

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

3<sup>rd</sup> – 4<sup>th</sup> December, 2022

National Judicial Academy (NJA), Bhopal

*Academic Coordinators – Mr. S.P. Srivastava, Professor, NJA & Ms. Jaya Rishi, Law Associate, NJA*

**PROGRAMME SCHEDULE**

<b>DAY-1:</b> <b>03.12.2022</b> <b>(Saturday)</b>	<b>SESSION(S)</b>
<b>TIMING</b>  <b>10:00 - 11:30</b> <b>AM</b>  <i>(11:15 – 11:30)</i> Open Session Discussions (Q&A)	<p align="center"><b><u>SESSION 1</u></b></p> <p align="center"><b>Fundamentals and Scheme of Arbitration: Setting the Context</b></p> <p><b><u>Proposed scope of discussion:</u></b></p> <ul style="list-style-type: none"> <li>• Tracing the History of Arbitration in India</li> <li>• Arbitration and Section 89 of CPC</li> <li>• Timely conduct of proceedings, completion of written submissions and relaxation of time limits in light of Section 23(4) and 29A of the Arbitration and Conciliation Act, 1996.</li> <li>• Key Highlights of Arbitration and Conciliation Act in light of recent amendments and landmark judgements.</li> <li>• Current and emerging trends in domestic and international arbitration: An Overview ( Third Party Funding, Emergency Arbitration, Role of Expert Witness and Specific Interest Clause)</li> </ul> <p align="center"><i>Justice M Sundar</i>  <i>Justice S. C. Dharmadhikari</i></p>
<b>11:30 - 12:00</b>	<p align="center"><b>Tea Break</b></p>
<b>12:00 - 1:30</b> <b>PM</b>  <i>(1:15-1:30 PM)</i> Open Session Discussions (Q&A)	<p align="center"><b><u>SESSION 2</u></b></p> <p align="center"><b>Bottlenecks in implementation of Arbitration regime in Subordinate Courts</b></p> <p><b><u>Proposed scope of discussion:</u></b></p> <ul style="list-style-type: none"> <li>• Extent of intervention by courts : Setting the boundaries</li> <li>• Confidentiality in arbitration in light of Section 42A of Arbitration Act, 1996</li> <li>• Juxtaposition and interaction of powers between the court and arbitral tribunal.</li> <li>• Challenges in recognition and enforcement of foreign arbitral awards in India.</li> <li>• Scope of Injunction Relief under Sec.9 of the Arbitration Act</li> <li>• Identifying problems in judicial process viz., delay in arbitration and lack of consistency in judicial decisions on arbitration and decisions taken by arbitral authorities.</li> </ul> <p align="center"><i>Justice M Sundar</i>  <i>Mr. Tejas Karia</i></p>
<b>1:30 - 02:30</b> <b>PM</b>	<p align="center"><b>Lunch</b></p>

<b>2:30 – 4:00 PM</b>	<b><u>SESSION 3</u></b> <b>Strengthening Arbitration and its Enforcement in India</b>
(3:45- 4:00PM) Open Session Discussions (Q&A)	<p><b><u>Proposed scope of discussion:</u></b></p> <ul style="list-style-type: none"> <li>• Role of Subordinate Courts in making domestic arbitral institutions into “good seat”</li> <li>• Arbitrators’ jurisdiction to rule on their own jurisdiction (Arbitration Tribunals vis-à-vis Jurisdiction as Preliminary Issue)</li> <li>• Doctrine of Separability &amp; Kompetenz-kompetenz</li> <li>• Independence of the arbitration agreement</li> <li>• Interplay between Sec.(s) 16 &amp; 34 of the Arbitration Act</li> </ul> <p style="text-align: center;"><i>Justice R. V. Raveendran</i> <i>Mr. Jayant Mehta</i></p>
<b>4:00 PM</b>	<b>Tea Break</b>
<b>DAY-2: 04.12.2022 (Sunday)</b>	<b>SESSION(S)</b>
<b>10:00 - 11:30 AM</b>	<b><u>SESSION 4</u></b> <b>Maintaining the Balance: Judicial Stress and Wellness</b>
(11:15- 11:30 AM) Open Session Discussions (Q&A)	<p><b><u>Proposed Scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Bench and Occupational Stress</li> <li>• Attitudinal differences and Biases</li> <li>• Interpersonal isolation: Withdrawal from society and community involvement</li> <li>• Mindfulness: Staying focused &amp; on task</li> <li>• Adapting to change – Psychosocial adjustments.</li> <li>• Stress Management : Relaxation Techniques</li> </ul> <p style="text-align: center;"><i>Justice Sonia.G.Gokani</i> <i>Dr. Aruna Broota</i></p>
<b>11:30 - 12:00 Noon</b>	<b>Tea Break</b>
<b>12:00 - 1:30 PM</b>	<b><u>SESSION 5</u></b> <b>Life Beyond Dias: Judicial Stress and Wellness</b>
(1:15- 1:30 PM) Open Session Discussions (Q&A)	<p><b><u>Proposed Scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Impact on Personal &amp; Professional sphere viz. health issues</li> <li>• Unwanted thoughts and emotional reactions.</li> </ul> <p style="text-align: center;"><i>Justice Sonia G Gokani</i> <i>Dr. Aruna Broota</i> <i>Dr. Harish Shetty</i></p>
<b>1:15 - 1:30 PM</b>	<i>Audit of the Course by Participant Judges</i>
<b>1:30 PM</b>	<b>Lunch &amp; Departure</b>

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