

NATIONAL JUDICIAL ACADEMY

P-820- National Conference of the Presiding Officers of NDPS Courts.

July 25-27 2014

Programme Coordinator: Sh. K. Pattabhi Rama Rao

No of Participants: 29

No of Evaluation Forms: 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	92.59	7.41	0.00	7. The programme designed for NDPS judges is useful for day to day work in courts. 24. To a great extent
b. The subject matter of the program is useful and relevant to my work	92.31	7.69	0.00	19. Judges having more case of NDPS should be invited. 24. Subject matter is very relevant
c. Overall, I got benefited from attending this program	92.59	7.41	0.00	
d. I will use the new learning, skills, ideas and knowledge in my work	88.89	11.11	0.00	
e. Adequate time and opportunity was provided to participants to share experiences	88.89	11.11	0.00	24. Adequate time and opportunity was given.
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	77.78	22.22	0.00	7. These types of conferences are required at intervals for updation of knowledge.
b. comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	80.77	19.23	0.00	
c. up to date	80.77	19.23	0.00	
d. related to Constitutional vision of justice	60.87	34.78	4.35	
e.related to international legal norms	43.48	52.17	4.35	
III STRUCTURE OF THE PROGRAM				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The structure and sequence of the program was logical	74.07	25.93	0.00	7. Case material provided is excellently compiled by NJA which is helpful and handy.
b. The program was an adequate combination of the following methodologies viz. Group discussions	71.43	28.57	0.00	

Case studies	52.00	48.00	0.00	
Interactive sessions	68.00	32.00	0.00	
Simulation Exercises	64.00	36.00	0.00	
Audio Visual Aids	37.50	50.00	12.50	26. There was nothing on this aspect
IV. INDIVIDUAL SESSIONS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. Discussions in individual sessions were effectively organized	81.48	18.52	0.00	
b. The session theme was adequately addressed by the Resource Persons	77.78	22.22	0.00	17. Many a times there was disagreement between resource persons for e.g. 36 A NDPS Act.
V. PROGRAM MATERIALS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	96.30	3.70	0.00	26. Still there is scope for further improvement.
b. The content was updated. It reflected recent case laws/current thinking/ research/ policy in the discussed area	92.59	7.41	0.00	
c. The content was organized and easy to follow	83.33	16.67	0.00	17. Latest NDPS Act needed to be supplied;
VI. RESOURCE PERSONS				
Name of the Resource Persons	Highly Effective & Useful	Moderate	Not Satisfactory	Remarks
Hon'ble Ms. Justice Anjana Prakash Judge, Patna High Court	57.69	42.31	0.00	
Hon'ble Mr. Justice Joymalya Bagchi Judge, Calcutta High Court	92.59	7.41	0.00	
Hon'ble Mr. Justice P.K. Mishra Chairman, Goa State Human Rights Commission	96.30	3.70	0.00	
Dr. J. N. Barowalia Advocate	59.26	40.74	0.00	
Mr. Pradeep Saxena Narcotics Commissioner, Neemuch	33.33	59.26	7.41	17. Left many questions unanswered. 26. Because he should have been given more time and he should have come prepared with practical issues and problems before Court.
Mr. K. Pattabhi Rama Rao, Assistant Professor, NJA Bhopal	55.56	44.44	0.00	26. His only topic was about the history of Evolution of NDPS Act

Overall, Resource Persons had expertise relevant to the sessions in which they participated	88.89	11.11	0.00	7. Hon'bles have enlightened and put the law in very lucid manner and interpreted it very well.
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VII. HOSPITALITY

PROPOSITIONS	Good	Satisfactory	Poor	Remarks
a. Arrangements for my reception and transport to and from railway station/ airport	84.62	15.38	0.00	
b. Services at the reception counter	81.48	18.52	0.00	
c. Hygiene and facilities in the room	81.48	18.52	0.00	
d. Quality of food	70.37	29.63	0.00	
e. Arrangements in dining halls	66.67	33.33	0.00	17. Fresh air missing.
f. Assistance from travel desk for changes in travel reservations	70.83	25.00	4.17	

VIII. GENERAL SUGGESTIONS

a. Three most important learning achievements of this Programme	<ol style="list-style-type: none"> 1. The subject matter is useful and relevant to my work; I got benefitted from this programme; Discussions in sessions were more effective. 2. Latest amendments; disposal of case properly and Sentencing 3. The object of the act is understood; the nitty gritty of this provisions are very understood; the method of interpretation is learnt. 4. Procedure of practice involved and adopted in different states of the country regarding different provisions of the Act known by us; Comprehensive study of the provisions of the NDPS Act which made us understand the Act more clearly and less confusion. 5. General features of the Anti Drug laws; pretrial procedures of NDPS cases; presumptions under the NDPS Act. 6. Updation; disclosure and explorations 7. Case material provided is excellent, and commentaries based upon case law is good effort. 8. All the relevant provisions have been comprehensively discussed; the participants made known as to how these provisions can be applied in day to day work, basic/settled law also made known to the participants. 9. Harmonious construction of NDPS CrPC; providing possession of contrabands(the manner), Analysis of NDPS provisions. 10. Updated about laws relating to NDPS, Knowledgeable, basic concepts. 11. skills, ideas and knowledge in my judicial work. 12. 13. Interpretations of the the provisons of NDPS act. 14. Provided study material will be useful for discharge of court, to aid application of law. 15. Reading material compiled at NJA. 16. Refreshment of knowledge, removal of confusions, clarity of thought and provisions. 17. Skills, ideas, knowledge 18. Updating knowledge, got broader view and better approach in the subject, betterment of attitude. 19. Written material, lecture and discussion. 20. NDPS Act is explained as it is; many confusions have been removed; my understanding on this Act has been improved. 21. The entire 3 day programme was beneficial 22. Thought I have not dealt with any NDPS cases so far, the programme benefitted me a lot; I became thorough about most of the provisions; the study materials supplied are highly beneficial for future reference. 25. Tiem to study the Act thoroughly, discussions and views of others, clearing
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	<p>of doubts. 25. Clear the ideas, useful for daily work, came to know about recent judicial pronouncements. 26. Gave an overall view of the Act; cleared the procedural ambiguity</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<ol style="list-style-type: none"> 1. Every part of the programme was useful because subject matter is relevant to my work, especially lectures by Justice Joymala Bagchi and Ms. Justice Anjana Prakash. 2. Sentencing, disposal of case properly as it is useful in day to day working in the courts. 3. Session 6- 4. Search and Seizure 5. Presumption under NDPS Act 6. Simulation exercise due to its practical approaches. 7. I found that every session is important in its own way. 8. Knowledge imparting about the applicability of Section 41, 41, 43, 50, 55 and 37 of the Act. 9. The Act (NDPS) when proposed to be viewed with GRADED CHECKS, proportionate with the degree of intrusion in privacy of a person 10. Search and seizure. 11. Useful to judicial work, 12. 14. Discussions and deliberations of lectures 15. Discussion with reference to the relevant provisions of the statute and case laws. 16. Group discussions because all the participants have to take active part in it. 17. Each part, being useful for the present assignment. 18. All parts 19. Problem discussion on important provisions. 20. All programmes were useful for me. 21. Interactive sessions. 22. The entire programme 23. Lectures by Justice Joymala Bagchi are of great learning experience. We can say amazing. 24. Deliberations on the subjected and clearing of doubts. 25. Every part, subjects were useful for daily work 26. Almost all were useful 27. Sessions 1- Introductory remarks; Illicit trade – a global concern. Session -2- General features of Anti- Drug Laws Session 3- Measures to strengthen NDPS courts (open discussion)
<p>c. Which part of the Programme did you find least useful and why</p>	<ol style="list-style-type: none"> 2. No 3. Session 9- 4. Sentencing on the Act does not provide the judge to use much discretionary power on the issue. Act provides for a set of sentencing scheme which are very harsh. 8. History regarding NDPS 9. None 16. Introductory lectures 17. None 20. Nothing found 26. All were relevant and useful. Only some were more effective and some were not much effective. 27. Session 9- Confiscation of Property and Disposal of contraband; Enduring procedural fairness in NDPS cases

d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective

2. More thrust on case law; resource persons should be from practical background.
3. Send the study material and programme at least 15 days in advance enabling the participants to come prepared.
4. Bare Acts and books related should be provided so that participants may see the provision related which is being discussed.
5. Periodical refresher course should be conducted for the presiding officers of all special courts.
6. Early information to the participants should be given. Addl. SP, ps, GPs and prosecutors should be also trained, more group discussion should be encouraged. Means to be provided for more nearby by visiting places.
7. Thankful to my HC and NJA to grant me this opportunity to be part of the Conference. These type of programmes are very useful and NJA should make full endeavour to arrange such programme at intervals.
- 8 During 10.00 am to 5.00 pm, spouses may be taken care of. They may be allowed to have recreational activities.
9. The reading material may be circulated not just of the participants but through out the country. There are numerous programmes being conducted and all judicial world benefit if email copy of reading materials are given to every judicial officer.
10. Before conferring spl. Power, the officers must be trained with well equipped case laws and recent amendments, etc.
11. Not necessary for suggestions.
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13. Other drug related Acts such as Drugs and Cosmetics Act should also be made part of this programme.
14. ask the judicial officers to high light their problems which they are facing while deciding cases of NDPS act and give them valuable and effective ideas by which they may improve functioning of the court in effective manner.
15. Reading material and case laws supplied to the candidates of every rant should be served to the officers even id different programme course to meet the object.
16. More participation of participants will make the programmes more effective.
17. Schedule may be provided in advance so that participants may schedule arrival and departure. E.g. please specify if the last programme would be up to 2 or 5 pm.
19. Please prepare programme at least 2/3 months ago so that in around 100 courts, the witness and litigants including LO many of them might be engaged in important work) may not have to go back time and money of all can be saved and harassment can be lessened. Please send material by mail to all concerned judges who deal with this particular type of case even if they are not participants .
20. Satisfactory.
21. Some practical problem also to be discussed and interactive sessions.
- 22.As I was intimated about the programme only prior to 6 to 7 days of the programme, I have the suggestion that the participants should be intimated about the porgramme in advance prior at least 20 to 25 days by NJA.
23. Take the suggestion in group I discussions. The programming is good.
26. The duties and procedures to be followed by the Investigation Agencies need elaborate discussion; Problems faced by Courts and how to overcome it on legal front; Some sessions by High Court and Supreme Court Judges from judicial service who have dealt with sessions cases with NDPS matter.