

National Judicial Academy

P-1322: National Workshop for High Court Justices on Commercial Laws
17th – 18th December, 2022

Programme Coordinator : Mr. Yogesh Pratap Singh and Mr. Prasadh Raj Singh
No. of forms received : 26

I. OVERALL				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The objective of the programme was clear to me	92.31	7.69	-	-
b. The subject matter of the programme is useful and relevant to my work	96.15	3.85	-	-
c. Overall, I got benefited from attending this programme	92.31	7.69	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	92.31	7.69	-	-
e. Adequate time and opportunity was provided to participants to share experiences	92.31	7.69	-	-
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	73.08	26.92	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	72.00	28.00	-	-
c. Up to date	92.31	7.69	-	-
d. Related to Constitutional Vision of Justice	69.23	26.92	3.85	-
e. Related to International Legal Norms	69.23	30.77	-	-
III. STRUCTURE OF THE PROGRAMME				
PROPOSITION	Good (%)	Satisfactory (%)	Unsatisfactory (%)	Remarks

a. The structure and sequence of the programme was logical	92.31	7.69	-	-
b. The programme was an adequate combination of the following methodologies viz.				
(i) Case studies were relevant	80.00	20.00	-	-
(ii) Interactive sessions were fruitful	73.08	26.92	-	-
(iii) Audio Visual Aids were beneficial	56.00	40.00	4.00	-

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	76.92	23.08	76.47	23.53
2	73.91	26.09	82.35	17.65
3	60.87	39.13	70.59	29.41
4	79.17	20.83	87.50	12.50
5	82.61	17.39	87.50	12.50

V. PROGRAMME MATERIALS

PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The Programme material is useful and relevant	88.46	11.54	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	92.31	7.69	-	-
c. The content was organized and easy to follow	88.46	11.54	-	-

VIII. GENERAL SUGGESTIONS

1. Three most important learning	1. Commercial court Act, arbitration and conciliation Act.
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<p>achievements of this Programme</p>	<p>2. 1. Scope of arbitration and conciliation Act. 2. Challenges in executing foreign arbitral awards in India. 3. Pre-institution Mediation & Settlement.</p> <p>3. Better understanding of arbitration law. Better understanding of commercial courts Act.</p> <p>4. Provided over all view on commercial laws with in depth analysis on key aspects.</p> <p>5. Useful for implementing new ideas skills and knowledge in work.</p> <p>6. 1. Commercial courts Act. 2. Arbitration and conciliation. 3. Intellectual property rights.</p> <p>7. 1. Its informative. 2. Interactive. 3. Research based.</p> <p>8. Useful for implementing new ideas, skills and knowledge in my work.</p> <p>9. Public Private Partnership model future and trends of new contracts. Impact of judicial discretion on economic world. Aspects of foreign award and its enforcement.</p> <p>10.1. Useful in discharging our duties. 2. Up to date on all latest amendments. 3. Able to know how others are dealing with it.</p> <p>11. Be open minded. May receive little mind set change while approaching such new laws.</p> <p>12. If material is supplied in advance through e-mail participants could go through then before attending sessions.</p> <p>13. 1. Topics had practical usage. 2. Well researched. 3. Knowledge of amendment / case laws.</p> <p>14. 1. Clarity about the topics. 2. Understanding practical aspects. 3. Knowledge about amendments and case law on same.</p> <p>15. 1. Relevant case laws discussions. 2. Enhancing knowledge in subject. 3. Interactive sessions.</p> <p>16. 1. Updation of latest trends both in law and judicial interpretation. 2. An overviews of international arbitration. 3. Debate / balancing of law with justice.</p> <p>17. 1. A new perspective gathered on international arbitration. 2. Helped in better understanding of commercial courts Act. 3. A better vision of IPRs.</p> <p>18. To do justice in constitutional framework.</p> <p>19. Use of commercial law.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. Session-1 Commercial Courts Act: Genesis, Benefits and Challenges; Session-2 Interpretation of Construction and Infrastructure Contracts; Session-4 Arbitration and conciliation Act: Towards a Model Dispute Resolution; Session-5 Recognition & Enforcement of Arbitral Awards.</p> <p>3. Session-1 Commercial Courts Act: Genesis, Benefits and Challenges; Session-4 Arbitration and conciliation Act: Towards a Model Dispute Resolution; Session-5 Recognition & Enforcement of Arbitral Awards.</p> <p>5. Interpretation of construction and infrastructure contracts.</p> <p>7. All the part of the workshop are useful as the panelists are experts in their subjects and are updated.</p> <p>9. Session-2 Interpretation of Construction and Infrastructure Contracts; Session-3 Intellectual Property Rights: Infringement & Enforcement; Session-4 Arbitration and conciliation Act: Towards a Model Dispute Resolution; Session-5 Recognition & Enforcement of Arbitral Awards.</p>

	<p>10. Both informal and formal interactions.</p> <p>11. New trends and challenges under commercial courts Act.</p> <p>12. All sessions as they were dealt with amendments and latest law.</p> <p>13. <i>Session-2 Interpretation of Construction and Infrastructure Contracts and Session-4 Arbitration and conciliation Act: Towards a Model Dispute Resolution</i>- They were on practical usage.</p> <p>14. <i>Session-2 Interpretation of Construction and Infrastructure Contracts and Session-4 Arbitration and conciliation Act: Towards a Model Dispute Resolution</i> - It deals with practical procedure to be adopted in courts proceeding.</p> <p>15. Interactive session. As it has exchanged the experience.</p> <p>16. All sessions had own relevance as were connected to the topic.</p> <p>19. <i>Session-2 Interpretation of Construction and Infrastructure Contracts and Session-3 Intellectual Property Rights: Infringement & Enforcement.</i></p> <p>20. All the sessions were useful.</p>
<p>3. Does the programme need further modulations or change</p>	<p>3. In need to understand basics of IPR laws require a course.</p> <p>6. Visual aids can be enhanced.</p> <p>9. Betterment is always expected.</p> <p>14. There is always scope of improvements.</p> <p>16. May include debates on judgements relevant to each topic.</p> <p>17. Yes, more topics relevant to the context of commercial litigation should be taken up.</p> <p>18. Implementability of ideas mooted can be discussed.</p> <p>19. Yes, as per need of time.</p> <p>25. There is always scope for further improvement.</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>7. Everything is given except a little i.e. Please make arrangement for transport of luggage from Bhopal airport along with the participants.</p> <p>9. Circulate reading material of all programmes online to all the judges.</p> <p>11. NJA may ask high courts to depute the judges who are holding the subject roster on the Bench.</p> <p>13. More programme on criminal jurisprudence like crimes against women.</p> <p>14. More programmes on criminal law covering NDPS Act. NI Act. Crimes against women etc.</p> <p>16. Overall designing of programme is very good.</p> <p>17. Time division amongst the faculty be made more judicious. More time be allocated for discussions.</p> <p>18. More time may be given for interaction.</p> <p>19. Most effective.</p>