

TRAINING PROGRAMME FOR BANGLADESH JUDGES AND JUDICIAL OFFICERS - (SE-02)
17th to 21st October 2022

Programme Coordinators – Mr. S.P. Srivastava, Professor & Mr. Prasadh Raj Singh, Law Associate, NJA

PROGRAMME SCHEDULE

Day 1 16th October 2022	Phase I of Training – Arrival at National Judicial Academy, Bhopal	
SESSION & TIMING <i>All timings are in Indian Standard Time (IST)</i>	PROPOSED THEMES	RESOURCE PERSONS
DAY 2 17th October 2022 (Monday)		
SESSION 1 10:00 AM -11:30 AM	<p align="center">Overview and Architecture of the Indian Constitutional Arrangement</p> <p align="center"><u>Proposed Scope of Discussion</u></p> <ul style="list-style-type: none"> • Constitution as a Social Contract • Overarching Values of the Constitution as enshrined in the Preamble • Basic Structure of the Constitution • Indian Judiciary in the Constitutional Arrangement: Role & Responsibility 	<p>Justice Sharad Arvind Bobde Prof. (Dr.) Ranbir Singh</p>
<i>Tea Break - 11:30 AM - 12:00 Noon</i>		
SESSION 2 12:00 Noon - 01:30 PM	<p align="center">Indian Judiciary: Organizational Structure and Jurisdiction</p> <p align="center"><u>Proposed Scope of Discussion</u></p> <ul style="list-style-type: none"> • Indian Judiciary in the Constitutional Arrangement -Role & Responsibility • Hierarchy of Courts • Inherent Powers of the Courts 	<p>Justice Akil Kureshi Prof. V.K. Dixit</p>
<i>Lunch Break - 01:30 PM – 2:30 PM</i>		
SESSION 3 02:30 PM - 04:00 PM	<p align="center">Constitutional Vision of Justice: Goals, Role, and Mission of Courts</p> <p align="center"><u>Proposed Scope of Discussion</u></p> <ul style="list-style-type: none"> • Facets of Justice: Social, Economic, and Political • Access to Justice • Enhancing the Quality and Responsiveness of Justice 	<p>Justice Akil Kureshi Prof. (Dr.) Ranbir Singh</p>

DAY 3
18th October 2022 (Tuesday)

SESSION 4 10:00 AM -11:15 AM	Elements of Judicial Behaviour: Ethics, Neutrality, and Professionalism <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Contest between the institutional requirement of judicial sobriety and the transition to openness owing to media attention• Anchoring judicial functions in the principle of neutrality• Ethical Conundrums in Judicial Sphere & Possible Solution	Justice U. C. Dhyani Justice V. Parthiban
--	---	--

Tea Break - 11:15 AM – 11:45 AM

SESSION 5 11:45 AM - 01:00 PM	Judging Skills: Art, Craft and Science of Drafting Judgments <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Language & Law: Brevity and Drafting• Significance of Reasoning in Judgments & Orders• Sensitivity in Judgments<ul style="list-style-type: none">○ Gender Sensitivity in Judgments & Orders<ul style="list-style-type: none">- Language- Eliminating Bias, Stereotypes & Prejudices- Restorative Justice Measures○ Appropriate approach in cases involving Vulnerable/ Disadvantaged Groups	Justice U. C. Dhyani Justice V. Parthiban
---	--	--

Lunch Break - 01:00 PM - 02:00 PM

SESSION 6 02:00 PM – 03:15 PM	Judge as the Master of the Court: Court & Case Management <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Bottlenecks in Judicial Administration• Best Practices for Effective Disposal of Cases• Courtroom Management – Challenges & Possible Solutions• Role of a Judge in Streamlining Court & Case Management.	Justice Roshan Dalvi
---	--	-----------------------------

Tea Break - 03:15 PM – 03:30 PM

STUDY TOUR – CENTRAL JAIL BHOPAL

DAY 4
19th October 2022 (Wednesday)

SESSION 7 10:00 AM -11:15 AM	Principles of Evidence: Appreciation in Civil and Criminal Cases <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> ● Evidentiary Standards ● Adaptation in Evidentiary Standards to meet Present Challenges <ul style="list-style-type: none"> – Evidentiary Standards in POCSO Cases – Appreciation of Evidence in Sexual Offences ● Reverse Burden of Proof: POCSO Act, NDPS Act & PMLA 	Dr. Justice B.S. Chauhan Justice U. C. Dhyani
<i>Tea Break - 11:15 AM - 11:45 AM</i>		
SESSION 8 11:45 AM - 01:00 PM	Evidentiary Presumptions: Onus and Burden of Proof <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> ● Legal Presumptions under The Indian Evidence Act, 1872 ● Reverse Burden of Proof ● Onus vis-à-vis Burden of Proof 	Dr. Justice B.S. Chauhan
<i>Lunch Break - 01:00 PM - 02:00 PM</i>		
SESSION 9 02:00 PM – 03:15 PM	Electronic Evidence: New Horizons, Collection, Preservation and Appreciation <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> ● Evolutionary Process of the Law on Electronic Evidence vis-à-vis Judicial Pronouncements ● Expanding horizons of Electronic Evidence: Challenges in Collection & Preservation of Electronic Evidence ● Relevance and Admissibility of Electronic Evidence under Indian Law ● Evidentiary Standards in IT Law 	Mr. Harold D’Costa
<i>Tea Break - 03:15 PM – 03:30 PM</i>		
SESSION 10 03:30 PM -04:30 PM	Forensic Evidence in Civil and Criminal Trials: DNA Profiling <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> ● Locard’s Exchange Principle ● Forensic Ballistic ● Sources of Biological Evidence ● DNA Profiling 	Prof. (Dr.) Purvi Pokhariyal Ms. Nisha Menon

DAY 5
20th October 2022 (Thursday)

SESSION 11 10:00 AM -11:15 AM	Criminal Justice Administration and Human Rights <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none">● Elements of a fair trial● Witness Protection● Bail Jurisprudence	Dr. Usha Ramanathan Ms. Jyoti Dogra Sood
---	---	---

Tea Break - 11:15 AM - 11:45 AM

SESSION 12 11:45 AM - 01:00 PM	Human Rights: Fair and Impartial Investigation <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none">● Fair investigation vis-à-vis Constitutional Right● Arrest: Striking Balance between individual liberty and societal interest● De novo investigation	Dr. Shashikala Gurpur Dr. M.K. Ramesh
--	--	--

Lunch Break - 01:00 PM - 02:00 PM

SESSION 13 02:00 PM -03:15 PM	Re-engineering Judicial Processes through ICT <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none">● e-Courts – The Indian experience● Striking a balance between Transparency & Confidentiality – Increasing accessibility● e-Judiciary & Data Protection – Vulnerability Assessment of Judicial Institutions	Justice Ram Mohan Reddy
---	---	--------------------------------

Tea Break - 03:15 PM – 03:45 PM

LOCAL TOUR

1. State Museum Bhopal
2. Madhya Pradesh Tribal Museum
3. The Taj-ul-Masajid Bhopal
4. Boat Club/Upper Lake Bhopal

DAY 6 21st October 2022 (Friday)		
SESSION 14 09:00 AM -10:15 AM	Ratio of a Precedent <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none"> ● Ratio Decidendi – The Essentials ● Law of Precedent ● Doctrine of Stare Decisis ● Article 141 of The Indian Constitution vis-à-vis Art.111 of The Constitution of the People’s Republic of Bangladesh 	Justice Sunil Ambwani Prof. (Dr.) V. Vijayakumar
<i>Tea Break - 10:15 AM - 10:45 AM</i>		
SESSION 15 10:45 AM - 12:30 PM	Landmark Judgments: Celebrating Decadal Masterpieces <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none"> ● Important Contributions of the Constitutional Courts in the Last Decade ● Building on the Constitutional edifice through Judgments - (Including Judgments on Privacy, NOTA, Aadhaar, Section 377 IPC, NJAC, Decriminalization of Politics, etc.) 	Prof. V. K. Dixit Mr. V. Sudhish Pai
Audit of the Course by Participants		
<i>Lunch Break</i>		
DAY 7 22nd October 2022 (Saturday) Departure for Phase II Training at State Judicial Academy		

Academic Coordinators:

1. Mr. S.P. Srivastava, Professor : Email - spsrivastava@nja.gov.in, Phone - +91 9425601211,
2. Mr. Prasadh Raj Singh, Law Associate: Email- prasidh.singh@nja.gov.in, Phone +91 9425601206

Administrative Assistance:

Sr. No	Name & Designation	Phone Number	Email id
1.	Mr. Chetan Nehete (Event Manager)	9425601233	nchetan[at]nja[dot]gov[dot]in
2.	Mr. Salman Khan (Protocol Officer)	9425601212	liaisonoffice[at]nja[dot]gov[dot]in
3.	Mr. Ranjan Verma (Manager (Hospitality))	9425648964	ranjan.verma[at]nja[dot]gov[dot]in