

**ORIENTATION COURSE FOR NEWLY ELEVATED HIGH COURT JUSTICES [P-1371]**

Dates: 18<sup>th</sup> & 19<sup>th</sup> November 2023

**National Judicial Academy, Bhopal**

*Academic Coordinators – Dr. Amit Mehrotra & Ms. Jaya Rishi, Faculty, NJA*

**Tentative Program Schedule**

<b>SESSION &amp; TIMING</b>	<b>THEMES</b>	<b>RESOURCE PERSON(S)</b>
<b>18<sup>th</sup> November 2023 (Saturday)</b>		
<b>SESSION 1</b>  10:00 AM - 11:30 AM	<b>Bail Jurisprudence: An Overview</b>  <i>Proposed Scope of Discussion:</i> <ul style="list-style-type: none"><li>• Rights of the accused versus societal interest</li><li>• Judicial discretion in grant of Bail: Principles and Bottlenecks</li><li>• Anticipatory Bail under Section 438 CrPC<ul style="list-style-type: none"><li>➤ Prerequisites for Release</li><li>➤ “Whether blanket bail permissible”</li><li>➤ Anticipatory Bail vis-à-vis Police Power</li></ul></li><li>• Cancellation of Bail</li></ul>	<b>Dr. Justice B. S. Chauhan</b> <b>Mr. Anil Khare</b>
<b>Tea Break (11: 30 AM – 12:00 PM)</b>		
<b>SESSION 2</b>  12:00 PM - 1:30 PM	<b>Expeditious Disposal of Bail Application: Need of the Hour</b>  <i>Proposed Scope of Discussion:</i> <ul style="list-style-type: none"><li>• Judicial Overreach in Conditional Bail</li><li>• Significance of Timeliness in bail matters</li><li>• Media Trial in Bail Matters vis-à-vis Public Perception</li><li>• Writing of Reasoned Bail Orders</li><li>• Innovative and scientific approaches to bail applications: Culling out Best Practices</li></ul>	<b>Justice Joymalya Bagchi</b> <b>Justice R. Basant</b>  <b>Chair: Dr. Justice B. S. Chauhan</b>
<b>SESSION 3</b>  02:30 PM - 04:00 PM	<b>Appeal and Revision in Criminal Cases: An Overview</b>  <i>Proposed Scope of Discussion:</i> <ul style="list-style-type: none"><li>• <i>Suo moto</i> power of the High Court: Scope and Limitation</li><li>• No automatic right to seek an appeal.</li><li>• Statutory Right in Appeal versus Revision as Discretion of the Court</li><li>• Reasonable opportunity being heard: Appeal v. Revision</li></ul>	<b>Justice Joymalya Bagchi</b> <b>Justice G. R. Swaminathan</b>

19<sup>th</sup> November 2023 (Sunday)

<b>SESSION 4</b> 10:00 AM - 11:30 AM	<b>Criminal Justice System and Constitutional Guarantees</b> <i>Proposed Scope of Discussion:</i> <ul style="list-style-type: none"><li>• Writ Jurisdiction: Scope and Extent under Art. 226 of the Constitution</li><li>• Alternative Remedy</li><li>• Supervisory Power under Article 227</li><li>• Judicial Interference in Policy Matters</li><li>• Preventive Detention: Scope of Judicial Review in NSA Matters</li></ul>	<b>Justice A. K. Jayasankaran Nambiar</b> <b>Dr. Justice Pusphendra Singh Bhati</b>
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Tea Break (11: 30 AM – 12:00 PM)

<b>SESSION 5</b> 12:00 PM - 01:30 PM	<b>Emerging Practices and trends in Criminal Justice System</b> <i>Proposed Scope of Discussion:</i> <ul style="list-style-type: none"><li>• Ideal Sentencing Practices- Judicial Discretion vs. Standardization</li><li>• Scope of inherent powers under section 482 CrPC</li><li>• Development around the world on victim participation as a right</li></ul>	<b>Justice Arvind Singh Sangwan</b> <b>Justice P. N. Prakash</b>
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