

National Seminar on Commercial Laws [P-1406]

04th & 05th May 2024

At National Judicial Academy (NJA), Bhopal

TENTATIVE PROGRAMME SCHEDULE

Session/ Timing	Theme	Speakers
Session 1 10:00AM -11:30AM	Framework of Commercial Law: A Brief Overview <i>Proposed Scope of Discussion</i> <ul style="list-style-type: none">• Nature & Scope of Commercial Disputes• Commercial Courts Act: Genesis, Benefits, and Challenges• Ease of business <i>vis-à-vis</i> jurisdiction• “Specified Value” for cases Section(s) 2(1)(c) Explanation (i) r/w 12A	<i>Speaker(s)</i> ✓ <i>Justice Somasekhar Sundaresan</i> ✓ <i>Mr. Jaideep Gupta</i>
Tea Break: 11:30 AM - 12:00 PM		
Session 2 12:00 PM - 01:30 PM	Disputes in Construction and Infrastructure Contracts: A Detailed Analysis <i>Proposed Scope of Discussion</i> <ul style="list-style-type: none">• Prominent dispute causative factors, prevalent in the Indian project landscape (Change in Scope & Access Issues)• Disputes Arising out of Construction Contract<ul style="list-style-type: none">○ Complexity of Documents○ Long lifespan of the Project○ Existence of a valid contract○ Contractual Interpretation○ Delays, Variation & Extension of time• Remedies Available to non-recalcitrant Parties in a Construction Litigation	<i>Speaker(s)</i> ✓ <i>Justice Somasekhar Sundaresan</i> ✓ <i>Mr. Ramakrishnan Viraraghavan</i>
Lunch Break: 01:30 PM - 02:30 PM		
Session 3 02:30 PM - 04:00 PM	Intellectual Property Rights: Infringement & Enforcement <i>Proposed Scope of Discussion</i> <ul style="list-style-type: none">• IP Infringement: Civil and Criminal Remedy with special reference to digital environment• Arbitrability of Intellectual Property disputes: Emerging Perspectives• Role of the Judiciary in the Effective Protection of Intellectual Property Rights	<i>Speaker</i> ✓ <i>Dr. Justice Anita Sumanth</i> <i>Chair</i> ✓ <i>Justice Aniruddha Bose</i>

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Session 4 10:00AM - 11:30AM	Pre- Institution Mediation and Settlement <i>Proposed Scope of Discussion</i> <ul style="list-style-type: none">• Section 12 - A: Mandatory or Directory?• Implication of Section 12 A in Pre-Instituted Commercial mediation.• Settlement in Pre Institution Mediation: Issues and Precautions• Ramification of Mediation Settlement in Commercial Disputes	<i>Speaker(s)</i> ✓ <i>Justice M. Sundar</i>
Tea Break: 11:30 AM - 12:00 PM		
Session 5 12:00 PM - 01:30 PM	Arbitration and Conciliation Act: Towards a Model Dispute Resolution <i>Proposed Scope of Discussion</i> <ul style="list-style-type: none">• Relaxation of time limits & completion of written submissions• Confidentiality of Proceedings• Scope of Section 34 of the Arbitration and Conciliation Act, 1996:• Enforcement of Arbitral Awards<ul style="list-style-type: none">○ New York Convention○ Geneva Protocol○ Public Policy and enforcement of Part-II Foreign arbitration awards	<i>Speaker(s)</i> ✓ <i>Justice M. Sundar</i> ✓ <i>Dr. Amit George</i>
01:30 PM - 01:45 PM	Audit of the Course by Participant Judges	
Lunch Break & Departure: 01:45 PM		

Academic Coordinators:

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