

## **TABLE OF CONTENTS**

### **Session 1 Constitutional Vision of Justice**

1	M. P. Singh, “ <i>Mapping the Constitutional Vision of Justice and its Realization</i> ”, 3 J. Nat'l L. U. Delhi 1, 16 (2015-2016).....	1
2	Fali S. Nariman, “ <i>Our Quest for Justice – and Why it Eludes Us</i> ”, <i>Quest for Justice: Collection of Essays</i> (2012).....	13
3	Justice M.N. Venkatachaliah, “ <i>Constitutional Underpinnings of a Concordial Society</i> ”, (2009) 6 SCC J-41.....	26
4	Dr. Anil Kumar Mohapatra, “ <i>Basic Objectives and Values of the Indian Constitution</i> ”, <i>Orissa Review</i> 30, 36 (January 2011).....	39
5	<i>Case Law:</i>	
	✓ <i>Indian Young Lawyers Association &amp; Ors. v The State of Kerala</i> , 2018 Indlaw SC 905.....	46
	✓ <i>Joseph Shine v. Union of India</i> , (2018) 2 SCC 189.....	62
	✓ <i>Justice K. S. Puttaswamy (Retd.) &amp; Another v. Union of India &amp; ors.</i> , 2018 Indlaw SC 898.....	74
	✓ <i>Navtej Singh Johar &amp; Ors. v. Union of India</i> , (2018) 10 SCC 1.....	96
	✓ <i>Justice K. S. Puttaswamy (Retd.) &amp; Another v. Union of India &amp; ors.</i> , (2017) 10 SCC 1.....	113
	✓ <i>Shayara Bano v. Union of India &amp; ors.</i> , (2017) 9 SCC 1.....	123
	✓ <i>Subramanian Swamy v. Union of India (UOI), Ministry of Law and Ors.</i> , (2016) 7 SCC 221.....	127
	✓ <i>Nabam Rebia and Ors. v. Deputy Speaker and Ors.</i> , (2016) 8 SCC 1.....	148
	✓ <i>Supreme Court Advocates on Record Association v. Union of India</i> , (2016) 5 SCC 1.....	155

### **Session 2 High Court and District Judiciary: Building Synergies**

1	Herbert Jacob, “ <i>The Governance of Trial Judges</i> ”, 31(1) <i>Law &amp; Society Review</i> 3, 30 (1997).....	165
2	Justice U. L. Bhat, “ <i>Judiciary – A Near Feudal Set up and Superintendence</i> ” Chapter 48 from “ <i>Story of A Chief Justice</i> ” – An autobiography of Justice U. L. Bhat (2013) ...	193
3	R. Dale Lefever; “ <i>The Integration of Judicial Independence and Judicial Administration: The Role of Collegiality in Court Governance</i> ”, <i>Future Trends in State Courts 2010; Reengineering Concepts</i> , 66 (2010).....	203
4	<i>Case Law:</i>	
	✓ <i>Raj Kumar Bhatia v. Subhash Chandra Bhatia</i> (2018) 2 SCC 87.....	212
	✓ <i>Imtiaz Ahmad v State of U.P. &amp; Ors</i> (2017) 3 SCC 658.....	215
	✓ <i>Sujoy Kumar Chandra v Damayanti Majhi</i> (2014) 5 SCC 181.....	225
	✓ <i>Awani Kumar Upadhyay v High Court of Judicature at Allahabad</i> (2013) 12 SCC 392...	227
	✓ <i>Amar Pal Singh v State of U. P.</i> (2012) 6 SCC 491.....	229
	✓ <i>Registrar General, Patna High Court v Pandey Gajendra Prasad</i> (2012) 6 SCC 357.....	231
	✓ <i>Khazia Mohammed Muzammil v The State of Karnataka</i> (2010) 8 SCC 155.....	233
	✓ <i>Syed T.A. Naqshbandi v State of Jammu &amp; Kashmir</i> (2003) 9 SCC 592.....	240
	✓ <i>V.K. Jain v High Court of Delhi through Registrar General</i> (2008) 1 SCC 538.....	244
	✓ <i>Chandra Singh v State of Rajasthan</i> (2003) 6 SCC 545.....	249
	✓ <i>High Court of Judicature for Rajasthan v P.P. Singh</i> (2003) 4 SCC 239.....	251

✓	<i>Gauhati High Court and another v Kuladhar Phukan (2002) 4 SCC 524</i> .....	255
✓	<i>'K' A Judicial Officer (In Re) (2001) 3 SCC 54</i> .....	258
✓	<i>The High Court of Judicature at Bombay v Shashikant S. Patil &amp; Anr. (2000) 1 SCC 416</i> .....	261
✓	<i>Samya Sett v Shambu Sarkar &amp; Anr. (2005) 6 SCC 767</i> .....	264

**Session 3**  
**Revisiting Norms for Appellate Review: Consequence of Frequent and Excessive Appellate Interference**

1	Lord Evershed Master of the Rolls, “ <i>The Function of Modern Appellate Courts</i> ”, 13 N. Ir. Legal Q. 275 (1960) .....	269
2	ROBERT J. MARTINEAU, APPELLATE JUSTICE IN ENGLAND AND THE UNITED STATES: A COMPARATIVE ANALYSIS, <i>Chapter I: ‘Structure and Function of Appellate Courts’</i> (1 <sup>st</sup> ed. October, 1990).....	278
3	Marshall L. Davidson III, “ <i>Attracting Undue Scrutiny on Appeal: An Appellate Judge’s Perspective</i> ”, 17(2) <i>The Journal of Appellate Practice And Process</i> 177, 191 (2016).....	335
4	Yves-Marie Morissette, “ <i>Appellate Standards of Review then and Now</i> ”, 18(1) <i>The Journal of Appellate Practice And Process</i> 55, 87 (2017) .....	351
5	Case Law:	
	✓ <i>Union of India v. K. V. Lakshman; (2016) 13 SCC 3139</i> .....	385
	✓ <i>Chinthamani Ammal v. Nandagopal Gounder; (2007) 4 SCC 163</i> .....	396
	✓ <i>Banarsi &amp; Ors. v. Ram Phal; (2003) 9 SCC 606</i> .....	404
	✓ <i>Madhukar v. Sangram; (2001) 4 SCC 756</i> .....	421

**Session 4**  
**Access to Justice: Information and Communication Technology in Courts**

1	Judith Gibson, “ <i>Social Media and the Electronic “New World” of Judges</i> ”; 7(2) <i>International Journal for Court Administration</i> (March, 2016) .....	425
2	Jane Donoghue, “ <i>The Rise of Digital Justice: Courtroom Technology Public Participation and Access to Justice</i> ”, 80(6) <i>Modern Law Review</i> 995, 1025 (2017).....	434
3	Justice G. C. Bharuka, “ <i>Technology and Timely justice</i> ”, 35(1) <i>Common Clause</i> 5, 12 (Jan-Mar 2016).....	465
4	Jerry Goldman, “ <i>Courts and Information Technology: A Predictably Uneasy Relationship</i> ”, 55 <i>Loyola Law Review</i> 235, 248 (2009).....	473
5	Case Law:	
	✓ <i>Swapnil Tripathi &amp; Ors. v. Supreme Court of India &amp; Anr., (2018) 10 SCC 639</i> .....	487

**Session 5**  
**Access to Justice: Court and Case Management**

1	Justice M. B. Lokur, “ <i>Case Management Through Court Annexed Mediation and Other Developments</i> ” (2013) .....	501
2	Justice Sunil Ambwani, “ <i>Justice Administration: Case and Court Management</i> ”, Lecture Delivered at IJTR, Lucknow on 31 <sup>st</sup> January, (2009).....	520

3	Justice Roshan Dalvi, “ <i>The Business of Court Management</i> ”, 16(3) Nyaya Deep 13, 35 (July, 2015)	531
4	W.S. Martin, “ <i>Court Administrators and the Judiciary — Partners in the Delivery of Justice</i> ”, 6(2) International Journal for Court Administration 3, 18 (2014).....	555
5	<i>Case Law:</i>	
	✓ <i>Rameshwari Devi and Ors. v. Nirmala devi and Ors.</i> , (2011) 8 SCC 249.....	571
	✓ <i>Surjit Singh v. Gurwant Kaur</i> , (2015) 1 SCC 665.....	583
	✓ <i>Hussain and another v. Union of India and another</i> , (2017) 5 SCC 702.....	590
	✓ <i>All India Judges Association v. Union of India</i> , 2018 SCC OnLine SC 971.....	607
	✓ <i>In Re Vacancy In The Cadres Of Judicial Officers v. Chairman U.P. Public Service Commission And 7 Others</i> .....	623

**CD-ROM  
Full Text Judgments**

✓	<i>Indian Young Lawyers Association &amp; Ors. v. The State of Kerala</i> , 2018 Indlaw SC 905	
✓	<i>Joseph Shine v. Union of India</i> , 2018 Indlaw SC 899	
✓	<i>Justice K. S. Puttaswamy (Retd.) &amp; Another v. Union of India &amp; ors.</i> , 2018 Indlaw SC 898	
✓	<i>Navtej Singh Johar &amp; Ors. v. Union of India</i> , 2018 Indlaw SC 786	
✓	<i>Justice K. S. Puttaswamy (Retd.) &amp; Another v. Union of India &amp; ors.</i> , 2017 SCC OnLine SC 996	
✓	<i>Shayara Bano v. Union of India &amp; ors.</i> , 2017 SCC OnLine SC 963	
✓	<i>Subramanian Swamy v. Union of India (UOI), Ministry of Law and Ors.</i> , (2016) 7 SCC 221	
✓	<i>Nabam Rebia and Ors. v. Deputy Speaker and Ors.</i> , (2016) 8 SCC 1	
✓	<i>Supreme Court Advocates on Record Association v. Union of India</i> , 2015 AIR SCW 5457	
✓	<i>Raj Kumar Bhatia v. Subhash Chandra Bhatia</i> (2018) 2 SCC 87	
✓	<i>Imtiaz Ahmad v. State of U.P. &amp; Ors</i> (2017) 3 SCC 658	
✓	<i>Sujoy Kumar Chandra v. Damayanti Majhi</i> (2014) 5 SCC 181	
✓	<i>Awani Kumar Upadhyay v. High Court of Judicature at Allahabad</i> (2013) 12 SCC 392	
✓	<i>Amar Pal Singh v. State of U. P.</i> (2012) 6 SCC 491	
✓	<i>Registrar General, Patna High Court v. Pandey Gajendra Prasad</i> (2012) 6 SCC 357	
✓	<i>Khazia Mohammed Muzammil v. The State of Karnataka</i> (2010) 8 SCC 155	
✓	<i>Syed T.A. Naqshbandi v. State of Jammu &amp; Kashmir</i> (2003) 9 SCC 592	
✓	<i>V.K. Jain v. High Court of Delhi through Registrar General</i> (2008) 1 SCC 538	
✓	<i>Chandra Singh v. State of Rajasthan</i> (2003) 6 SCC 545	
✓	<i>High Court of Judicature for Rajasthan v. P.P. Singh</i> (2003) 4 SCC 239	
✓	<i>Gauhati High Court and another v. Kuladhar Phukan</i> (2002) 4 SCC 524	
✓	<i>'K' A Judicial Officer (In Re)</i> (2001) 3 SCC 54	
✓	<i>The High Court of Judicature at Bombay v. Shashikant S. Patil &amp; Anr.</i> (2000) 1 SCC 416	
✓	<i>Samya Sett v. Shambu Sarkar &amp; Anr.</i> (2005) 6 SCC 767	
✓	<i>Union of India v. K. V. Lakshman</i> ; (2016) 13 SCC 3139	
✓	<i>Chinthamani Ammal v. Nandagopal Gounder</i> ; (2007) 4 SCC 163	
✓	<i>Banarsi &amp; Ors. v. Ram Phal</i> ; (2003) 9 SCC 606	
✓	<i>Madhukar v. Sangram</i> ; (2001) 4 SCC 756	
✓	<i>Swapnil Tripathi &amp; Ors. v. Supreme Court of India &amp; Anr.</i> , 2018 Indlaw SC 891	
✓	<i>Rameshwari Devi and Ors. v. Nirmala devi and Ors.</i> , (2011) 8 SCC 249	
✓	<i>Surjit Singh v. Gurwant Kaur</i> , (2015) 1 SCC 665	
✓	<i>Hussain and another v. Union of India and another</i> , (2017) 5 SCC 702	

- ✓ *All India Judges Association v. Union of India, 2018 SCC OnLine SC 971*
- ✓ *In Re Vacancy In The Cadres Of Judicial Officers v. Chairman U.P. Public Service Commission and 7 others*

**Note:** *The Cases in the Reference Material have been abridged in order to highlight some pertinent points for discussion. Please read the full judgment for conclusive opinion.*