

NATIONAL JUDICIAL ACADEMY
P-1044: Refresher Course for POCSO Courts
08th – 10th September, 2017

Programme Coordinator : Ms. Ankita Pandey, Law Associate, NJA, Bhopal
No. of Participants : 32
No. of forms received : 32

I. OVERALL				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	100.00	-	-	-
b. The subject matter of the program is useful and relevant to my work	96.88	3.13	-	-
c. Overall, I got benefited from attending this program	93.75	6.25	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	96.77	3.23	-	-
e. Adequate time and opportunity was provided to participants to share experiences	81.25	18.75	-	-
II. KNOWLEDGE				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
The program provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	90.32	9.68	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	77.42	22.58	-	-
c. Up to date	65.52	34.48	-	-
d. Related to Constitutional Vision of Justice	67.74	29.03	3.23	-

e. Related to International Legal Norms	35.48	58.06	6.45	-
III. STRUCTURE OF THE PROGRAM				
PROPOSITIONS	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	100.00	-	-	-
b. The program was an adequate combination of the following methodologies viz.				
(i) Group discussions	76.67	23.33	-	-
(ii) Case studies were relevant	87.10	12.90	-	-
(iii) Interactive sessions were fruitful	76.67	23.33	-	-
(iv) Simulation Exercises were valuable	73.33	26.67	-	-
(v) Audio Visual Aids were beneficial	87.10	12.90	-	-
<i>(To be modified as per the sessions planned)</i>				
IV SESSIONS WISE VETTING				
Parameters				
Session	Discussions in individual sessions were effectively organized		The Session theme was adequately addressed by the Resource Persons	
	Effective and Useful	Satisfactory	Effective and useful	satisfactory
1	93.10	6.90	91.67	8.33
2	79.31	20.69	91.67	8.33
3	79.31	20.69	91.67	8.33
4	82.76	17.24	91.67	8.33
5	93.10	6.90	91.67	8.33
6	85.71	14.29	92.31	7.69
7	93.10	6.90	91.67	8.33
8	89.29	10.71	91.67	8.33
9	89.29	10.71	91.67	8.33
V. PROGRAM MATERIALS				

PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	93.10	6.90	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	62.07	37.93	-	-
c. The content was organized and easy to follow	96.77	3.23	-	-
VIII. GENERAL SUGGESTIONS				
a. Three most important learning achievements of this Programme	<p>1. Sharing of individual well experience & how to the behavior while handing POCSO cases was a view enhancing.</p> <p>2. I learnt how to deal with child victim; Techniques of regarding evidence of child/mentally handicapped, dump of drab child.</p> <p>3. None</p> <p>4. 1. Our doubts made clear; 2. Know about various situations in which crime was actually committed but not reported; 3. I become more sensitive as far as POCSO cases are concern.</p> <p>5. Interpretation of the POCSO Act; Effect of child abuse; Reverse burden & Presumption.</p> <p>6. Very much enlightened got shared many doubts. Got much confidence and with great learnt I am confident that I can do justice is a better way.</p> <p>7. How to conduct case in effective manner in a given infrastructure and / or facts and circumstances of case.</p> <p>8. Share working situation to each other; They to clear our doubts.</p> <p>9. Be sensitized; Be humble; Be wise.</p> <p>10. It give us more legal awareness help to follow to give emphasis for child welfare through the procedural law.</p> <p>11. 1. Got an overall idea about the real objectives of the POCSO Act; 2. The practical application of the act were showcased; 3. An analytical view of the social impact of the problem is obtained.</p>			

	<p>12. Effect of reconnecting of evidence of the victim as soon as possible within stipulated period, the object for providing victim conformation and the procession variety of child abuses.</p> <p>13. Participant did not comment.</p> <p>14. 1. Gave right to problem of child abuse; 2. Effective dealing with the POCSO Act; 3. Challenge and solution to problem faced daily trial.</p> <p>15. 1. Gave right to problem of child abuse; 2. Effective dealing with the POCSO Act; 3. Challenge and solution to problem faced daily trial.</p> <p>16. Implementation of Act, considering the paramount interest of child. Child's interest is important which I learnt.</p> <p>17. 1. Law based discussion about POCSO Act; 2. Procedural aspects keeping in mind about the protection of right of child; 3. Child friendly justice, in the best interest of child.</p> <p>18. Experiences, learn from interaction, discussions and lectures of resource persons.</p> <p>19. I have achieved great knowledge from this session. So also I have enhanced how to deal with sensitized like these cases.</p> <p>20. Effective, learning and innovative.</p> <p>21. How to behave with child victim; Process how to conduct the cases; How to appreciate the evidence of the victim of POCSO.</p> <p>22. 1. More knowledge of enrichment of 'Best interest of child' rights of child, sensitivity of child offences; 2. Learned more about why special court for children's, procedure to be adopted while trying children's cases; 3. Realized what a POCSO judge is of his importance in achieving the object of POCSO Act.</p> <p>23. Clear understanding of the objections of POCSO Act; 2. Solution of problems which were facing in day to day working; 3. Interpretation of provision of POCSO Act vis-à-vis evidence act.</p> <p>24. 1. Applying of presumptions in POCSO cases; 2. Fixing age of victims; 3. According compensation to the victims.</p> <p>25. 1. Sensitization by the lecture and the film shown by Ms. Vidya Reddy; 2. Understanding the topic of compensation to child victim; 3. Open house discussion is also fruitful to learn about the difficulties in holding the trial.</p> <p>26. 1. How to deal cases under POCSO Act; 2. How to treat the children while recording evidence; 3. How to reverse burden.</p>
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	<p>27. All programme are learning.</p> <p>28. Informative, Knowledge and procedure and practical application which can be used in court.</p> <p>29. Most of the topics covered in this training programme were considered relevant. The group work was very interesting and thought providing. More practical aspect should be included.</p> <p>30. To smooth and effective working the court.</p> <p>31. I feel now more sensitized; My perspective has broaden; Now I can understand the problems of other stakeholder as well.</p> <p>32. Learning important sections in dealing with child abuse; To cope and vandal victims. Framing of charge against the accused</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. Last part of the conference of the challenges faced & the areas of NGO in conducting the data analyze was too good.</p> <p>2. All the sessions are useful.</p> <p>3. All sessions were very good.</p> <p>4. Each part of the programme were most useful.</p> <p>5. Determination of ADR of victim or accused.</p> <p>6. Entire programme.</p> <p>7. Session 5: <i>Standard of Proof regarding Presumption of Culpable Mental State under POCSO Act.</i></p> <p>8. Every part of the programme.</p> <p>9. Session 8: Rehabilitation and Compensation for Child Victims of Sexual Offences; It was confusing after got clarified.</p> <p>10. All Sessions.</p> <p>11. All sessions were relevant and were highly useful as far as the POCSO judges and concerned.</p> <p>12. Determination of age of the child and also presumption session because this is a reversion rule of criminal justice system.</p> <p>13. Last session.</p> <p>14. Child friendly court.</p> <p>15. Session 1: <i>Child Friendly Court Procedures and Judicial Attitudes: Ensuring the Best Interest of the Child-</i> child in the main center of focus daily trial of POCSO cases.</p> <p>16. Compensation to the victim; Session 7: <i>Dealing with the Challenges of Child Pornography cases.</i></p>

	<p>17. All. As it has enlightened much more to deal with cases. While sitting in child friendly court nearly established.</p> <p>18. All the session are useful and effective to disposal of cases at the earliest.</p> <p>19. All the sessions are useful.</p> <p>20. None.</p> <p>21. The whole programme are useful for me and I learnt so many sharing set of will apply along the course of my duty.</p> <p>22. Concept related to evidence in POCSO Act- Birth date, Age, Evidence of victim. Perception under section 29, 30 of POCSO Act.</p> <p>23. Session 5: <i>Standard of Proof regarding Presumption of Culpable Mental State under POCSO Act.</i></p> <p>24. Session 5: <i>Standard of Proof regarding Presumption of Culpable Mental State under POCSO Act-</i> learn in this session, applying or presumptions.</p> <p>25. Ms. Vidhya Reddy session & open house discussion is most useful and because of making sensitization about the child abuse and learning the problem of different courts working is different part of country.</p> <p>26. Awarding compensating. It is useful to the development of the children.</p> <p>27. Evaluation of evidence.</p> <p>28. All are useful as all are relevant to the subject of court proceeding.</p> <p>29. Session 1: <i>Child Friendly Court Procedures and Judicial Attitudes: Ensuring the Best Interest of the Child;</i> Session 2: <i>Recording & Appreciation of Evidence of Victims in Cases of Child Abuse;</i> Session 5: <i>Standard of Proof regarding Presumption of Culpable Mental State under POCSO Act;</i> Session 6: <i>Mandatory Reporting of Child Abuse under the POCSO Act</i> and Session 9: <i>Experiences and Challenges in Prosecuting Offenders under the POCSO Act-</i>find most useful.</p> <p>30. Lecture Session 1: <i>Child Friendly Court Procedures and Judicial Attitudes: Ensuring the Best Interest of the Child;</i> Session 4: <i>Framing of Charges in POCSO Trials</i> and Session 7: <i>Dealing with the Challenges of Child Pornography cases.</i></p> <p>31. The lecture by Ms. Reddy because It has brought the problem very clearly and it has made me sensitized even more.</p> <p>32. How to deal with the victims of the abuse child.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Nothing as seen.</p> <p>2. Nothing</p> <p>3. Participant did not comment.</p> <p>4. None</p> <p>5. No such programme.</p>

	<p>6. None</p> <p>7. Nil</p> <p>8. NA</p> <p>9. None</p> <p>10. None of the programme.</p> <p>11. Nil</p> <p>12. No such programme.</p> <p>13. Participant did not comment.</p> <p>14. Contest on the age of victim and perpetrator and regarding appreciation of evidence of victim in cases of child abuse.</p> <p>15. Contest on the age of victim and perpetrator: Best practices- because the age of accused should be reduced to 14 years and same with victims in view of information and electronic media.</p> <p>16. None</p> <p>17. Nil</p> <p>18. All the sessions useful to us.</p> <p>19. No any part of any session.</p> <p>20. None</p> <p>21. All the programme of find useful and effective.</p> <p>22. Participant did not comment.</p> <p>23. Session 6: Mandatory Reporting of Child Abuse under the POCSO Act– It is so because it could not become clear that whether NGO, judge coming to know above for incident can refer or not.</p> <p>24. Session 6: Mandatory Reporting of Child Abuse under the POCSO Act.</p> <p>25. Participant did not comment.</p> <p>26. All are useful.</p> <p>27. Evaluation of evidence.</p> <p>28. None</p> <p>29. Session 3: Contest on the age of Victim and Perpetrator: Best practices; Session 5: Standard of Proof regarding Presumption of Culpable Mental State under POCSO Act; Session 7: Dealing with the Challenges of Child Pornography cases and Session 9: Experiences and Challenges in Prosecuting Offenders under the POCSO Act.</p> <p>30. None</p> <p>31. None</p> <p>32. All the parts of the programme was useful.</p>
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<p>d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<ol style="list-style-type: none"> 1. Seen POCSO conference source be taken up at least in second stage learned. 2. Participant did not comment. 3. Participant did not comment. 4. Intimation of such programme should be given to the concerned high court well beforehand so that nominated judge can be well prepared & also reading material should be provided beforehand or must be uploaded in the website. 5. To highlight the basic object and implementation of the POCSO Act. 6. Participant did not comment. 7. Nil 8. Please provide reading material as early as possible & if possible please in two copies. 9. Sufficiently found adequate. 10. Provide some notes deciding I comparing POCSO Act with IT Act. 11. Include more sessions incorporating resource persons from different stakeholders dealing with the subject. 12. Training programme should be provided for all stake holders the offence on provision under who are involved in POCSO Act. 13. Participant did not comment. 14. NJA may some better if some programme on working condition of judicial officer and infrastructure in court. 15. NJA may serve better if some programme on working conditions of judicial officers and infrastructure is conducted and conducted in every programmes. 16. NJA must organize such type of programme including media officers of the state. Over all feedback of this training programme is very positive for the. I gained not only the law rather its application too. Resource Person has share their experience how to deal the hurdles. 17. Regarding child friendly court. 18. This programme is required at one year interval to refresh. 19. To arrange proper reservation with careful manner. 20. Participant did not comment. 21. The programme organized by NJA is very nicely. I learnt so many sharing from this having. 22. Similar pattern should be continued; This was nicely designed. 23. By organizing similar programmes on other topics and greater participation of judges in there programmes.
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	<p>24. Study materials and schedule to be sent well advance.</p> <p>25. Participant did not comment.</p> <p>26. Call the judges for training at least twice in a year.</p> <p>27. Participant did not comment.</p> <p>28. Great Job.</p> <p>29. I enjoyed the training very much and also learnt a lot from the resource persons. So a lot of success in my future.</p> <p>30. NJA should held programme for special public prosecutor and special of district.</p> <p>31. NJA should bring more experts from the concerned field for imparting training. Whenever judges are invited they should be supplied latest law on the concerned issues.</p> <p>32. Participant did not comment.</p>
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