

**TRAINING PROGRAMME FOR BANGLADESH JUDGES AND JUDICIAL OFFICERS - (SE-04)
14th to 18th November 2022**

Programme Coordinators – Ms. Paiker Nasir & Ms. Nitika Jain, Faculty, NJA

PROGRAMME SCHEDULE

Day 1 13th November 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 14th November 2022 (Monday)		
SESSION 1 10:00 AM -11:30 AM	Overview and Architecture of the Indian Constitutional Arrangement <u><i>Proposed Scope of Discussion</i></u> <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 	Justice Indira Banerjee Prof. (Dr.) V. Vijaykumar
<i>11:30 AM - 12:00 Noon: Tea Break</i>		
SESSION 2 12:00 Noon - 01:30 PM	Indian Judiciary: Organizational Structure and Jurisdiction <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> • Indian Judiciary in the Constitutional Arrangement -Role & Responsibility • Hierarchy of Courts • Inherent Powers of the Courts 	Justice Indira Banerjee Prof. (Dr.) V. Vijaykumar
<i>01:30 PM – 2:30 PM: Lunch Break</i>		
SESSION 3 02:30 PM - 04:00 PM	Constitutional Vision of Justice: Goals, Role, and Mission of Courts <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> • Facets of Justice: Social, Economic, and Political • Access to Justice • Enhancing the Quality and Responsiveness of Justice 	Justice Indira Banerjee Mr. V. Sudhish Pai

DAY 3
15th November 2022 (Tuesday)

<p>SESSION 4</p> <p>10:00 AM -11:15 AM</p>	<p style="text-align: center;">Elements of Judicial Behaviour: Ethics, Neutrality, and Professionalism</p> <p style="text-align: center;"><u>Proposed Scope of Discussion</u></p> <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 	<p style="text-align: center;">Justice Sunil Ambwani Justice V. Parthiban</p>
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11:15 AM – 11:45 AM: Tea Break

<p>SESSION 5</p> <p>11:45 AM - 01:00 PM</p>	<p style="text-align: center;">Judging Skills: Art, Craft and Science of Drafting Judgments</p> <p style="text-align: center;"><u>Proposed Scope of Discussion</u></p> <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 	<p style="text-align: center;">Justice Sunil Ambwani Justice V. Parthiban</p>
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01:00 PM - 02:00 PM: Lunch Break

<p>SESSION 6</p> <p>02:00 PM – 03:15 PM</p>	<p style="text-align: center;">Judge as the Master of the Court: Court & Case Management</p> <p style="text-align: center;"><u>Proposed Scope of Discussion</u></p> <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. 	<p style="text-align: center;">Justice Mohit Shah Justice U.C. Dhyani</p>
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03:15 PM – 03:30 PM: Tea at Cafeteria

LOCAL TOUR

DAY 4
16th November 2022 (Wednesday)

SESSION 7 10:00 AM -11:15 AM	Principles of Evidence: Appreciation in Civil and Criminal Cases <u>Proposed Scope of Discussion</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 	Justice U.C. Dhyani Justice Ved Prakash Sharma
<i>11:15 AM - 11:45 AM: Tea Break</i>		
SESSION 8 11:45 AM - 01:00 PM	Evidentiary Presumptions: Onus and Burden of Proof <u>Proposed Scope of Discussion</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 	Justice U.C. Dhyani Justice Ved Prakash Sharma
<i>01:00 PM - 02:00 PM: Lunch Break</i>		
SESSION 9 02:00 PM – 03:15 PM	Electronic Evidence: New Horizons, Collection, Preservation and Appreciation <u>Proposed Scope of Discussion</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>03:15 PM – 03:45 PM: Tea Break</i>		
SESSION 10 03:45 PM -04:30 PM	Forensic Evidence in Civil and Criminal Trials: DNA Profiling <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none"> ● Locard’s Exchange Principle ● Forensic Ballistic ● Sources of Biological Evidence ● DNA Profiling 	Dr. Arneet Arora Ms. Nisha Menon

DAY 5
17th November 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	Ms. Geeta Ramaseshan Prof. (Dr.) Shashikala Gurpur
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11:15 AM - 11:45 AM: Tea Break

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	Ms. Geeta Ramaseshan Prof. (Dr.) V.S. Elizabeth
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01:00 PM - 02:00 PM: Lunch Break

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 R.C. Chavan Mr. Atul Kaushik
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03:15 PM – 03:45 PM: Tea at Cafeteria

LOCAL TOUR

DAY 6 18th November 2022 (Friday)		
SESSION 14 09:00 AM -10:15 AM	Ratio of a Precedent <u><i>Proposed Scope of Discussion</i></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 K. Kannan Prof. (Dr.) B.T. Kaul
<i>10:15 AM - 10:45 AM: Tea Break</i>		
SESSION 15 10:45 AM - 12:30 PM	Landmark Judgments: Celebrating Decadal Masterpieces <u><i>Proposed Scope of Discussion</i></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.) 	Justice K. Kannan Prof. (Dr.) B.T. Kaul
Audit of the Course by Participants		
<i>12:30 PM onwards: Lunch at Cafeteria</i>		
Day 7 19th November 2022 (Saturday)	Phase II of Training – Departure for Phase II Training at Chandigarh State Judicial Academy	

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