

.NATIONAL SEMINAR ON CONSTITUTIONAL AND ADMINISTRATIVE LAW [P-1326]

(21st & 22nd January, 2023)

Participants: District Judiciary

Academic Coordinators – Prof. S.P. Srivastava & Krishna Sisodia, Faculty, NJA

PROGRAM SCHEDULE

SESSION & TIMING	THEMES	RESOURCE PERSON(S)
DAY 1 21st January, 2023 (Saturday)		
SESSION 1 09:30 AM - 11:00 AM	Constitutional Status of Trial Judiciary <u>Proposed Scope of Discussion</u> ➤ <i>Control and supervision by High Court over District Judiciary – Article 227 and 235 of the Constitution</i> ➤ <i>Role of Guardian Judge as friend, philosopher and guide of the trial court judges</i> ➤ <i>Constitutional provisions for observance by the District Judiciary-Mandate to follow the Constitution under Article 375 and to act in aid of the Supreme Court under Article 144</i>	Justice N. Seshasayee Justice Poonam A. Bamba
11:00 AM - 11:30 AM	Tea Break	
SESSION 2 11:30 AM - 01:00 PM	Interpreting Constitutional Issues; Constitutional Validity, Legality of Legislations and Jurisdictional Bar of Civil Courts <u>Proposed Scope of Discussion</u> ➤ <i>Scope and limits of Section 9 CPC</i> ➤ <i>Reference under Section 113 and Order XXVII-A of CPC</i> ➤ <i>Decadal Instructive Judgments of Supreme Court on Civil Matters</i>	Justice C.V. Karthikeyan Justice N. Seshasayee
1:00 PM – 2:00 PM	Lunch Break	
SESSION 3 02:00 PM – 03:30 PM	Doctrine of Precedent <u>Proposed Scope of Discussion</u> ➤ <i>Article 141 as an element of judicial consistency</i> ➤ <i>Role of precedent in ensuring legitimate expectation</i> ➤ <i>Identifying Ratio Decidendi</i> ➤ <i>Authority of dissent and potential resurrection</i>	Justice N. Seshasayee Prof. V.K. Dixit
Tea		

DAY 2 22nd January, 2023 (Sunday)		
SESSION 4 09:30 AM -11:00 AM	Principles of Natural Justice for Procedural Fairness <u>Proposed Scope of Discussion</u> ➤ <i>Application of Article 14, 20 and 22 to ensure procedural fairness during trials</i> ➤ <i>Principles of Natural Justice embedded in statutory framework of CPC, CrPC and Indian Evidence Act</i> ➤ <i>Wednesbury Principles: The test of reasonableness and prudence</i> ➤ <i>Speedy Justice and Fairness in Trial- Mandate to conclude trial within a reasonable time</i>	Justice C.V. Karthikeyan Justice Gautam Kumar Choudhary
11:00 AM - 11:30 AM	Tea Break	
SESSION 5 11:30 AM - 01:00 PM	Application of the Principles of Administrative Law in Court Management <u>Proposed Scope of Discussion</u> ➤ <i>Conducting Disciplinary Proceedings for judicial officers and ministerial staff</i> ➤ <i>Recording Performance Evaluation of judicial officers and ministerial staff</i> ➤ <i>Guaranteeing public access to courts and digitization of court records (ICT integration)</i> ➤ <i>Legal representation to vulnerable section- Mandate of Article 39A</i>	Justice Dr. S.N. Pathak Justice C.V. Karthikeyan
Feedback and Audit of the Course by Participants		
Lunch & Departure		

Academic Assistance

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Administrative Assistance

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