

**Sessions 1 and 3**

**Framework for Judicial Education  
and Training**

**And**

**Methodologies for Addressing  
Judicial Education Needs**

## Section 20 of The Commercial Courts Act, 2015:

**20. Training and continuous education.**—The State Government may, in consultation with the High Court, establish necessary facilities providing for training of Judges who may be appointed to the 2 [Commercial Courts, Commercial Appellate Courts], Commercial Division or the Commercial Appellate Division in a High Court.

Besides Pedagogy:

**1.Andragogy: Focused on adult learning, emphasizing self-directed and experiential learning.**

2.Heutagogy: Emphasizes self-determined learning where learners are actively involved in their own education.

**3.Experiential Learning: Learning through direct experience, reflection, and experimentation.**

4.Montessori Method: Encourages self-directed learning in a prepared environment with hands-on materials.

**5.Socratic Method: Involves asking and answering questions to stimulate critical thinking and uncover underlying assumptions.**

**6. Inquiry-Based Learning:** Students actively explore questions, problems, or scenarios to construct knowledge.

7. Cooperative Learning: Students work together in small groups to achieve common goals, promoting teamwork and communication skills.

8. Flipped Classroom: Traditional lecture and homework elements are reversed, with students learning content at home through videos or readings and engaging in activities or discussions in class.

**9. Problem-Based Learning:** Students learn through solving complex, real-world problems, fostering critical thinking and problem-solving skills.

10. Project-Based Learning: Students work on extended projects that involve real-world challenges, integrating multiple disciplines and promoting collaboration and creativity.

Judicial education and training can be promoted in the following ways :

- ❖ Focus on fundamental legal principles;
- ❖ Ethics and integrity;
- ❖ Human rights and civil liberties;
- ❖ Diversity and inclusion;
- ❖ Case studies and practical training;
- ❖ Technology and legal innovations;
- ❖ Continuing education.

## Characteristics of effective judicial education :

- ❖ Organized structure
- ❖ Integrated curriculum
- ❖ Committed administrative leadership and control
- ❖ Modern learning methods
- ❖ Faculty
- ❖ Adequate resources
- ❖ Programme evaluation

# TRAINING METHODS AT TAMIL NADU STATE JUDICIAL ACADEMY

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## Tamil Nadu State Judicial Academy (TNSJA) - Zone wise details (Total 40 Districts):

Chennai Zone	Madurai Zone	Coimbatore Zone
18 Districts •Chennai •Chengalpattu •Cuddalore •Kallakurichi •Kancheepuram •Karaikal •Krishnagiri •Mayiladudurai •Nagapattinam •Puducherry •Ranipet •Tenkasi •Tiruppathur •Tiruvallur •Tiruvannamalai •Tiruvarur •Vellore •Villupuram	14 Districts •Ariyalur •Dindigul •Kanniyakumari •Madurai •Perambalur •Pudukkottai •Ramanathapuram •Sivagangai •The Nilgiris •Theni •Thoothukudi •Tiruchirappalli •Tirunelveli •Virudhunagar	8 Districts •Coimbatore •Dharmapuri •Erode •Karur •Namakkal •Salem •Thanjavur •Tiruppur



## **KINDS OF PROGRAMME CONDUCTED at TNSJA :**

- 1) Refresher Training Programme for the Judicial Officers
- 2) Professional Development Programme
- 3) Induction Training for the newly recruited Judicial Officers
- 4) Special training programmes on Special Acts for the Judicial Officers
- 5) Refresher Training Programme for Staffs
- 6) E-Courts Training Programmes for Judicial Officers and Staff
- 7) Training Programme for Advocates, Public Prosecutors, Police and other Stakeholders
- 8) Orientation meeting for the special court Judges
- 9) Sensitization programmes on specific subjects
- 10) State Level Consultation (Juvenile Justice, POCSO, etc.,)
- 11) Conducting Regional Conferences.

## Training programmes conducted by TNSJA during 2023-24 :

Training Programmes Conducted during the 2023-2024						
Cadres	Programme	Chennai	Coimbatore	Madurai	Total	Grand Total
All three cadres	Sensitization Programme	4			4	4
	ECT	1			1	1
District Judges	Professional Development Programme	3	2	2	7	8
	Special Training Programme	1			1	
Senior Civil Judges	Professional Development Programme	2	3	4	9	10
	Special Training Programme		1		1	
Civil Judges	Professional Development Programme	3	7	7	17	18
	Special Training Programme		1		1	
District Judges and Civil Judges	Special Training Programme			1	1	1
District Judges and Senior Civil Judges	Symposium	1			1	1
Senior Civil Judges and Civil Judges	Orientation Meeting	1			1	1
Various Stakeholders	Workshop	2	2	2	6	9
	Sensitization Programme	2			2	
	State Level Consultation Meeting	1			1	
<b>Total</b>		<b>21</b>	<b>16</b>	<b>16</b>	<b>53</b>	<b>53</b>

# Training Objectives

- ✓ Enhancing professional competence of judicial officers
- ✓ Ensuring uniformity in application of law
- ✓ Imparting sensitivity and responsiveness among stakeholders
- ✓ Improving coordination and cooperation with other stakeholders, for smooth functioning of justice delivery system

# Tools, Techniques and Practices

- ✓ Pool of resource persons – Hon'ble Judges of High Court, judicial officers from District Judiciary, Advocates from the Bar, police officers, medical professionals, etc.
- ✓ Multistakeholder convergence – improved coordination & stronger implementation
- ✓ Peer learning method – Improvised system for exchange of information
- ✓ Lecture session + practical activity using ICT tools + group discussion
- ✓ Emphasis on visual appeal, accessible language, and practically relevant content
- ✓ Inputs from field visits to juvenile justice boards, observation homes, and consultations with stakeholders
- ✓ Need-based training – Before every training programme, TNSJA revisits the pedagogy, and develops a customised curriculum to suit the needs of the participants
- ✓ Offsite support through WhatsApp group for District judges and Civil Judges

# Evolution of Training methods

## Past

- ✓ Ensuring uniformity in application of law
- ✓ Lectures, webinars, workshops
- ✓ Professional development and Refresher training programmes
- ✓ Exclusively for judicial officers

## Present

- ✓ Multistakeholder approach
- ✓ Participant centric discussions, Q&A sessions and activities
- ✓ Pre & post training assessment
- ✓ Use of thematic study materials, multimedia and ICT tools
- ✓ Offsite mentoring

# Training for In-service Judicial Officers

- Training is provided in the form of lectures, webinars, workshops, panel discussions, as well as reflective training programmes, wherein the judicial officers are made to reflect on the errors, rectify the same, and clarify their doubts.
- While designing a training module, areas of improvement are identified. This is done by reviewing the judgments of the participants and asking them to send in their queries and practical challenges they encounter in their day-to-day work, through Google Forms.
- The academy archives all the queries and concerns raised and from time-to-time conduct training programmes for clarifying such concerns of the trainees.
- Each lecture session will be followed by a practical activity-based exercise. This exercise will be assessed using the help of information and communication technologies.
- The mistakes done by the participating trainees will be corrected during the training session itself.

# Pre Training Assessment

-Special POCSO Courts and Mahila Courts-TNSJA



Questions Responses **38** Settings

1. When do you meet a survivor of child sexual abuse for the first time? \*

Long answer text

2. A girl who is 3 months shy of turning 18 years old, has filed a complaint against her fiance aged 25 years, stating that he has sexually assaulted her. By the time the FIR is registered, the complainant's family claims that no wrong has taken place and that it is only a slight misunderstanding between the girl and her fiance, and proceeds to withdraw the complaint.

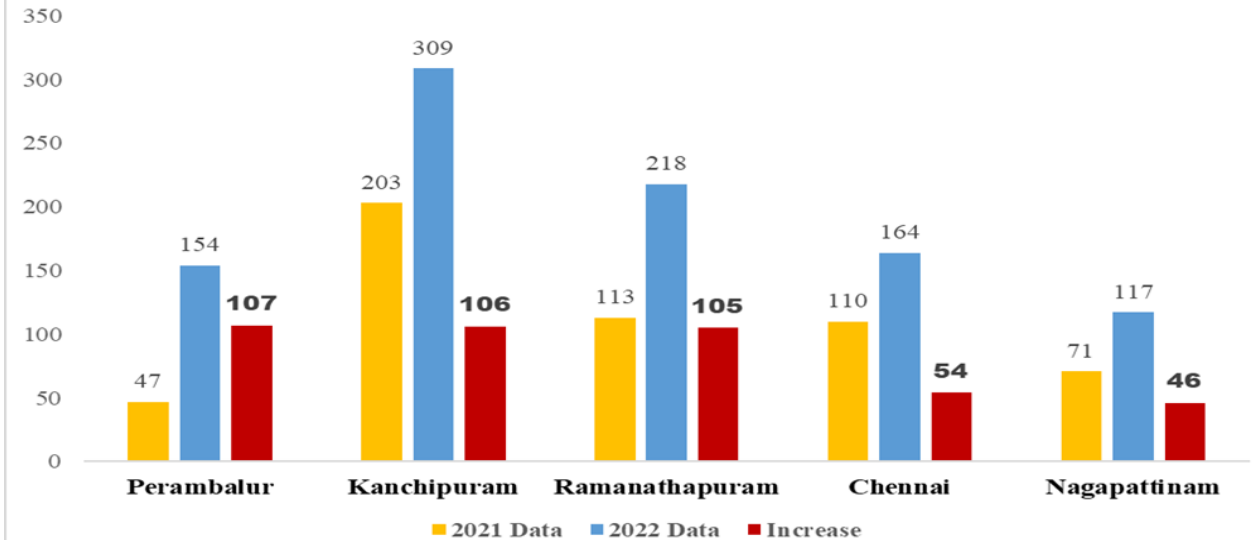
Whether the complaint can be withdrawn by the parents?

- ✓ Need-based & tailor-made training
- ✓ Acquire inputs from participants and identify focus areas
- ✓ Review participants' judgments and identify areas of improvement.

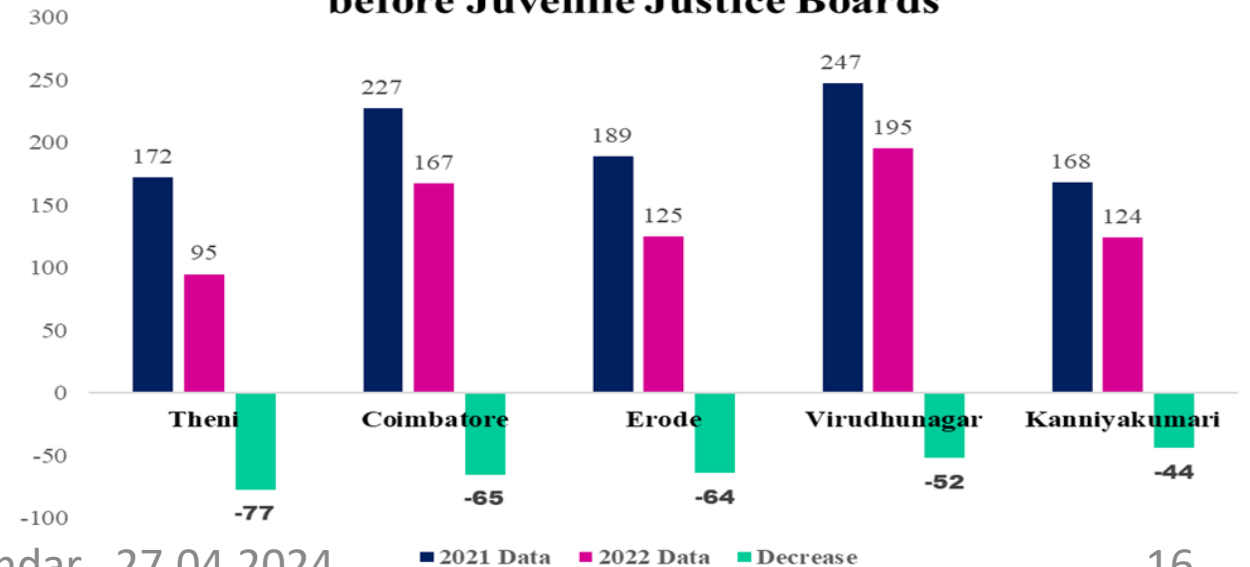
# Data-driven Approach

- ✓ Statistical data on pendency of cases at various stages.
- ✓ Data analysis to highlight key problem areas.
- ✓ Periodic data collection and analysis to make the training more targeted and effective.

**Increase in the total number of cases pending before Juvenile Justice Boards**



**Decrease in the total number of cases pending before Juvenile Justice Boards**





MAKE ME NOT A LINA MEDINA

My Doors are open  
I am out and seeing  
A prying neighbour,  
A Wandering Watchman,  
A Racing Biker and  
A School Van Driver

Tell me God!  
Who Plays Demon today?

The Class is full-but  
I am the one;  
The Teacher's Pet  
He Curts my hair and  
Cuddles me often;  
Is that right?

Tell me God!  
Who do I Trust?  
Back on Streets,  
I reached his Shop  
Jumping in joy,  
Paid for a Choco;  
He gave me two and  
A smile too!

Tell me God!  
Is he just grooming?  
Returned to the Flat  
Tossed away the Bag,  
Called out Mom,  
Mom is not Home,  
Dad is on Weed,  
Room full of smoke  
I search in fear!

Tell me God!  
Where did you hide?  
The Dancing Demon;  
Is it in my Home?



...Lee

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Alagar Koil Road, K. Pudur,  
Madurai - 625002



WE TRUST YOU:  
To Wipe Away Tears Of Teddy & Ors.



POCSO ACT 2012  
STUDY MATERIAL 2.0  
OCTOBER 2021

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CHILD PSYCHOLOGY  
WITH REFERENCE TO  
CHILD SEXUAL ABUSE  
STUDY MATERIAL  
DECEMBER 2021

A PUBLICATION OF  
TAMIL NADU STATE JUDICIAL ACADEMY

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# Study Materials

- ❖ contains an explanation of provisions in the Act and Rules in simple language, landmark judicial precedents, and latest case laws, as well as the strategies to implement the legal provisions.
- ❖ incorporates a specific theme, to drive the essence and core message to the stakeholders.

ஒளி தருவேன்!

நீயும்! - என்னை  
நானேதான் எழுதினேன்!  
உயிர் வளர்த்தாய்!  
என் களித்தாய், உன்மை - ஆயின்  
உணர்வுக்கே நீயேதான் முயற்சித்தாய்!  
நீ என்னை அவளைதான்  
நான் மறக்கிறேன்!  
விடு எனக்கு கூடலும், கூண்டானது!

அவளும், நானும்  
உனக்காக உருகினோம்!  
அருகில் நான் வந்தாய்  
அருவணைப்பாய்! என் பெயர் (க)யின்  
நீயே! "நீ அவளும்" என்றாய்!  
நான் மறக்கிறேன்!  
என்றும் இப்போது  
சிலையாய்! எனக்கு சிறையானது!

முட்டி மெதி எட்டும் பிடித்தளும்  
வேலையில் எனது வேராய்ப்பாடுக்கிறாய்,  
எனலையில் மின்னளும் சூதேய்ப்பாடுகிறாய்,  
தலைக்கு மெல்லாரு கூரை தேடினாய்  
புள்ளிமேலேய்தான் மெல்லு. சூ.கூ.வி தேடினாய்!  
அ.பி. சேத்துக்கு நொலைந்தளாய்  
என் சாதி என்னவென்று  
என் நீ கேட்கிறாய்? - அங்கே  
புதைக்க மறக்கிறாய்!

பாழாட்டா தாபான நான்  
இப்போய் மொளையினி  
எழியூட்டா தீயாருவேன்!  
- Leo



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Rainbows shall not fade away!  
Wherever you are  
The Law Protects You

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Rights and Protection of  
LGBTQIA+ Community  
STUDY MATERIAL  
NOVEMBER 2021

KEEP NO SECRET

Every day and night I wept,  
'cause the dirty Secret I kept.  
They told me, it's just a game,  
Then I hung my head in shame.

Lost all my light and hope,  
Long had to fight that rope,  
Confined in darkness,  
Always thought it was my madness.

Got away from near and dear,  
'cause of the overwhelming fear.  
It was then the Guard asked me,  
Why should you have  
All their feelings in your heart?  
All along you were playing their part.

It struck me and that was the new start  
I Chinned up and opened up!  
Now that the role is reversed,  
It's their turn to fight that rope  
It's really hard I hope.



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JUST LISTEN TO ME!

Nobody Listened!  
Nobody Cared!  
I ran away from home!

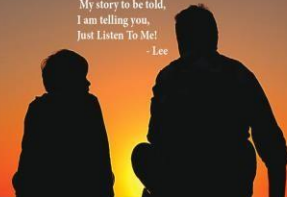
Nobody Gave!  
Nobody Cared!  
I stole a loaf of bread!

Nobody Loved!  
Nobody Cared!  
I wanted to be touched!

Nobody watched!  
Nobody Cared!  
I drowned in weed!

Nobody helped!  
Nobody Cared!  
I had this monster killed!

Now, you want  
My story to be told,  
I am telling you,  
Just Listen To Me!  
- Leo



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LISTEN TO US!  
It Will Make a Difference



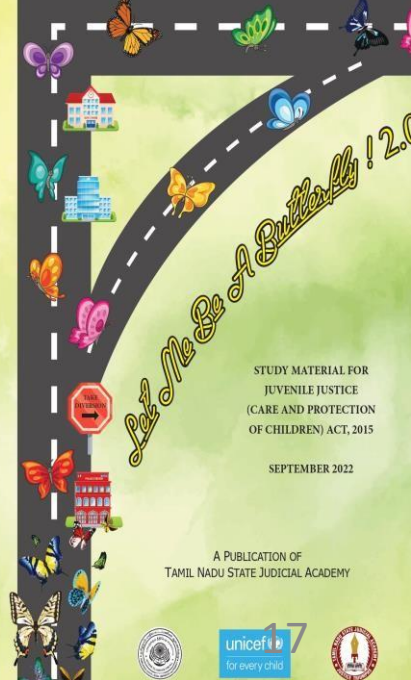
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STUDY MATERIAL  
FOR CHILD WELFARE  
POLICE OFFICERS

JusticeSundar 27.04.2024 JULY 2022

LET ME BE A BUTTERFLY!

She trespassed your land,  
Laid me in your Lawn!  
I Managed to eat  
Few of your leaves and  
Destroyed some plants  
Oh! Gardener!  
Do not stamp me out!  
Few days later- I  
Cocooned like a shell;  
To protect me from hell  
Oh! Gardener!  
Crush me not  
To a cruel death!  
Flapping my wings;  
Causing no typhoons!  
Oh! Gardener!  
Believe no Lorenz!  
Netting me Strong;  
Letting out not  
Is not at all right!  
Have no Strength  
Today to fight;  
Morrow I may not  
Be a Butterfly!  
-Leo



STUDY MATERIAL FOR  
JUVENILE JUSTICE  
(CARE AND PROTECTION  
OF CHILDREN) ACT, 2015

SEPTEMBER 2022

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# Audio-visual Aids

TNSJA promotes the use of posters, movie clippings, clippings from documentaries, original poems, music, and even original videos shot by the Academy, to effectively build a conscious based understanding on the subject. The participants are asked to share their thoughts after viewing the clippings and from there on, a discussion is moderated, regarding the right approach to be taken by the stakeholders.



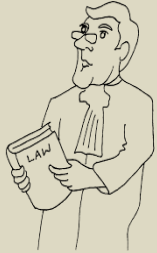
Who are you?



Accused has committed penetrative sexual assault upon his wife who is a minor!



S. 375, Exception 2 IPC, has been read down in Independent Thought v. UOI; Accused is convicted u/s. 6, POCSO Act, 2012



Prosecutrix is the wife of the accused and hence exempted u/S. 375, Exception 2, IPC

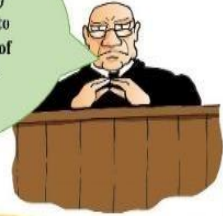


unicef for every child

# Audio-visual Aids

TNSJA also designs placards and posters for better understanding of the subject, and to enable the participants to easily memorize a concept. Participants are asked to comment on the posters and share their views on the same.

*Shimbu v. State of Haryana and Aparna Bhat v. State of MP*, will not allow anyone to compromise in these types of offences. It is an offence against the society.



The accused is willing to marry the victim. Kindly acquit him your honour.



The victim is also ready to compromise your honour.



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Accused has committed offence under S. 6, POCSO hence presumption u/S. 29 will apply.



As per *Sitaram v. State of W. B.*, presumption u/S. 29, POCSO Act, will apply only upon proof of foundational facts by the prosecution.



Your honour, the accused is innocent until proven guilty!!



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Justice M.Sundar 27.04.2024

Your Honour, Chief Examination of PW1 is completed.



As per *Vinod Kumar v. State of Punjab*, Cross Examination should be completed on the same day as soon as the Chief examination is over.



Your Honour, I request adjournment for Cross Examination of PW1.



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**Supporting children in times of need**

Inappropriate actions even with good intentions may cause a damaging effect on children. Identifying the suitable recourse is crucial for the child's wellbeing.

**Counselling**

- Develop empathetic listening skills.
- Encourage children to be courageous in overcoming their fears.
- Do not moral police the child.
- Do not engage in victim-shaming/blaming.
- Do not proceed based on any assumption or pre-conceived notions.
- Give hope to the child that they will be protected and that their problems will be addressed.
- Protect the confidentiality & privacy of the child.

**Reporting**

Promptly report instances of child sexual abuse. Failure to report will make teachers liable to punishment, as per POCSO Act, 2012.

**Reintegration**

- Whether a child survivor or child in conflict with law, enable them to have a renewed start.
- Endorse self-esteem and personal confidence of children.
- Continuously follow-up on children and make them feel less detached from social interactions.
- Provide a calm environment, minimize distractions, emphasize routines and recreate a safe environment.

**Building a Healthy Teacher-Child Relationship**

- Instill confidence in children that they are not alone.
- Develop an attitude to accept children's mistakes.
- Promote transparent conversation with children.
- Always create an emotionally safe environment for children.
- Help children to overcome behavioural issues by endorsing continuous communication.
- Restrict comparison and encourage constructive criticism only.
- Entertain positive interactions in classroom environment. Ensure children enjoy a kind and polite attitude towards their peers.
- Interact with parents more frequently to understand their concerns and advise parents to not pressure children.
- Eliminate fear of social stigma in children by boosting self-confidence and trust in them.
- Success lies in openness, safety, confidence, unconditional acceptance, empathy, and positive regard.
- Believe the child, build trust with the child.



**TAMIL NADU STATE JUDICIAL ACADEMY**  
and  
**DEPARTMENT OF SCHOOL EDUCATION**  
(Government of Tamilnadu)  
In association with  
**UNICEF**



Handout on Protection of Child Rights

Tamil Nadu State Judicial Academy  
Chennai - 600 028

# Handouts/ Pamphlets

- responsibilities & procedures in clear & concise manner.
- ready reckoner for stakeholders

**Ideal Behaviour of Teachers towards Children**

- Follow the three P's - Prevention, Protection and Parental Responsibility.
- Be aware of the laws and regulations pertaining to child safety and child rights. Respect the right of a child to grow in a safe environment, free from neglect, abuse, violence and exploitation.
- Respect the dignity, freedom and privacy of children. Provide guidance without control and freedom without neglect.
- Step into the shoes of a child/adolescent to understand their perspective. Imbibe thoughtfulness, empathy, politeness ensuring truthfulness and fairness.
- Emphasise the importance of children's mental health. Teach children to regulate their emotions in a healthy manner.
- Keep a non-judgmental and supportive attitude towards children. Be a positive role model.
- Get rid of any implicit or explicit bias and discrimination based on children's social, economic or cultural background. Promote sensitivity on neurodivergence, physical and intellectual disabilities.
- Promote gender sensitivity including queer identities, and create an all-inclusive learning atmosphere.
- Understand child psychology, and the age-related concerns of children, teenagers and adolescents.

**Issues faced by school children**

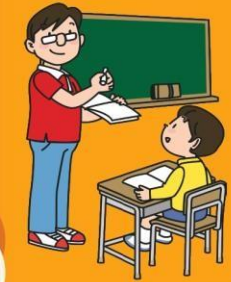
- Stress related to academic performance
- Challenges pertaining to neurodivergence, physical and intellectual disabilities.
- Peer pressure
- Issues at home, parental pressure, parental neglect and abuse
- Bullying, harassment, abuse [whether physical, mental, emotional or sexual]
- Developmental and age-related issues of children.
- Confusion and challenges due to puberty, such as sexual curiosity, gender questioning etc.
- Friendship/romantic relationship issues
- Issues arising due to social media, involvement in cyber-crime, pornography etc.
- Falling prey to grooming, manipulation and exploitation.

**Measures to prevent child victimisation**

- Educate and train children on how to protect themselves from abuse.
- Spread awareness and train children on early identification and reporting of grooming behaviour.
- Emphasise 'no-touch policy' among peers and colleagues. Discourage any sort of physical touch with children, including patting, hugging etc.
- Encourage open communication between parents and children.

**Identifying Vulnerable Children**

- A child may not explicitly disclose their abuse or vulnerability, but may show signs related to their vulnerability.
- Sudden change in behaviour, being moody, socially withdrawn, or being emotionally erratic, crying, angry, aggressive, panic etc.
- Displaying demotivated attitude and suicidal tendencies.
- Impact on academic performance.
- Frequent absences from school or school-related activities.
- Reluctance of child to participate in activities or interact with a particular person.
- Displaying signs of physical or mental illness.
- Indulging in age-inappropriate sexual behaviour.
- Be alert to the signs and symptoms of child victimisation. Do not ignore the small signs.



**குழந்தைகள் நல சாசனம்/ குழந்தைகள் / சிறுவர் சாசனம் மீது திருத்தங்களிடுக்கும் தகவல் - டிசம்பர் 16, 2019**

- சுத்திப்படுத்தல்/ சிறிப்பு**
  - சுத்திப்படுத்தல்/ சிறிப்பு செயல்படுத்தப்படும் சிறிப்பு செயல்திட்டம்
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**குழந்தைகள் நல சாசனம்/ குழந்தைகள் / சிறுவர் சாசனம் மீது திருத்தங்களிடுக்கும் தகவல் - டிசம்பர் 16, 2019**

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# Institutional & Interdepartmental Collaboration



Dr. C. SYLENDRA BABU  
Director General of Police, TN



Mr. G. KUMARESAN  
Social Policy Specialist  
UNICEF Office for TN & Kerala



Mrs. S. VALARMATHI, I.A.S.,  
Director, Dept. of Social Defence  
Secretary, State Child Protection Society, TN

- ✓ Collaboration with UNICEF and various departments under Government of Tamil Nadu
- ✓ Enhances the human and material resources for training

# Multistakeholder Convergence

- ✓ TNSJA brings together judicial officers, police officers, prosecutors, medical professionals, Spl.PPs, panel lawyers, DLSA officials, CWC Members, DCPO, Childline coordinators and school teachers under a single forum - enables exchange of information and best practices
- ✓ improve coordination amongst the stakeholders, and has shown significant positive results
- ✓ Imparting training to teachers as Key Resource Persons – curtail child sexual abuse in schools



# Activity based on critical evaluation of Participants' judgments

- ❖ Participants will be given practical exercises to frame charges/issues. The premise for the activity is derived from the judgments submitted by the participants to TNSJA for critical evaluation.
- ❖ The activity will be followed by a thorough discussion, wherein the Moderator will share the best practices to be followed while framing charges/issues.

# Interactive Activity – Appreciation of Evidence

- ❖ Case studies will be framed based on the critical issues found after reviewing the judgments written and submitted by the participants. Questions from the case studies will be posed to the participants, who will in turn submit in turn submit their responses through a Google Form.
- ❖ A discussion will be moderated wherein the participants will explain the reason behind their answer.
- ❖ Through this discussion a consensus regarding the right answer will be arrived by the participants, after which the right answer will be displayed. The art of appreciation of evidence will be showcased through such interactive exercises.



# Case Law Presentation

## – Challengers and Defenders

- In this session, each case law will be assigned to a presenter and a team of challengers and defenders
- Following the presentation, the challengers would raise questions critiquing the judgement
- The defenders have to respond to the challengers and defend the judgement
- Promotes critical thinking and reasoning skills
- Develops a mindset of logical inference

# Mock Trial

- To improve the efficiency of judicial officers, a mock court is set up in the premises of the Academy. The staff of the Academy are made to play the role of parties, witnesses and staff of the mock court.
- The participants will be asked to take turns as the presiding officer of the mock court, record depositions, hear arguments and pass judgements. The participants will be advised with the finer ways of recording evidence correctly.
- The best methodologies/practices for recording of evidence are demonstrated through such activities.



# Judgment Writing - Review, Pointers & Tips

- The participants will be given feedback on their judgments, to enable them to write judgments with more precision and efficiency.
- The participants will be given brief pointers by the Mentor, with a view to enhancing the quality of judgment writing.



# Post-Training Impact Assessment

- ✓ Continuous assessment of the application of the training takeaways
- ✓ Direct feedback from participants
- ✓ Review of judgements, orders, depositions, questioning under Section 313 of CrPC, in the post-training period.
- ✓ Use inputs to improvise future training.

# District Study Circles

- ❖ Virtually inaugurated in all 34 districts of Tamil Nadu and Puducherry, by the then President, Board of Governors, TNSJA and the then Hon'ble Chief Justice, High Court of Madras, on 09<sup>th</sup> July 2021.
- ❖ Stimulate the thirst for knowledge amongst the members of the Bar
- ❖ Promotes discussions about the law, legal philosophy, substantial and procedural issues in the legal system.



**THANK YOU**