

# NATIONAL JUDICIAL ACADEMY

**SE-7: National Seminar for Presiding Officers of Debt Recovery Tribunal (DRT)**

9<sup>th</sup> – 10<sup>th</sup> December, 2017

**Programme Coordinator** : Mr. Krishna Sisodia, Law Associate, NJA, Bhopal

**No. of Participants** : 30

**No. of forms received** : 27

I. OVERALL				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	<b>96.30</b>	<b>3.70</b>	-	-
b. The subject matter of the program is useful and relevant to my work	<b>77.78</b>	<b>22.22</b>	-	-
c. Overall, I got benefited from attending this program	<b>88.89</b>	<b>11.11</b>	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	<b>81.48</b>	<b>18.52</b>	-	-
e. Adequate time and opportunity was provided to participants to share experiences	<b>88.89</b>	<b>11.11</b>	-	-
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	<b>85.19</b>	<b>14.81</b>	-	-
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>68.00</b>	<b>32.00</b>	-	-
c. Up to date	<b>65.38</b>	<b>34.62</b>	-	-
d. Related to Constitutional Vision of Justice	<b>54.55</b>	<b>40.91</b>	<b>4.55</b>	-

e. Related to International Legal Norms	<b>36.36</b>	<b>40.91</b>	<b>22.73</b>	-
<b>III. STRUCTURE OF THE PROGRAM</b>				
<b>PROPOSITIONS</b>	<b>Good</b>	<b>Satisfactory</b>	<b>Unsatisfactory</b>	<b>Remarks</b>
a. The structure and sequence of the program was logical	<b>77.78</b>	<b>22.22</b>	-	-
b. The program was an adequate combination of the following methodologies viz.				
(i) Case studies were relevant	<b>73.08</b>	<b>26.92</b>	-	-
(ii) Interactive sessions were fruitful	<b>92.59</b>	<b>7.41</b>	-	-
(iii) Audio Visual Aids were beneficial	<b>54.55</b>	<b>45.45</b>	-	-
<i>(To be modified as per the sessions planned)</i>				
<b>IV SESSIONS WISE VETTING</b>				
<b>Parameters</b>				
<b>Session</b>	<b>Discussions in individual sessions were effectively organized</b>		<b>The Session theme was adequately addressed by the Resource Persons</b>	
	Effective and Useful	Satisfactory	Effective and useful	satisfactory
1	<b>92.31</b>	<b>7.69</b>	<b>87.50</b>	<b>12.50</b>
2	<b>100.00</b>	-	<b>81.25</b>	<b>18.75</b>
3	<b>96.00</b>	<b>4.00</b>	<b>87.50</b>	<b>12.50</b>
4	<b>96.00</b>	<b>4.00</b>	<b>93.75</b>	<b>6.25</b>
5	<b>96.00</b>	<b>4.00</b>	<b>86.67</b>	<b>13.33</b>
<b>V. PROGRAM MATERIALS</b>				
<b>PROPOSITIONS</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. The Program material is useful and relevant	<b>73.08</b>	<b>26.92</b>	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	<b>56.00</b>	<b>44.00</b>	-	-

c. The content was organized and easy to follow	76.00	24.00	-	-
<b>VIII. GENERAL SUGGESTIONS</b>				
a. Three most important learning achievements of this Programme	<ol style="list-style-type: none"> <li>1. Participant did not comment.</li> <li>2. I have gained more knowledge in DRT laws.</li> <li>3. To work in framework of the Act. To adjudicate upon the facts. To manage court proceeding.</li> <li>4. Cleared some dust about jurisdiction and discretion.</li> <li>5. This type of programme be conducted at least once in a year.</li> <li>6. Do work and achieve targets despite complaints. Always have positive attitude. How to apply law in judgments.</li> <li>7. The delay in disposal of case by DRT were clearly brought to the notice of Resource Persons. Improvements for effective functioning were suggested.</li> <li>8. Judgement writing. Case management system and substantive part of RDB and SARFAESI Act.</li> <li>9. Jurisdictional issue and procedural issues discussed on <i>Session-1; Recovery of Debts by Banks and Financial Institutions: Legal Framework and Jurisdictional Issues. Session-2; Procedural Issues and Challenges faced by Debt Recovery Tribunals</i> has been very useful. New law IBC and its provision discussed are good. The session on writing judgement very useful.</li> <li>10. Participant did not comment.</li> <li>11. Perspectives of faculties who are judges in High Courts was very useful. Interaction with other DRT Judges. Inputs for better functioning of bank.</li> <li>12. Knowledge about the relevant branches of law.</li> <li>13. Writing of judgements more effectively. How to reduce the work burden. Expressed day-to-day work.</li> <li>14. Very productive and educative. The learned lordships were very interactive and shared their experiences and with us.</li> <li>15. Clarity on role and responsibilities. Purpose and object of judicial orders and tips for drafting them. Methods to improve the efficiency and efficacy of DRT.</li> <li>16. I had the opportunity to discuss the difficulties faced by Debt Recovery Tribunals. I learnt so many new legal aspects with respect to debt recovery laws.</li> <li>17. We have updated our knowledge. The interaction was useful. Most of our doubts are cleared.</li> <li>18. Such program should be frequently arranged.</li> <li>19. How to achieve the targets. How to write the judgements. How to utilize the resources.</li> <li>20. Judicial discretion, and the Art, craft, and science of drafting judgement /order.</li> <li>21. Jurisdictional issues and procedural issues. Case Management. Art of writing judgement.</li> <li>22. More insight on judgement writing. Case Management.</li> <li>23. Relevant to day-to-day working.</li> </ol>			

	<p>24. Knowledgeable; educative; confidence to more ahead.</p> <p>25. Court Management. Art and Craft judgement writing. Judicial discretion.</p> <p>26. Case Management; Judgement writing; Discussion on provisions of the Act.</p> <p>27. Experience of the speakers.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<ol style="list-style-type: none"> <li>1. <b>Session-2; Procedural Issues and Challenges faced by Debt Recovery Tribunals.</b></li> <li>2. <b>Session-1; Recovery of Debts by Banks and Financial Institutions: Legal Framework and Jurisdictional Issues. Session-2; Procedural Issues and Challenges faced by Debt Recovery Tribunals.</b></li> <li>3. All, as all were educational and information in each session.</li> <li>4. <b>Session-4; Case Management: Improving Efficiency &amp; Efficacy of DRT. Session-5; Judicial Discretion; and the Art, Craft and Science of Drafting Judgments/Orders.</b> Practical and interactive.</li> <li>5. <b>Session-1; Recovery of Debts by Banks and Financial Institutions: Legal Framework and Jurisdictional Issues. Session-3; Role and Responsibilities of DRT post SARFAESI Act.</b></li> <li>6. Role of responsibilities of DRT post SARFAESI. Got opportunity to discuss why we are unable to function optimally. Discussion on S. 14 of the SARFAESI Act. Making us realize our responsibility.</li> <li>7. Discussion on recent case laws to deal with frivolous pleas raised by the borrowers.</li> <li>8. Recently joined, not from judicial service. Judgement writing part was most useful. Learnt how to write effective judgments.</li> <li>9. The Art, Craft and Science of Drafting Judgments/Orders most useful.</li> <li>10. Programme was most useful in all ways.</li> <li>11. All session were lively and very useful</li> <li>12. Day one.</li> <li>13. Total session was useful.</li> <li>14. All the sessions were interesting. As the Resource Persons were really resourceful in dispensation of their knowledge.</li> <li>15. Procedural issues and challenges faced by DRTs.</li> <li>16. Each and every programme is very useful because refreshing of laws and up-to-date legal positions were discussed.</li> <li>17. The discussion on Securitization Act.</li> <li>18. Both day programme was useful as now we can perform our duties more effectively and efficiently.</li> <li>19. <b>Session-1; Recovery of Debts by Banks and Financial Institutions: Legal Framework and Jurisdictional Issues. Session-4; Case Management: Improving Efficiency &amp; Efficacy of DRT.</b> Because they are practical based.</li> <li>20. <b>Session-2; Procedural Issues and Challenges faced by Debt Recovery Tribunals. Session-4; Case Management: Improving Efficiency &amp; Efficacy of DRT. Session-5; Judicial Discretion; and the Art, Craft and Science of Drafting Judgments/Orders.</b></li> <li>21. All sessions. Got good knowledge and guidance which will enhance my potential.</li> </ol>

	<p>22. All for the wealth, wisdom and experience of the Resource Persons that we could imbibe.</p> <p>23. Art of writing Judgments and Orders.</p> <p>24. Both days programme.</p> <p>25. All the programs were useful but part 4 and part 5 were most useful.</p> <p>26. All programmes were relevant and enriched the knowledge on the important aspect.</p> <p>27. In totality all.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Participant did not comment.</p> <p>2. Participant did not comment.</p> <p>3. None.</p> <p>4. <b>Session-2; Procedural Issues and Challenges faced by Debt Recovery Tribunals. Session-3; Role and Responsibilities of DRT post-SARFAESI Act</b> for they were not solution oriented.</p> <p>5. <b>Session-5; Judicial Discretion; and the Art, Craft and Science of Drafting Judgments/Orders.</b></p> <p>6. None.</p> <p>7. Participant did not comment.</p> <p>8. Judgment writing part.</p> <p>9. Participant did not comment.</p> <p>10. None.</p> <p>11. Participant did not comment.</p> <p>12. Entire program was useful.</p> <p>13. No.</p> <p>14. Participant did not comment.</p> <p>15. Nil.</p> <p>16. No such program I found.</p> <p>17. Nil.</p> <p>18. None.</p> <p>19. All are useful.</p> <p>20. <b>Session-1; Recovery of Debts by Banks and Financial Institutions: Legal Framework and Jurisdictional Issues. Session-3; Role and Responsibilities of DRT post SARFAESI Act.</b></p> <p>21. None.</p> <p>22. Not any.</p> <p>23. Nil.</p> <p>24. Nil.</p> <p>25. No.</p> <p>26. All excellent.</p> <p>27. A wrong question always a learning.</p>

<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"> <li>1. Participant did not comment.</li> <li>2. Participant did not comment.</li> <li>3. Kindly recommend to the GOI that POs should get better facilities so that minor hitches are not there. Improved facilities would mean improved efficiency.</li> <li>4. Participant did not comment.</li> <li>5. Program duration may be extended to 3 days and conducted yearly.</li> <li>6. Over all good.</li> <li>7. It would have been better if some senior Judges of S.C were invited.</li> <li>8. Already excellent institution in all respect.</li> <li>9. Internet and computer facility be given to participants. Some compulsory classes on technical side i.e computers and searching of case law may be included.</li> <li>10. Participant did not comment.</li> <li>11. Such programme may be conducted periodically, at least one in six months, to get maximum results.</li> <li>12. Repeat the program and also have a programme on IBC.</li> <li>13. I suggest the NJA to conduct this type of program, if possible to arrange through Apex court judges also to learn more in future.</li> <li>14. Periodic meets and interactive sessions like this shall tone up the required skills of participants.</li> <li>15. To administer through case studies in the relevant sessions.</li> <li>16. Periodical sessions be conducted by NJA so as to enable the POs of DRT to stay equipped with legal propositions.</li> <li>17. Frequent training programme are welcome.</li> <li>18. A compilation of case law could have been provided heading / subject wise.</li> <li>19. This type of seminar must be held twice in a year.</li> <li>20. Frequent sessions/seminar with sitting Hon'ble High Court Judges of bench dealing with DRT matters.</li> <li>21. More programmes for DRTs on half yearly basis.</li> <li>22. By organizing knowledge imparting process like this more often as may be possible.</li> <li>23. Excellent.</li> <li>24. If the State Judicial Academy conducts a refresher program at least once in a year to build more confidence.</li> <li>25. Participant did not comment.</li> <li>26. Participant did not comment.</li> <li>27. This program will be added in history of Debts Recovery Tribunals, in golden words for being the first ever golden days for Presiding Officers who are otherwise no-one's baby and here found a cozy lap of own judicial brotherhood and father figures. Special thanks to Hon'ble Justice Raghuram.</li> </ol>
---	--