

TRAINING PROGRAMME FOR BANGLADESH JUDGES AND JUDICIAL OFFICERS: (SE-07)
PHASE I: NATIONAL JUDICIAL ACADEMY, BHOPAL - 9th to 13th October 2023

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

TENTATIVE PROGRAM SCHEDULE

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| Day 1 8 th October 2023 (Sunday) | 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 09 th October 2023 (Monday) | | |
| SESSION 1 10:00 AM -11:15 AM | <p align="center">Indian Constitution and Judiciary: Overview and Architecture</p> <p align="center"><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> • Constitution as a Social Contract • Basic Structure Doctrine • Judiciary in a Constitutional Democracy • Jurisdiction and Powers of the Court • Indian Judiciary <i>vis-à-vis</i> other organs of the State | <p align="center">Justice Sonia G. Gokani Prof (Dr.) Balram Gupta</p> <p align="center">Chair: Justice Indira Banerjee</p> |
| 11:15 AM - 11:45 AM | Tea Break | |
| SESSION 2 11:45AM - 01:00 PM | <p align="center">Constitutional Vision of Justice</p> <p align="center"><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> • Facets of Justice: Social, Economic, and Political • Access to Justice • Enhancing the Quality and Responsiveness of Justice | <p align="center">Justice Sonia G. Gokani Prof. (Dr.) B.T. Kaul</p> <p align="center">Chair: Justice Indira Banerjee</p> |
| 1:00 PM - 2:00 PM | Lunch Break | |
| SESSION 3 2:00 PM – 3:15 PM | <p align="center">Ratio of a Precedent: An Analysis</p> <p align="center"><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> • Ratio Decidendi – The Essentials • Doctrine of Stare Decisis • Precedent as Judicial Discipline • Article 141 of the Indian Constitution <i>Vis –a vis</i> Article 111 of the Constitution of the People’s Republic of Bangladesh | <p align="center">Justice Sunil Ambwani Prof. (Dr.) B.T. Kaul</p> <p align="center">Chair: Justice Indira Banerjee</p> |
| 3:15 PM | Tea | |
| DAY 3 10 th October 2023 (Tuesday) | | |
| SESSION 4 10:00 AM -11:15 AM | <p align="center">Judging Skills: Art, Craft, and Science of Drafting Judgments</p> <p align="center"><u><i>Proposed Scope of Discussion</i></u></p> <ul style="list-style-type: none"> • Judgement as the voice of the court | <p align="center">Justice Sunil Ambwani Justice U.C. Dhyani</p> |

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| | <ul style="list-style-type: none"> • Language & Law: Brevity and Drafting • Significance of Reasoning in Judgments & Orders • Sensitivity in Judgments & Orders | |
| 11:15 AM - 11:45 AM | Tea Break | |
| SESSION 5 11:45AM - 01:00 PM | Elements of Judicial Behaviour: Ethics, Neutrality, and Professionalism <u><i>Proposed Scope of Discussion</i></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 • Bangalore Principles of Judicial Conduct | Justice Sunil Ambwani Justice Ved Prakash |
| 1:00 PM - 2:00 PM | Lunch Break | |
| STUDY TOUR | | |
| DAY 4 11th October 2023 (Wednesday) | | |
| SESSION 6 10:00 AM -11:15 AM | Principles of Evidence: Appreciation in Civil and Criminal Cases <u><i>Proposed Scope of Discussion</i></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 | Justice Ved Prakash Dr. J.N. Barowalia |
| 11:15 AM - 11:45 AM | Tea Break | |
| SESSION 7 11:45AM - 01:00 PM | Forensic Evidence in Civil and Criminal Trials <u><i>Proposed Scope of Discussion</i></u> <ul style="list-style-type: none"> • Locard's Exchange Principle • Appreciation of Forensic Evidence • DNA Profiling | Justice U.C. Dhyani Dr. Nisha Menon |
| 1:00 PM - 2:00 PM | Lunch Break | |
| SESSION 8 2:00 PM – 3:15 PM | Electronic Evidence: New Horizons, Collection, Preservation and Appreciation <u><i>Proposed Scope of Discussion</i></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 • Evolution of law on electronic Evidence through Judgements | Dr. Harold D' Costa Dr. J.N. Barowalia |
| 3:15 PM | Tea | |

| DAY 5 12th October 2023 (Thursday) | | |
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| SESSION 9 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 P.N. Prakash Dr. Justice S. Vimala |
| 11:15 AM - 11:45 AM | Tea Break | |
| SESSION 10 11:45AM - 01:00 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 ● Use of ICT in court and case management ● Innovations in terms of new applications and software ● e-Judiciary & Data Protection/ Privacy | Justice P.N. Prakash Justice Talwant Singh |
| 1:00 PM - 2:00 PM | Lunch Break | |
| STUDY TOUR | | |
| DAY 6 13th October 2023 (Friday) | | |
| SESSION 11 09:00 AM - 10:15 AM | Judiciary and Media: Need for Balance <u><i>Proposed Scope of Discussion</i></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 the Administration of Justice | Justice G. Raghuram Dr. Justice S. Vimala |
| 10:15 AM - 10:30 AM | Tea Break | |
| SESSION 12 10:30 AM - 11:45 AM | Landmark Judgments: Celebrating Decadal Masterpieces <u><i>Proposed Scope of Discussion</i></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 G. Raghuram Prof (Dr.) V.K. Dixit |

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| 11:45AM - 12:00 PM | Feedback and Audit of the Course by Participants |
| Lunch | |
| Day 7 14th October 2023 (Saturday) | Phase II of Training – Departure from National Judicial Academy, Bhopal |

Academic Assistance

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