p>9. Arbitration and its amendments.</p> <p>10. Stress management.</p> <p>11. Stress management.</p> <p>13. <b>Session 1: Fundamentals and Scheme of Arbitration: Setting the Context; Session 2: Bottlenecks in implementation of Arbitration regime in Subordinate Courts and Session 3: Strengthening Arbitration and its Enforcement in India.</b></p> <p>14. Hon'ble Justice M. Sundar session. It was more useful as he has more practical experience.</p> <p>15. Every part of the programme was useful.</p>

	<p>16. Every topic was the need of the hour. Arbitration and commercial activities are on the rise. So the perfection is required.</p> <p>18. <b>Session 2: Bottlenecks in implementation of Arbitration regime in Subordinate Courts.</b></p> <p>20. Clarity of subject made by Justice M. Sunder; thanks to Lordship.</p> <p>22. <b>Session 4: Maintaining the Balance: Judicial Stress and Wellness; Session 5: Life Beyond Dias: Judicial Stress and Wellness.</b></p> <p>23. Session of Dr. Shetty.</p> <p>24. Arbitration laws.</p> <p>25. Entire minute of sessions.</p> <p>26. The first day and <b>Session 5: Life Beyond Dias: Judicial Stress and Wellness.</b> - by Dr. Shetty.</p> <p>28. <b>Session 5: Life Beyond Dias: Judicial Stress and Wellness.</b></p> <p>29. Every part was useful.</p> <p>32. Stress management.</p> <p>33. The first day and <b>Session 5: Life Beyond Dias: Judicial Stress and Wellness.</b> 34. <b>Session 3: Strengthening Arbitration and its Enforcement in India.</b></p> <p>35. Day 2<sup>nd</sup> all the <b>Session 5: Life Beyond Dias: Judicial Stress and Wellness.</b></p> <p>36. Arbitration to judicial stress and wellness.</p> <p>42. Stress free programme because if an officer is working stress free, he shall administer the justice effectively.</p>
<p>3. Does the programme need further modulations or change</p>	<p>1. Yes! NJA should first of all start addressing “District Judiciary” as “District Judiciary” than referring it as “Sub-ordinate Judiciary” and require to fall in line with Hon’ble CJI Mr. Justice D.Y. Chandrachud Saheb.</p> <p>5. I don’t think so, unless contrary come to light.</p> <p>7. Programme on legal aspects/issues may be separated from stress management/health issues etc.</p> <p>11. Yes, Sufficient time should be given.</p> <p>14. It is good.</p> <p>15. Duration of the programme should be increased.</p> <p>16. Of course, everything needs visiting of the same period of time.</p> <p>21. Some more days required.</p> <p>22. Stress management techniques be practiced with more days.</p> <p>25. No change- but more time of training/discussion could have be provided.</p> <p>34. Arbitration is a wide topic and perhaps <b>Session 2: Bottlenecks in implementation of Arbitration regime in Subordinate Courts and Session 3: Strengthening Arbitration and its Enforcement in India</b>-can be given more time.</p> <p>38. Time period &amp; days should be five days.</p> <p>40. All are good.</p> <p>41. Yes, These programme should be arranged at least for 3, 4 days for effective discussions.</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. 1. NJA should invite the list of judges of particular stream for a particular programme. Than participants should be selected from the list so supplied; 2. The selected judges must be asked through e-mail &amp; telephones to share the practical difficulties in advance to NJA so as these issues way be researched and discussed rather than being one way traffic from Hon'ble faculties; 3. Duration of course should be at least for 04 days and may be for week with some recreation activities; 4. There is uncommon treatment to "Judges" as a class even dining &amp; lodging &amp; programme are separate for Hon'ble High Court judges and District Judges. This keeps the distance between these two streams alive and also not provide atmosphere for interactions among there. There should be common dining and inter-mixing atmosphere so as it may be an occasion for district judiciary to communicate their view points and difficulties freely &amp; independently.</p> <p>2. It was excellent opportunity obliged to NJA in my opinion it was best programme for me.</p> <p>6. Please increase the line- "Family Disputes- Conference 5-6 days".</p> <p>7. One day may be reserved between seminars for local tour.</p> <p>9. I like the Hospitality.</p> <p>11. Stress management was the best part. All judges can make use of it.</p> <p>12. Nil. One full day for stress management.</p> <p>13. Conducting similar programmes will improve efficacy of judiciary.</p> <p>14. Programme was excellent. Had a very good experience.</p> <p>15. Two topics were discussed both require separate programme.</p> <p>25. Everything was good and best.</p> <p>27. Everything optimum.</p> <p>29. No suggestion. I am satisfied with programmes.</p> <p>32. All the programme and schedule are good.</p> <p>33. Periodical training is required.</p> <p>34. The programme and arrangements are very good and satisfactory.</p> <p>36. Every things was outstanding.</p> <p>38. Please give more time for the programme.</p> <p>40. Programme should be for 4 days.</p> <p>41. Introductory and interval sessions are required to be included in the programme.</p> <p>42. Training programmes should be conducted more often.</p>
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