

NATIONAL JUDICIAL ACADEMY

P 841- National Orientation Programme for Newly Appointed Civil Judges (Junior Division) (September 12-18, 2014)

Name of Programme Coordinator: Mr. SP Srivastava, Professor

No of Participants: 56

No of Evaluation Forms: 43

I. OVERALL				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	80.95	19.05	0.00	2. I supposed that NJA is a forum to forward the problem of judicial system to Higher Authority. 10. Could not cover the entire objective due to short time factor. 25. Useful objective 26. Its orientation programme to share and discuss our view from every part of the country. 41. Sensitization of Judicial officer. 43. Very Good
b. The subject matter of the program is useful and relevant to my work	76.19	23.81	0.00	1. Could be more practical oriented. 10. Could not cover the entire objective due to short time factor. 22. It could have been better if practical aspects of court procedure had been included. 25. It is useful for newly appointed judge like me. 26. In practical arena also I can use the learning which I have absorbed here. 43. Very Good
c. Overall, I got benefited from attending this program	88.10	11.90	0.00	10. Could not cover the entire objective due to short time factor. 25. Benefitted 43. Very Good
d. I will use the new learning, skills, ideas and knowledge in my work	64.29	35.71	0.00	2. Under the challenges and practical problems at local level 10. Could not cover the entire objective due to short time factor. 25. According to my capacity 43. Very Good
e. Adequate time and opportunity was provided to participants to share experiences	85.37	12.20	2.44	2. All sessions should be divided in three parts, 1/3 rd part should be fixed for interaction. 10. Within such a such time span this aspect can hardly be relieved. 25. In every session, time is

				reserved for sharing of experience – it is good. 26. I am feeling like and honoured to be a part of an extended judicial family
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	73.17	26.83	0.00	43. Very Good
b. comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	87.80	12.20	0.00	1. Latest judgment of importance should be given 43. Very Good
c. up to date	77.50	22.50	0.00	43. Very Good
d. related to Constitutional vision of justice	87.80	12.20	0.00	43. Very Good
e. related to international legal norms	29.27	56.10	14.63	43. Very Good
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	77.50	22.50	0.00	2. Professional Ethics & Judicial officers code of conduct may be included in programme to change the mental set up of judges who are effected from social, economic and religious, caste and create its reflection on their orders/judgments. Sometimes who are under wrong perception, prejudice to some extent. 10. As the topics are minimal & deficient . 43. Very Good
b. The program was an adequate combination of the following methodologies viz. Group discussions	62.50	28.13	9.38	10. Not much occasion of such nature arose.
Case studies	73.81	26.19	0.00	43. Very Good
Interactive sessions	88.10	11.90	0.00	43. Very Good
Simulation Exercises	73.81	26.19	0.00	43. Very Good
Audio Visual Aids	78.57	16.67	4.76	43. Very Good
IV. INDIVIDUAL SESSIONS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. Discussions in individual sessions were effectively organized	78.05	19.51	2.44	10. No such arrangement was there. 43. Very Good

b. The session theme was adequately addressed by the Resource Persons	80.49	19.51	0.00	10. As resource persons are excellent in their assignments. 43. Yes. was adequately addressed
V. PROGRAM MATERIALS				
PROPOSITIONS	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	83.33	16.67	0.00	2. Session 15-Understanding Disability;_Session 16-Film screening; Session 19 Understanding <i>Ratio- Decedendi</i> -Were not useful and relevant for this group of officers. 43. Very Good
b. The content was updated. It reflected recent case laws/current thinking/ research/ policy in the discussed area	82.93	17.07	0.00	43. Very Good
c. The content was organized and easy to follow	75.61	24.39	0.00	43. Very Good. As it was explained at our level.
VI. RESOURCE PERSONS				
Name of the Resource Persons	Highly Effective & Useful	Moderate	Not Satisfactory	Remarks
Hon'ble Mr. Justice P K Misra	90.24	7.32	2.44	2. But, a jolly person 12. Excellent 13. I find useful in Remand of similar work. 16. He made me learn many other things as he is witty, he uses excellent skills. 17. Excellent 22. Educating; Hilarious 25. Teach by creating healthy atmosphere 26. Great Communicative skill 36. Super 41. Best Attitude. 42. Shared his knowledge through his remarkable jokes by creating humour. 43. As he reached to us simply.
Hon'ble Mr. Justice I A Ansari	88.10	11.90	0.00	2. But not given adequate time for interaction. 12. Excellent 13. For speedy disposal of civil cases tactics which told by Hon'ble Sir is useful of r all of us. 16. Very prompt he is and Excellent. 17. Excellent 25. Great knowledge 26. Very resourceful 36. Super 43. Could broadly think on heaving.

Hon'ble Mr. Justice B S Patil	76.19	23.81	0.00	2. Given modes of speedy trial in civil cases- Excellent 12. Excellent 16. Very knowledgeable person 17. Excellent 22. Very passionate, well prepared 25. Good teacher 26. Great teaching skill 43. Was effective in temporary injunction .
Hon'ble Mr. Justice A M Thipsay	80.95	19.05	0.00	2. Excellent 12. Excellent 16. Intelligent 17. Excellent 22. Very keen to solve problems 25. Great knowledge 26. Great practical experience in grass root level 43. was very good as he spoke at our level.
Hon'ble Mr. Justice M. Seetharama Murthi	78.57	19.05	2.38	12. Excellent 16. Very knowledgeable person 17. Excellent 21. Well prepared 25. Good command over case law 26. Very knowledgeable 36. Super 43. Excellent and very Informative
Hon'ble Mr. Justice Chandresh Bhushan	54.76	40.48	4.76	12. Excellent 16. Very rude attitude. 17. Excellent 26. Good 43. Very Good
Prof. B T Kaul	75.61	24.39	0.00	2. But lack of practicality 12. Excellent 16. Awesome 17. Excellent 22. Very articulate and logical 25. Good 26. Good 41. Had less time to listen to him 43. Very Good
Prof.(Dr.) Khushal Vibhute	58.54	39.02	2.44	12. Amazing presentation 16. Practical approach 17. Excellent 25. Good 26. Good 43. Could learn better
Mr. Sumit Roy	65.85	31.71	2.44	12. Excellent 16. Very clear and practical learning 22. Very enjoyable 25. Good 26. Experienced how a great teaching can do wonders 43. Gave us broader vision
Dr. Balram K. Gupta	80.00	20.00	0.00	2. He is excellent academician, having practicality

Senior Advocate, Director, NJA Bhopal				12. Amazing excellent 17. Excellent 25. Good 26. Knowledgeable 36. Super 43. Very effective.
Mr. K. Sasidharan Registrar (Academic), NJA Bhopal	52.50	40.00	7.50	12. Amazing excellent 17. Excellent 25. Good 26. Good 43. Very Good
Prof. S P Srivastava Professor, NJA Bhopal	82.93	17.07	0.00	2. Excellent 12. Mood changing to become constitutionalist judge 16. up to date presentation 17. Excellent 25. v. Good 26. Knowledgeable 36. Super 43. Very Good
Prof.(Dr.) Geet Oberoi Professor, NJA Bhopal	47.62	40.48	11.90	12. Mood changing to become constitutionalist judge 16. Not covered the practical aspects. 17. Excellent 25. Good Teacher 26. Not useful in practical field. 43. Made us realize.
Ms. Nidhi Gupta Assistant Professor, NJA Bhopal	70.73	26.83	2.44	2. Excellent 12. Mood changing to become constitutionalist judge 16. Focused to the topic 17. Excellent 25. Good 26. Great teaching skill 43. Gave us broader view.
Mr. K. Pattabhi Rama Rao, Assistant Professor, NJA Bhopal	50.00	45.24	4.76	5. Simple n sober 12. Amazing presentation 13. Find useful toward vision of witness orientation system. 16. Not practicable thinking as not possible with such poor infrastructure. 25. Good 26. Good 36. Super 43. Gave effective information on witnesses.
Overall, Resource Persons had expertise relevant to the sessions in which they participated	94.12	05.88	0.00	3. Especially Dr. BK Gupta, Justice Murti, Justice Ansari, Mishra sir and Sasidharan sir. Srivastava Sir was superb. 36. Super 43. We will take back a lot of information to improve.

VII. HOSPITALITY				
PROPOSITIONS	Good	Satisfactory	Poor	Remarks
a. Arrangements for my reception and transport to and from railway station/ airport	90.24	9.76	0.00	10. Proper arrangements have been extended. Travel agency to be improved. 12. I had to wait 2&half hour for incoming to NJA in wait of some other participant trainee. 43. Excellent
b. Services at the reception counter	88.10	11.90	0.00	10. Needs to be improved 12. Up to the mark . Excellent 25. The people at the reception are very helpful . 43. Excellent
c. Hygiene and facilities in the room	88.10	11.90	0.00	10. Needs to be improved 12. Excellent 43. Excellent
d. Quality of food	73.81	26.19	0.00	10. Needs to be improved 12. Excellent 23. Should cut down on spices. However, variety of soups is very good. 43. Excellent
e. Arrangements in dining halls	85.71	14.29	0.00	10. Needs to be improved 12. Excellent 23. Overall very good experience. 43. Excellent
f. Assistance from travel desk for changes in travel reservations	79.49	15.38	5.13	10. Needs improvement 12. For visiting Lord Mahakaleswar temple inspite of booking a/c car, travel desk provided a car having not working a/c and saying 7 seater as 9 seater. 17. Despite informing on 12.09.14 that my return ticket is nto confirmed, yet today travel desk unable to get it confirmed or to make arrangement of Tatkal ticket.
VIII. GENERAL SUGGESTIONS				
a. Three most important learning achievements of this Programme	1. Practical role of a judge; Theoretical aspect of Law, Problems faced by fellow judicial officers all over the country. 2. The judicial work must be performed not only under procedural law, but also under the constitutional vision of justice; How ot deal with problems of other wings of Justice delivery system; Highly benefitted with the practical experience of resource person as well as officers of the NJA. 3. I got a new vision of what a judge can do especial lly in day to day discharge of his duties; it was something more useful that regular training programme ; am feeling more sensitized towards other organs of Cr. Justice. 4. The attitude of a judges or magistrate towards litigants and witness in Courtroom; The applications of case laws in judgments; The consciousness of judges towards punctuality and sincerity.			

5. To enhance legal knowledge among participants; to enhance excellence in dispensation of justice in light of changing law; sharing knowledge among the participants who represent different parts of the country.

6. Documentary screening; Ration Decendendi ; Fundamentals of Fair trails.

7. Prof. Kaul's lecture on Fair Trial in justice system; Justice Ansari's lecture Fundamentals of Fair Trial and Justice Thipsay's lecture on Dealing with Guilty and compensation to victims.

8. Speedy Trials in Civil cases; Ration of Judgment, Treatment of Witnesses.

9. Justice AM Thipsay- Role of Magistrates in Pre-trial cases; Justice IA Ansari- Fundamentals of Fair Trail; Justice BS Patil & Justice M Seetharama – Civil Litigation and Interlocutory orders.

10. Gave exposure to Indian Judiciary; Created confidence, scope for relax & comfort from daily work.

12. Law related with Disability; understanding Ration decidendi and Determination of juvenility; understanding witnesses.

14. Keep Group Discussions; More lectures on Hindu Law ; Lecture on Cyber Law be kept.

15. How to maintain coolness; Bad view towards institutions; How to approach reasoning aspect/Role of Judge.

16. Deal with the Disabled persons (as Dr. Roy taught); Victim oriented System and protecting the victims also; Civil and criminal justice system – new approach towards the court now; Sincere judge- best to have positive approach.

17. Role of magistrate in pre-trial stage; civil litigation dealing with procedural law; civil litigation – interlocutory orders.

18. Determining Juvenility; Understanding witness in judicial system, understanding disability and Ratio Decidendi

19. Basis on psychological of working not only on academic only; Best competent and learned Guest lecturers; How to work more effectively and proper management.

20. Ratio Decidendi; JJ Act; Lecture of Hon'ble Justice PK Misra

21. To check the period of 60/90m days before extending the remand custody; sensitivity towards disabled persons; Human approach towards witness.

22. Better appreciation of our constitutional duty to dispense justice; Knowledge of latest case law on certain topics; Better approach towards and understand disabled persons.

23. Management of the Court work; clear basis of Civil litigation; sensitization towards victim compensation as well as role of witness.

24. Understanding disability, judicial reasoning and Ratio Decidendi.

25. This programme gave a new attitude to looking toward the working of day to day judicial work.

26. Enhanced knowledge; Exposure and sharing of experiences from every part of the country; the ambience of brotherhood.

27. Concepts are clear; Knowledge of case laws; useful of ratio decidendi

28. Understanding the concept of legal issues; Development of law.

29. How to find out the ration of a particular case; Understanding disability; Understanding Witness's capacity, ability to depose in a

	<p>Court, which is infact affected by his capacity to perceive a particular fact.</p> <p>30. Stress management; update my knowledge to new law and litigation.</p> <p>31. Needs of disabled persons was really sensitizing; How to read judgments from the constitutional point of view; knowing people and the judicial culture of different states.</p> <p>34. I had the opportunity to feel the difficulties of disabled more closely through the practical experience shared in the session; More clarity of legal concepts; learnt so may new things throught the sharing of experience by the resource persons as wellas my colleagues from different parts of the country.</p> <p>36. Execution problems; Gender justice-various aspects; Understanding disability.</p> <p>37. It made me courageous to put foth things known to me in a better way; Refreshed knowledge of Law and learnt law; How to be a good human being as a judicial officer.</p> <p>38. This programme helped us in updating the cases; it solved our many problems regarding procedural laws; it enhanced our vision to some things in a different manner.</p> <p>40. State of judiciary to delivery system in India; Fundamentals of Fair trial and Role of Magistrate.</p> <p>41. Leanred how our colleagues form different states are handling problems/challenges faced by us also ; Sensitization towards the role of judge has to play in the system; Refreshed the academic knowledge which is otherwise not possible due to the work schedule.</p> <p>42. Knowledge about the different practical applications of law in different parts o the country; Cetain new methods of good management as practiced in certain parts of our country; to apply law as per the changing conditions of society.</p> <p>43. Gave an opportunity to read better and to analyse better; Sensitized towards many topics; Got ot learn a lot of judgments which cannot be done at Station.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. Session 9- Civil Litigation: Dealing with Procedural Issues; Session 10 -Civil litigation: Interlocutory orders; Session 11-Civil litigation: Execution of orders/Decrees; Session 20-Simulation Exercise- because I deal with it every day</p> <p>2. Session 7: Fundamentals of fair trial & Session 9- Civil Litigation: Dealing with Procedural Issues- Did find very useful and relevant because both sermons told about speedy trial in civil case and fair trial in both, which are highly required for winning the confidence of common man.</p> <p>3. All sessions were interactive and got fair chance to ask and discuss queries.</p> <p>4. The interactive sessions in which participants were allowed to clear their doubts and questions with reasoning opportunity because such an opportunity are rarely available in training sessions.</p> <p>5. Every part of the programme is most useful because which are very useful and helpful to understand the different aspects of dispensation of justice and achieve excellence in Judiciary.</p> <p>6. Documentary screening</p> <p>7. Documentary shown to sensitize the judges; sensitize towards witness and guest of the court and hwo to find out Ration</p>

decidendi and Obiter Dicta

8. Documentary screening – I find that what is ground reality; judiciary should try their best to speed up trial.
9. Interlocutory orders- helps in day to day trial
10. All the classes I enjoyed –Best resource persons ; Best chosen topics; properly presented.’
12. Understanding witness in session 21 because new fundamental with regards to the witness has been enumerated.
14. Being a judge in a constitutional democracy. I learnt from Hon Director how I should be calm from example of Lord Denning and lot of other things.
15. Witness in Justice System- in respect of Human fallacies.
16. Interaction with Mr. Justice Misra, Justice Ansari & Justice Thipsay; Pracitcal approach of Dr. Sumit Roy and Prof Vibhute regarding the topic; the teaching of Prof. Kaul and Justice Murti.
17. Civil litigation dealing with procedural law- in this session I learnt how to dispose civil cases expeditiously.
18. Determining Juvenility- sometimes a problem arises what where the accused be sent jail/remand homw if he look/seems major and rather claims minor and there was no material available at the moment to determine.
19. Role of magistrate in pre-trial stage; Determining Juvenility
20. Ratio Decedendi- because it provides assistance tous how to apply precedents.
21. Session on Witness
22. Apart from certain highly educating lectures, the interactions with judicial officers from other parts of India in itself is very useful as it helped me to know and understand their working styles.
23. Role of Magistrate at trial stage, understanding witnesses roles, civil procedures, understanding disability and determining Juvenility.
24. Nature of criminal justice system of India; Roleof Magistrate in pre trial stage; Gender justice.
25. Session 6 because I find and came to know first time that judge can also play effective role in Pre- Trial stage.
26. The interactive sessions because it had an enriched effect a the end after coming across the problems and solutions from different part of the country.
27. Nature of criminal justice system in India. Role of Magistrate in pre-trial stage. This sessions are very important for daily court working.
28. Understanding the ratio decedendi. It is always difficult for a judge to find out the ratio.
29. Understanding Witness within the justice system.
30. Civil litigations. The classes were taken by Hon’ble Thipsa, Hon. Patil and Hon. Murti.
31. Class of Dr. Sumit Roy because it was interactive, interesting and engaging.
32. Understanding disability and determining juvenility.
34. All the sessions were useful and relevant.
35. Interactive sessions aw we had opportunity to discuss practical problems.
36. Juvenile justice- Juvenility; Execution problems; Fundamentals of Fair Trials.
37. Civil litigation on Interim order, Execution, Criminla justice

	<p>system in India , Role of Magistrate in Pre-Trial stage and fair trial for useful because it was interactive and equipped me with knowledge.</p> <p>38. The discussions relating to procedural laws has been very useful because it is useful in solving out our day –out problems in the court proceedings.</p> <p>40. Nature of Criminal Justice System in India.</p> <p>41. Discussion on Criminal Justice System headed by J. Ansari, J. Thipsay and J. Murti was the best one. It was most informative session.</p> <p>42. Most useful part of the programme is the session with Hon'ble Justice IA Ansari and the session relating to specially abled persons.</p> <p>43. The entire programme was useful as each programme had its positive aspect.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. Understanding disability because I have a brother who is disabled so I have empathetic sympathy and understood disability since I was very young.</p> <p>2. Session 16-Film screening; Session 19-Understanding Ratio- Decedendi Did find it very least useful because reasoning is not academic topic, it depends upon the way of any person individually. Session 16- is totally not tuned to this group of officers.</p> <p>3. Every part of the programme was useful and appreciable.</p> <p>10. No such programme was useless. All are of vital importance for the above three reasons.</p> <p>12. Judicial reasoning because it can't be common for everyone. Every person have his own reasoning which developed in due course of tiem from the social, cultural, educational experience and can't be common for everyone. If reference frame will change, reasoning becomes changed.</p> <p>16. Open discussion with Justice Bhushan as he already had so strict approach towards the subordinate judicial officers, he was not ready to even hear the vies and problems of subordinate judiciary.</p> <p>17. Documentary screening – in this session documentary screening shown in negative way of lower judiciary.</p> <p>18. Judicial reasoning because different people have different reasoning on the same issue even higher courts give a lot of judgment on some fact but the reasoning and same conclusion.</p> <p>19. Law and disability; Documentary screening</p> <p>20. All programmes are useful .</p> <p>21. All the part of the programme was useful and knowledge enhancing.</p> <p>22. Certain purely theoretical lectures. It would have been better if instead of such lectures we were given guidance on handling practical situations faced by us in our Courts.</p> <p>23. There is nothing like least useful because if used and perused rightly, every topic was highly useful. However, Judicial Reasoning lectue could have been delivered in a better way. The approach of the resource person was not up to the mark.</p> <p>25. I cannot find any part of the programme least useful.</p> <p>26. The philosophical classes which are only theoretical in essence.</p> <p>27. All programmes are useful</p> <p>28. Understanding the Law of Disability.</p>

	<p>29. Does not arise.</p> <p>30. Nil</p> <p>31. Class of Dr. Geeta Oberoi, coz it was beyond my comprehension and I found it least helpful in daily court working.</p> <p>34. All the sessions were quite relevant and enlightening. Additional suggestion- Modernization of Gym and Swimming pool is also required at the Recreation facility.</p> <p>35. Theoretical sessions and quotes from academic books.</p> <p>37. I did not find any programme is lease as all programmes found useful in one or the other way to enrich and enhance our knowledge in whole.</p> <p>38. Each and every part of the programme has been useful for us.</p> <p>39. The topic relating to judicial reasoning is least useful to us because reasoning is every order and judgment depends on the fact of every case. It does not learn by technical formula.</p> <p>40. Dealing with guilty and comprehension of victims, because ti was not carrying recent cases.</p> <p>41. None- All have added to our knowledge in their own ways. Please send the programme.</p> <p>42. None</p> <p>43. None. The only suggestion is that the topics should be sent in advance along with the instructions so that the candidate is prepared; Similarly difficulties/ questionnaire should also be made to be submitted one week before joining; So that the Academy also knows and is aware of the questionnaire to answer effectively.</p>
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