

National Judicial Academy

P-1346: Cyber Laws & Appreciation of Digital Evidence Special Programme for High Court

Judges (e-committee)

13th May, 2023

Programme Coordinator : Dr. Sumit Bhattacharya

No. of Participants : 28

No. of forms received : 25

I. OVERALL				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The objective of the programme was clear to me	91.67	8.33	-	11. One day is not sufficient this subject is the need of the hour.
b. The subject matter of the programme is useful and relevant to my work	83.33	16.67	-	-
c. Overall, I got benefited from attending this programme	83.33	16.67	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	79.17	20.83	-	-
e. Adequate time and opportunity was provided to participants to share experiences	75.00	20.83	4.17	1. More needed it's a very new thing. 2. A two day time may be good. 15. Greatly beneficial.
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	70.83	25.00	4.17	15. Greatly beneficial.
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	75.00	25.00	-	11. Must be proactive to make changes.
c. Up to date	73.91	26.09	-	11. My knowledge is limited in this subject.
d. Related to Constitutional Vision of Justice	72.73	27.27	-	11. Most parts are conflicting.

e. Related to International Legal Norms	77.27	18.18	4.55	-
III. STRUCTURE OF THE PROGRAMME				
PROPOSITION	Good (%)	Satisfactory (%)	Unsatisfactory (%)	Remarks
a. The structure and sequence of the programme was logical	87.50	12.50	-	-
b. The programme was an adequate combination of the following methodologies viz.				
(i) Case studies were relevant	78.26	21.74	-	-
(ii) Interactive sessions were fruitful	73.91	21.74	4.35	-
(iii) Audio Visual Aids were beneficial	69.57	30.43	-	-
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	73.91	26.09	85.00	15.00
2	81.82	18.18	89.47	10.53
3	90.91	9.09	100.00	-
V. PROGRAMME MATERIALS				
PROPOSITION	To a great extent (%)	To some extent (%)	Not at all (%)	Remarks
a. The Programme material is useful and relevant	91.67	8.33	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	91.67	8.33	-	-
c. The content was organized and easy to follow	91.67	8.33	-	-

VIII. GENERAL SUGGESTIONS

<p>1. Three most important learning achievements of this Programme</p>	<p>1. 1. Overall view on the subject very good. 2. Very descriptive and explanatory session by Justice Sanjeev Sachdeva. 3. Very educative Justice Joymalya Bagchi.</p> <p>2. Developing awareness regarding emerging areas. Providing an insight of the technology involved. A thought process for finishing the way ahead.</p> <p>4. 1. Must update relevant statute laws. 2. Remain updated with global. 3. Balance between human element vis-à-vis technologies.</p> <p>5. New insights into latest development in cybercrimes and forensic.</p> <p>6. 1. How to evaluate the electronic record. 2. Admissibility of electronic evidence. 3. Electronic evidence in the scientific Era evolving each day.</p> <p>10. The law is developing constantly, rapid changes catching up is required to fill the blanks.</p> <p>11. Meta data & PR, provisions as prosecution on those who commit offense from abroad.</p> <p>13. 1. Enhanced scheme of the subject than forensic by known. 2. Foreseeing the future of electronic evidence.</p> <p>14. Legal solutions to face technical issues. Judges have to remain acquainted with technical developments in the digital world. Handle legal issues arising out of digital interaction between persons in terms of implementation laws.</p> <p>15. 1. Enrichment of knowledge. 2. Getting new views and thoughts. 3. Widening the horizon of thoughts.</p> <p>16. Very informative. Got a good insight in to the complete of the cyber world. Realized the huge vacuum that we could face in terms of lack of knowledge ignorance in use of cyber materials.</p> <p>17. Doctrine of right to be forgotten, write to erase our freedom of speech and expression. Uses of jurisdictions. Electronic evidence relevancy and admissibility (Metadata, deep fake and meta-verse).</p> <p>19. Territorial jurisdictions in cyber law matters. Admissibility and relevancy search and digital evidence. Conflicting constitutional rights.</p> <p>20. Our criminal justice system is still inadequate to adopt to the digital and electronic scenario. Proposal for amendment of the existing laws of the subject. More exposure to such programme/workshop.</p> <p>21. Electronic evidence, how can we provide before courts future challenge 65B (i) IE Act.</p> <p>22. Principles governing right to be forgotten. Texts to determine jurisdictions. About admissibility of electronic evidence.</p> <p>23. Knew for the first time the metadata and meta-verse and its usefulness in the cases.</p> <p>24. Enlightened about digital world.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. Session-3 Admissibility & Appreciation of Digital Evidence.</p> <p>2. Overall the entire programme was useful.</p> <p>5. Right to be forgotten.</p> <p>6. Session-2 Jurisdictional Issues in Adjudication of Cyber Crimes. Session-3 Admissibility & Appreciation of Digital Evidence.</p>

	<p>10. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i></p> <p>13. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i></p> <p>15. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i> More practical oriented and presentations are superior to other sessions.</p> <p>16. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i> Very essential in our work.</p> <p>17. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i></p> <p>19. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i></p> <p>22. <i>Session-3 Admissibility & Appreciation of Digital Evidence.</i> Justice Bagchi in implementation elucidated contours of section 65 B</p> <p>23. Electronic evidence how to be used.</p>
<p>3. Does the programme need further modulations or change</p>	<p>1. Time was about topic is hope and new.</p> <p>2. Reading material may be available in advance.</p> <p>4. Be updated with global context and instituted dealing in cyber law training and digital laboratories.</p> <p>5. Classes on cyber forensic fake e-mails, analysis of CDR's and social applicants.</p> <p>7. Ought to have started from 10am onwards for morning arrivals, it will be difficult if it is from 9am only.</p> <p>8. Instead of one day please include two days programme.</p> <p>11. Certainly the future lies on cyber laws and appreciation of electronic evidence.</p> <p>13. Sound system should be improved. A larger screen for deciphering the words which are portrayed in the write-ups.</p> <p>14. Can be updated as per the subsequent technological changes.</p> <p>15. Screens should be widened for clear view of the scripts arrangement for laptop changing during the sessions. Acoustic system may be made better.</p> <p>17. Up to mark and requesting that same would continue to do so.</p> <p>19. More power point presentations required to be included.</p> <p>20. Adequate for the time being.</p> <p>21. Some academician of repute may also join programmes.</p> <p>22. Yes, some academician should be introduced as resource persons.</p> <p>23. Judge should also be made aware of electronic evidences and use of electronic equipment's</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>2. Reading material of the programme may be made available online to those in the target audience who are interested but are unable to attend physically.</p> <p>4. Please continue such programmes.</p> <p>7. Two days programme would be better.</p> <p>8. Please conduct two days sessions.</p> <p>11. In the absence of proper control on intermediates and the Government is also silent in fixing certain responsibility and accountability. On the intermediaries the courts have to step in with the existing law.</p>

	<p>13. 1. Circulate the subsequent development in the High Court relating to the some topic. 2. Suggestion given by the speakers how much they have been adopted in future.</p> <p>14. To keep up the good work.</p> <p>17. With that more and more programmes all courses in near future not only for one day but for more days. 2 to3 days.</p> <p>20. The synopsis of the contents of the discussion is sent to the participants it would be useful for memory retention.</p> <p>21. Case based study programmes. One slot- 2 hours for sharing e-achievements of the respective High Courts.</p> <p>23. No suggestion at this stage but it is my opinion and suggestion that place/investigating agencies should be well trained in collecting and using scientific evidence and electronic evidence.</p> <p>24. For the location QR code be printed.</p>
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