

TRAINING PROGRAMME FOR BANGLADESH JUDGES AND JUDICIAL OFFICERS: (SE-12)

PHASE I AT NATIONAL JUDICIAL ACADEMY, BHOPAL

13th to 17th March 2023

Academic Coordinators – Sumit Bhattacharya & Nitika Jain, Faculty, NJA

PROGRAM SCHEDULE (TENTATIVE)

| Day 1 12 th March 2023 (Sunday) | | |
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| 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 13 th March 2023 (Monday) | | |
| SESSION 1 10:00 AM - 11:30 AM | Overview of the Indian Constitutional Arrangement <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Constitution as a Social Contract• Basic Structure Doctrine• Indian Constitutional Experience: Triumphs & Trials | Justice A.K. Goel Justice Indira Banerjee |
| 11:30 AM - 12:00 PM | Tea Break | |
| SESSION 2 12:00 PM - 01:30 PM | Judiciary in a Constitutional Democracy <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">• Hierarchy of Courts in India• Jurisdiction and Powers of the Court• Indian Judiciary vis-à-vis other organs of the State | Justice Indira Banerjee Prof. V.K. Dixit |
| 1:30 PM - 2:30 PM | Lunch Break | |
| SESSION 3 2:30 PM – 4:00 PM | Constitutional Vision of Justice <u>Proposed Scope of Discussion</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 A.K. Goel Prof. V.K. Dixit |
| 4:00 PM - 4:30 PM | Tea | |

DAY 3
14th March 2023 (Tuesday)

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| 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"> ● Ethical standards, Judicial norms, and Conduct of Judges ● Integrity and Impartiality to Ensure Judicial Neutrality ● Objectivity in Decision Making | Justice Sunil Ambwani Justice U.C. Dhyani |
| 11:15 AM – 11:45 AM | Tea Break | |
| SESSION 5 11:45 AM - 1:00 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 ✓ Appropriate approach in cases involving Vulnerable/ Disadvantaged Groups | Justice Sunil Ambwani Justice U.C. Dhyani |
| 1:00 PM - 2:00 PM | Lunch Break | |
| SESSION 6 2:00 PM – 3:15 PM | Ratio of a Precedent <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none"> ● Ratio Decidendi – The Essentials ● Doctrine of Stare Decisis ● Precedent as Judicial Discipline | Justice Sunil Ambwani Justice U.C. Dhyani |
| 3:15 PM - 3:30 PM | Tea | |
| LOCAL VISIT | | |

DAY 4
15th March 2023 (Wednesday)

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| SESSION 7 10:00 AM -11:30 AM | Principles of Evidence: Appreciation in Civil and Criminal Cases <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">● Evidentiary Standards: Preponderance of Probability and Proof beyond Reasonable Doubt● Onus and Burden of Proof● Reverse Burden of Proof: POCSO Act, NDPS Act & PMLA | Justice Ashwani Kumar Singh Justice M.L. Tahaliyani |
| 11:30 AM - 12:00 PM | Tea Break | |
| SESSION 8 12:00 PM - 1:30 PM | Electronic Evidence: New Horizons, Collection, Preservation and Appreciation <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">● Expanding Horizons of Electronic Evidence: Challenges in Collection & Preservation● Relevance and Admissibility of Electronic Evidence under Indian Law● Judicial Pronouncements | Dr. Harold D'Costa |
| 1:30 PM - 2:30 PM | Lunch Break | |
| SESSION 9 2:30 PM – 4:00 PM | Forensic Evidence in Civil and Criminal Trials <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none">● Locard's Exchange Principle● Appreciation of Forensic Evidence● DNA Profiling | Dr. S.L. Vaya |

DAY 5
16th March 2023 (Thursday)

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| SESSION 10 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 Fair Trial ● Elements of Fair, Impartial and Competent Investigation ● Witness Protection | Justice S.S. Phansalkar Joshi Dr. Jyoti Dogra Sood |
| 11:15 AM – 11:45 AM | Tea Break | |
| SESSION 11 11:45 AM - 1:00 PM | Judge as the Master of the Court: Court & Case Management <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> ● Role of a Judge in Streamlining Court & Case Management ● Bottlenecks in Judicial Administration ● Best Practices for Effective Disposal of Cases | Justice R.C. Chavan Justice S.S. Phansalkar Joshi |
| 1:00 PM - 2:00 PM | Lunch Break | |
| SESSION 12 02:00 PM - 3:15 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 ● e-Judiciary & Data Protection – Vulnerability Assessment of Judicial Institutions | Justice R.C. Chavan Justice Ram Mohan Reddy |
| 3:15 PM - 3:30 PM | Tea | |
| LOCAL VISIT | | |

DAY 6
17th March 2023 (Friday)

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| SESSION 13 9:00 AM - 10:15 AM | Judiciary and Media: Need for Balance <u>Proposed Scope of Discussion</u> <ul style="list-style-type: none"> ● Media Trial vis-à-vis Judicial Ethics ● Media intervention in sub-judice matters: Restriction against the publication of court proceedings ● Handling high profile cases involving media pressure ● Impact of Media Reporting on Administration of Justice | Justice Ved Prakash Sharma Prof. Shashikala Gurpur |
| 10:15 AM - 10:45 AM | Tea Break | |
| SESSION 14 10:45 AM - 12:00 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 <ul style="list-style-type: none"> ✓ Gender Justice ✓ Right to Privacy ✓ Independence of Judiciary ✓ Social and Economic Justice ✓ Rights of Marginalized Sections of Society | Justice Ved Prakash Sharma Prof. V.K. Dixit |
| 12:00 PM - 12:15 PM | Feedback and Audit of the Course by Participants | |
| <i>01:30 PM onwards: Lunch at Cafeteria</i> | | |
| Day 7 18th March 2023 (Saturday) | Phase II of Training – Departure from National Judicial Academy, Bhopal | |

ACADEMIC ASSISTANCE

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ADMINISTRATIVE ASSISTANCE

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