

# Orientation Course for Newly Elevated High Court Justices [P-1375]

9<sup>th</sup> & 10<sup>th</sup> December, 2023

## Programme Schedule

Day 1	Session 1 10:00 AM – 11:30 AM		Session 2 12:00 PM – 01:30 PM		Session 3 02:30 PM – 04:00 PM	
9 <sup>th</sup> December, 2023  Saturday	<p style="text-align: center;"><b>Scope of Writ Jurisdiction under Article 226</b></p> <p><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> <li>• Scope of Judicial Review under Article 226</li> <li>• Exercise of Writ Jurisdiction for any other Purpose and Discretionary Power of High Court</li> <li>• Judicial Interference in Policy Matters</li> <li>• Application of Writ Jurisdiction in the Dynamic and Constantly Changing Social Paradigms</li> <li>• Grounds for Refusing to Exercise Power of Judicial Review</li> </ul> <p style="text-align: center;"><u><i>Chair</i></u> Justice Dipankar Datta</p> <p style="text-align: center;"><u><i>Speakers</i></u> Justice Ujjal Bhuyan Justice M. Sundar Mr. Sujit Ghosh</p>	T E A  B R E A K	<p style="text-align: center;"><b>Supervisory Power under Article 227</b></p> <p><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> <li>• Scope of Judicial Review under Article 227</li> <li>• Scope of Administrative Power under Article 227</li> <li>• Existence of Alternative Remedy and Exercise of Power under Article 227</li> <li>• Adverse Remarks by High Court</li> </ul> <p style="text-align: center;"><u><i>Chair</i></u> Justice Dipankar Datta</p> <p style="text-align: center;"><u><i>Speakers</i></u> Justice M. Sundar Mr. Sujit Ghosh</p>	L U N C H  B R E A K	<p style="text-align: center;"><b>Court and Case Management</b></p> <p><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> <li>• Rendering Judgments within reasonable time in light of <i>Anil Rai v. State of Bihar, (2001) 7 SCC 318</i></li> <li>• Organizing the Docket for Effective Case Management</li> <li>• Delay and Arrear Management</li> <li>• Effective Management of different Stakeholders in the Justice Delivery System</li> <li>• Staff Management and Supervision: Inspiring Commitment and Catalyzing Performance</li> </ul> <p style="text-align: center;"><u><i>Speakers</i></u> Justice Dipankar Datta Justice A.M. Mustaque</p>	T E A

<b>Day 2</b>  <b>10<sup>th</sup></b> <b>December,</b> <b>2023</b>  <b>Sunday</b>	<p align="center"><b>Session 4</b>  <b>10:00 AM – 11:30 AM</b></p> <p align="center"><b>Doctrine of Precedent: Identifying the</b>  <b><i>Ratio Decidendi</i></b></p> <p><b><u>Proposed Scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Identifying Binding Precedents</li> <li>• Application of Precedents: Concept of <i>Stare Decisis, Ratio Decidendi, Obiter Dicta, Per Incuriam &amp; Sub Silentio</i></li> <li>• Article 141 as an Element of Judicial Consistency</li> <li>• Authority of Dissents and their Potential Resurrection</li> </ul> <p align="center"><b><u>Speakers</u></b>  <b>Justice S. Talapatra</b>  <b>Justice Ashwani Kumar Mishra</b></p>	<b>T</b> <b>E</b> <b>A</b>  <b>B</b> <b>R</b> <b>E</b> <b>A</b> <b>K</b>	<p align="center"><b>Session 5</b>  <b>12:00 PM – 01:30 PM</b></p> <p align="center"><b>Law of Contempt</b></p> <p><b><u>Proposed Scope of Discussion</u></b></p> <ul style="list-style-type: none"> <li>• Freedom of Speech and Expression vis- a vis Contempt of Court</li> <li>• Contours of Civil Contempt and Criminal Contempt</li> <li>• Sentencing in Contempt Cases</li> <li>• Contemporary Developments in Law of Contempt</li> </ul> <p align="center"><b><u>Speakers</u></b>  <b>Justice S. Talapatra</b>  <b>Justice Ashwani Kumar Mishra</b></p> <p align="center">-----  <b>01:30 PM – 01:45 PM</b>  <b>Feedback by Participants</b></p>	<b>L</b> <b>U</b> <b>N</b> <b>C</b> <b>H</b>

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