

INTRODUCTION

In October, 2006 the Academic Council of the National Judicial Academy (NJA), chaired by the Hon'ble Chief Justice of India, who is also the chairman of NJA, adopted the National Judicial Education Strategy. This Strategy was developed in September, 2006 at a meeting of High court Judges in charges of judicial education. This meeting, held at NJA, Bhopal, was chaired by Hon'ble Justice K.G.Balakrishnan, *Judge*, Supreme Court of India (as he then was) and was also attended by Hon'ble Justice S.B.Sinha, Judge, Supreme Court of India. The National Judicial Education strategy establishes, for the first time, a clear framework for national judicial education. The strategy sets the goal of national judicial education as enhancing timely justice through delay and arrears reduction and enhancing the quality and responsiveness of justice. The strategy aims to scale up national judicial education so as to provide every Judge an opportunity to participate in judicial education –at the state or national level-for at least one week each year. Under the strategy, the calendar for national judicial education was developed for the first time based on a systematic judicial education needs assessment carried out by all the High Courts in which Judicial Officers across the country were polled regarding their judicial education needs.

NJA has been implementing the strategy in earnest since October 2006. Under the strategy, national judicial education has taken a new approach. It provides an interactive forum for the Judges of India, across the country and across different levels of the Judiciary, to come together to discuss cross-cutting problems facing the administration of

Justice and develop solutions with inputs as needed from legal and inter-disciplinary inputs. NJA, in order to contribute to the enhancement of timely justice, has also taken up formulating proposals for policy development for consideration of the Supreme Court and the conference of Chief Justices. NJA has drafted a national judicial infrastructure plan. NJA is also developing minimum standards of infrastructure for state judicial academies. To implement this, programme, NJA has also strengthened its academic, administrative and financial capacity.

NATIONAL JUDICIAL ACADEMY

REPORT OF THE PROGRAMMES HELD FROM 1st JULY 2008 TO 31st MAY, 2009

P-159 WORKSHO P ON TECHNIQUES AND TOOLS FOR ENHANCING TIMELY JUSTICE: DELAY AND ARREARS REDUCTION AND ENHANCING QUALITY AND RESPONSIVENESS OF JUSTICE (SYNTHESIZING LEARNING FROM THE 25 NATIONAL AND REGIONAL WORKSHOPS HELD IN 2006-2007; AND IN 2007-2008) (18-20 July, 2008)

The Judicial Workshop on Techniques and Tools for Enhancing Timely Justice: Delay and Arrears Reduction and Enhancing Quality and Responsiveness of Justice was held at NJA from July 18th to 20th, 2008. There has been a clear comprehension over the past few years that the justice delivery system in the country requires a revamp, for the judiciary to retain its sanctity and integrity. Therefore, the main objective of the programme was to

deliberate on different tools and techniques for enhancing timely justice. Also the purpose of the workshop was to discuss and validate a draft action plan, derived from NJAs National and Regional Workshops on enhancing Timely Justice held in 2007, 2008, to reduce delay and arrears and enhance the quality of and responsiveness of Justice , focusing on actions within the control of Judges under existing constraints. The participants were from the district judiciary.

P- 160 ADVANCED SEMINAR ON PROCEDURAL LAW: “PROCEDURAL JUSTICE AND THE EFFECTIVE USE OF PROCEDURAL LAW FOR DELAY AND ARREARS REDUCTION” (18-20 July, 2008)

The Seminar on “Procedural Justice And The Effective Use Of Procedural Law For Delay And Arrears Reduction” was organized at NJA from 18th July- 20th July, 2008. There were 40 judges participated in the seminar from across the country. The objective of the seminar was to discuss the role of Procedural Law in securing Substantive Justice and to identify and discuss those provisions of Procedural Law that may be most effectively used to reduce delay and arrears and enhance the quality of Justice.

P-161 (a) MEETING OF DIRECTORS OF STATE JUDICIAL ACADEMIES ON PROGRAMME DEVELOPMENT LABS (PDL): EVALUATION AND FOLLOW UP OF NJA’S PROGRAMME DEVELOPMENT LABS (PDL) OF 2008-2009;

b) PDL ON FINDING THE LAW: EFFECTIVE RESEARCH TECHNIQUES AND TOOLS FOR JUDGES (19-22, July, 2008)

The National Judicial Academy conducted a Meeting of the Directors of State Judicial Academies (SJAs) on July 19-20, 2008, and a Programme Development Lab (PDL) on “Finding the Law: Effective Research Techniques and Tools for Judges” on July 21-22, 2008. Directors and Additional Directors of SJAs across the country participated in the meeting and the PDL. The meeting was intended to introduce and discuss the NJA’s proposal for structuring Programme Development Labs in 2008-09. The meeting discussed the Education for Educators (E for E) programmes conducted by the NJA in 2007-08, and follow-up programmes conducted by the SJAs on the basis of the E for E programmes. The NJA’s proposal for PDLs in 2008-09 was discussed and finalized. The meeting was followed by the first PDL for 2008-09, a PDL on “Finding the Law: Effective Research Techniques and Tools for Judges”. Issues relating to the conceptualization, development and delivery of a judicial education programme on the topic of Research Techniques and Tools were discussed. A lively discussion was had on the necessity of such a programme being conducted by the SJAs, followed by the demonstration of sessions on research techniques by Mr. Rajshekhar Rao, Advocate, and Mr. Prashant Iyengar, Advocate. The programme concluded with a discussion on the need to develop effective impact evaluation techniques for judicial education programmes.

**P-162 HIGH COURT JUSTICES' CONFERENCE ON CRIMINAL JUSTICE
ADMINISTRATION: KEY ISSUE AND CHALLENGES FOR NEWLY
ELEVATED HIGH COURT JUSTICES (22-27 July, 2008)**

The High court Justices Conference on Criminal Justice administration was held at NJA from 22nd to 27th of July, 2008. The main objective of this conference was to discuss and reflect on issues and challenges facing High Courts across the country in the area of criminal law and jurisprudence. In this context, a few themes were identified for discussion over four days of the Conference. These included approaches to appellate judging in criminal cases; appreciation of evidence and the power of appellate courts; Inherent powers of High Courts under Section 482 of the Cr.P.C; Criminal Law and the Protection of Constitutional Rights; Sentencing; Rights of Parties in the Criminal Justice System; Impact of Science and Technology on Criminal jurisprudence and white collar crimes. The discussions in the conference focused on issues of approach. Protection of rights of all the parties in the criminal justice system was emphasized on. The Hon'ble Chief Justice of India interacted with the participating High Court Justices through video conferencing and spoke about what he perceives as challenges facing newly elevated High Court Justices. Thirty newly elevated High Court Justices from across the country participated in the Conference.

**P-163 HIGH COURT JUSTICES' CONFERENCE ON "CRIMINAL JUSTICE
ADMINISTRATION IN INDIA: CURRENT ISSUES AND EMERGING
CHALLENGES" (26-27 July, 2008)**

The High court Justices Conference on Criminal Justice administration was held at NJA from 26th to 27th of July, 2008. The Conference was divided into two parts. On the first day of the Conference, one of the participating High Court Justices, from each High Court made a presentation on their High Court's contribution in the area of criminal justice administration over the past few years. The presentations provided a framework for discussion and also lead to exchanging of ideas on the various challenges facing criminal justice administration in the country. Hon'ble Mr. Justice C.K. Thakker, Judge, Supreme Court of India chaired the discussions on the first day. He provided his view on the issues identified and also commented on each of the presentations. On the second day, four themes were identified for discussion: the crisis facing criminal justice delivery system in India; death penalty; Section 482 of the Cr.P.C and emerging challenges. Issues pertaining to court management and planning were also discussed. Discussions on the second day were chaired by Hon'ble Mr. Justice S.B. Sinha, Judge, Supreme Court of India. Thirty High Court Justices from across the country participated in the Conference. They were also joined by the participants of the High Court Justices' Conference on "Criminal Justice Administration: Key Issues and Challenges for Newly Elevated High Court Justices."

P-164 SEMINAR ON "SUSTAINABLE DISPUTE RESOLUTION USING ADJUDICATION AND ADR: ISSUES AND CHALLENGES" ((25th -27th July, 2008)

The seminar on Sustainable Dispute resolution using Adjudication and Alternative Dispute Resolution was held from 25th to 27th July at NJA. The implementation of section 89, CPC requires strong understanding of the nature of disputes and elements of judicial settlement through ADR. Adjudication plays the central role in dispute settlement. The objective of the Programme was to help judges gain better insight on analyzing disputes and determining how to achieve lasting dispute settlement using adjudication and ADR.

**P-165 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ): NATIONAL LAUNCH AT NJA (1-3 August, 2008)**

The National Launch of Judicial Workshop on Planning and Management for Timely Justice was held at NJA from 1st to 3rd of August, 2008. In this Workshop The Hon'ble Chief Justice of India has identified the lack of a planning and management framework as a major obstacle in judicial reforms. The National Judicial Academy, drawing from its learning's from the various regional and national conferences on Techniques and Tools for Timely Justice, has proposed PMTJ. PMTJ would consist of (i) Court-wise planning, (ii) development of Information Management system for Administration of Justice (IMAJ), an integrated electronic database to support systematic planning and management of the judicial system. In this Workshop, extensive discussions were held on the above and consensus was reached that there is an immediate need to formulate a planning and management system for the Judiciary. It was also agreed that a bottom-up approach to planning and management is necessary, and that the primary responsibility for planning should lie with the individual Court itself, rather than its supervising Court.

After intensive discussion with the participants and resource persons, format of the proposed Court-wise Plan for Timely Justice (CPTJ) was finalized.

P-166 WORKSHOP ON “HUMAN RESOURCE MANAGEMENT IN THE STATE JUDICIARY: ISSUE AND CHALLENGES” (8-10 August, 2008)

The Judicial Workshop on Human Resource Management in the state Judiciary was held at NJA from 8th to 10th of August, 2008. The focus of the programme was to discuss and identify means of strengthening human resource management policies and standards so as to ensure that the best talent continues to be available to the judiciary in this challenging world. In a speech delivered in All India Seminar on Judicial Reforms held at Vigyan Bhavan, New Delhi on 23rd to 24th February, 2008, the Chief Justice of India said, “We are thinking of having Common Minimum Human Resource Management Standards for the Judiciary”. To help operationalise this vision, the workshop on Human Resource Management was organized. The main focus of the workshop was on the Identification of priority Issues, HR Development Framework, “Courts in the District Judiciary 2025:Envisioning the Future” and development of a common new vision, Identification of HR Issues and Manifestation of those issues in achieving the new vision. Gaps in identification of Impediments/Solutions; Development of a Common Set of Issues/Manifestation /Impediments/ solutions.

P-167 WORKSHOP ON “EFFECTIVE MANAGEMENT OF APPELLATE ADUDICATION FOR TIMELY JUSTICE” (8-10 August, 2008)

NJA has organized a three day workshop on effective management of appellate adjudication for timely justice from 8th to 10th of August, 2008 at NJA, Bhopal. The main objective of the programme was to ensure Timely Justice through strengthening the judicial skills to overcome the delay in appellate courts which contributes to overall delay and to improve the efficiency of appellate courts in rendering justice. The main thematic topics of the programme were: Role, Responsibility and Powers of Appellate Courts at the District Level, Appreciation of Evidence by Appellate Courts, Appreciation & Interpretation of Law by Appellate Courts, Sentencing (Criminal Cases) by Appellate Courts, Protection of Rights and Legal Aid: Role of Appellate Courts at the District Level, Managing Timeliness in Disposal of Cases: Role of Appellate Courts at the District Level, Judgment Writing at the Appellate Level. The panelists were the Hon'ble Justice P.K. Balasubramaniam, Hon'ble Justice Rajesh Balia, Hon'ble Justice Basant and Hon'ble Justice Adi Kumar Bashetti. Also the Presentations were made by Hon'ble Justice S.B. Sinha and Hon'ble Justice V.V.S. Rao. In the last Session, the participant judges discussed on the possible ways for ensuring timely disposal of appellate cases and allowing the decree holders to enjoy the fruits of the decree.

**P-168 FIRST ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs
UNDERGOING STATE LEVEL INDUCTION PROGRAMME (8-12 August, 2008)**

The First Orientation Programme for newly appointed ADJs was held at NJA from 8th August-12th August, 2008. Around 30 newly appointed additional district judges from

across the country participated in this programme. The participants in the programme were able to take advantage of the parallel Workshop on Effective Management of Appellate Adjudication for Timely Justice on the 8th and 9th of August. This was followed by a presentation on the Jurisprudence of the Supreme Court in 2007, conducted by Mr. Aman Ahluwalia, Advocate, in a session chaired by Hon'ble Justice S.B. Sinha. This was followed by intensive discussion on the Vision of the Subordinate Courts in 2020, presented by the Director, NJA. The discussion included such topics as the Role of the Courts and the Judge, the Constitutional Vision of Justice, and Judicial Method. The programme ended with a visit to the Bhopal district Courts.

P-169 WORKSHOP ON “JUDICIAL SKILLS FOR APPRECIATION OF EVIDENCE” (29-31 August, 2008)

The workshop on judicial skills for appreciation of evidence was held at NJA from 29th to 31st August, 2008. The Workshop was attended by around 30 District Court judges from all over India and its purpose was to discuss the skills for appreciation of evidence and to determine the role played by scientific and methodological skills in analyzing the evidence. The workshop also provided a forum to all judges to have a discussion and then to consolidate the viewpoints of different groups on various issues relating to Appreciation of Evidence and to find out the ways through which Judges can more effectively appreciate and use evidence in a particular case. Since Courts always face the problem of evaluating the credibility of a witness so through one session the focus was on finding out the ways for judging the credibility of a witness and discussed other relevant

issues like the credibility of a Child witness, the competence and compellability of the accused as a witness for defense, the concept of a chance witness, how much weight can be given to the testimony of a related witness etc. The main focus of the workshop was on use and appreciation of scientific evidence common examples of which include DNA analyses, hair and fiber comparisons, fingerprints, Brain Fingerprinting, lie detector and voice identification evidence etc. Through the Workshop the purpose was to find out the ways by which Judges can be able to tap the full potential of these Scientific Evidences in the Administration of Justice.

P-170 SEMINAR ON “CRIMINAL LAW AND PROCEDURE: CURRENT ISSUES” (29-31August, 2008)

The Seminar on Criminal Law and Procedure was held at NJA from 29th to 31st of August, 2008. Thirty judges from across the country participated in this seminar. The focus of the Judicial Seminar on Criminal Law and Procedure was to discuss challenges faced by the District Judiciary when adjudicating cases in the area of criminal law. Issues pertaining to terrorism, white collar crimes, effective legal aid, sentencing (including death sentence) and cyber crimes were discussed. An important area of discussion was the ever increasing role by played by the media in the criminal justice process and the responsibility of courts in safeguarding the rights of all the parties in the system. Emphasis was also on providing effective legal aid to persons accused of crime and thus ensuring a fair trial.

**P-171 HIGH COURT JUSTICES' CONFERENCE: NATIONAL CONFERENCE
OF NEWLY ELEVATED HIGH COURT JUSTICES (30-31 August, 2008)**

The National Conference of Newly Elevated High Court Justices was held at NJA from August 30 to 31, 2008. The Conference was attended by 34 High Court Justices from 15 High Courts. The Panelists included Hon'ble Justice S.B. Sinha, Hon'ble Justice R.V. Raveendran, Hon'ble Chief Justice Swatanter Kumar (Bombay High Court), Hon'ble Chief Justice A.K. Ganguly (Madras High Court), Hon'ble Justice Dharmadhikari, Prof. (Dr.) G. Mohan Gopal, Prof. Prabhat Patnaik and Mr. Ajay Kumar. The conference started with a discussion on the consequences and challenges flowing from globalization and liberalization of the Indian economy and identified the following as challenges facing our society: displacement of the poor, social justice, inequality, environment degradation, global warming, transborder insolvency, terrorism, and corruption, degradation of moral values in the society and ineffective implementation of laws. The participants highlighted problems of over-flooding precedents, delay and arrears, media trial, credibility of judges and inadequate knowledge of emerging laws as major impediments in the delivery of justice. The sessions of the conference were devoted to deliberations on contemporary constitutional, administrative and criminal law issues and case-law which directly impact the implementation of the constitution and the quality of justice. Among other things, Justice Sinha talked about the irreversibility of the economic forces of liberalization and globalization which calls for balancing individual rights with community rights without delving into policy matters of the state. In this regard, Justice Raveendran noted the impact of international conventions on domestic adjudication. There were also

discussions on the topics such as court management, retaining public trust, and ensuring transparency in the judiciary's functioning. The programme concluded with the administrative responsibilities of judges with focus on methodology, judicial ethics and case-management. The role of high court judges in the implementation of the constitution and administration of justice served as the leitmotif for the conference.

**P-172 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (EAST ZONE)(5-7 September,2008)**

The first Regional Workshop on PMTJ was organized by the NJA along with the Hon'ble Patna High Court and the Bihar State Judicial Academy at Patna on September 5-7, 2008. Over 70 judges from the East Zone States participated in this Workshop. The object of the Workshop was to emphasize the need for planning and management in the judicial system, and also to introduce and discuss the PMTJ framework developed by the NJA. Towards this end, the first day was devoted to discuss the state of the Indian Judiciary, challenges faced by it and also the urgent need for a systematic planning and management framework. Then, the NJA elaborated on the PMTJ framework and the need for Court-wise planning. After elaborate discussions on the Court-wise Plans for Timely Justice (CPTJ), the participants prepared draft plans for their individual Courts. Best practices on court management and case management were also exchanged.

**P-173 SEMINAR ON "HUMAN RIGHTS LAW:CURRENT ISSUES"(12-14
September,2008)**

The National Judicial Academy organized a seminar on Human Rights Law: Current Issues from September 12-14, 2008. 27 judges from all across the country participated in the programme. The objective of the seminar was to understand the challenges of protecting human rights in India and in this context, to critically examine the role of the district judiciary in protecting such rights. Accordingly, the first day was devoted to understanding the ground-level challenges in protecting human rights. Social activists and workers spoke about their experiences in the field and the challenges they face in mediating between the state and the citizen. In this backdrop, the role and responsibility of district judiciary was discussed. After discussing the jurisprudence of human rights law, a detailed discussion was undertaken regarding approaches towards protecting human rights in civil and criminal proceedings. Simulation exercises were extensively used throughout the programme. On 14th September, 2008, the participants of the seminar attended a talk by the Chief Justice of India, organized by the MP Human Rights Commission. Later in the day, they interacted with the Chief Justice of India, a special session convened for this purpose.

P-174 PROGRAMME DEVELOPMENT LAB ON JUDGING AND JUDICIAL INSTITUTIONS (12-14 September, 2008)

The Programme Development Lab on Judging and Judicial Institutions was held at NJA from September 12 to 14, 2008. Thirteen representatives from thirteen State Judicial Academies participated in the programme. The purpose of this programme was (a) to take

stock of the work of the state judicial academies on judging and judicial institutions; (b) to discuss NJAs programmes on the topic and (c) to develop a model programme for the SJAs on the same topic. On the second day of the PDL, the participants presented detail description of the ongoing work of their respective SJAs in this cluster. A similar presentation on NJAs programmes in the cluster was followed by a discussion on the model programme on judging and judicial institutions. Here, NJA emphasized on the need to understand the constitutional vision of justice and transformation of the role of judges into protectors of constitutional rights. NJA brought out the prevalent models of judging viz. ‘divine’ judging and ‘colonial’ judging and described them as ineffective in implementation of the constitution. The participants’ questions/concerns/doubts regarding the rights-protective model of judging were deliberated upon at length. One of the major outcomes of the PDL was mutual-sharing of the ongoing work at SJAs. This resulted in an exhaustive compilation of the prevalent themes and topics under this cluster which would serve as a guide for conceptualizing future programmes.

P-175 WORKSHOP ON “EFFECTIVE TRIAL PROCESS MANAGEMENT IN COMPLEX CIVIL AND CRIMINAL TRIALS”(19-21 September,2008)

NJA has conducted a National Judicial Workshop on Effective Trial Process Management in Complex Civil and Criminal Trials from 19th to 21st September, 2008 at NJA, Bhopal. The main object of the programme was to identify the techniques and tools that may be used by judges to enhance timely justice in complex civil and criminal trials. The programme was designed in a way that it could come up with some practical

solutions to overcome the bottlenecks in the trial process and to enhance timely justice. The themes for discussion were defining a Normative Framework and Quality and performance standards, Identifying and Overcoming Key bottlenecks and Enhancing Efficiency of Process, Use of ADR and Plea Bargaining, securing Effective Cooperation from the Stakeholders and Handling Complex Trials: Challenges and Solutions. The Panelists included Hon'ble Justice I.A. Ansari from Gauhati High Court, Justice R. Basant from Kerala High Court Adv. Subba Rao Former Chairman of Bar Council of India and Justice Roshan Dalvi. The main out put of the workshop were (1) the participant's judges participated well to give a normative frame work for complex trial and some points of consensus on quality and performance standards. The participant judges also identified key bottlenecks and tried to find out solutions within existing constraints. On the whole all the participants agreed that the mind set of the judges should be changed to understand the proactive role the judge and thus to manage the trial process effectively for securing justice.

P-176 SEMINAR ON “EVIDENCE LAW AND FORENSIC SCIENCE: CURRENT ISSUES”(19-21 September,2008)

The Seminar on Evidence Law and Forensic Science was held at NJA from 19-21 September, 2008). Twenty eight judges from across the country participated in this seminar. The focus of this programme was to discuss developments in scientific evidence and newer techniques in crime detection. The role of the court when such evidence is brought before and whether there is a need for a different approach to judging in this

context formed the core of discussion. The seminar began with discussions on the issue of the interface between the Constitution and forensic science. Experts in various areas like ballistics, medical evidence, narco-analysis, polygraphy, brain mapping, forensic psychiatry and DNA testing made presentations on these techniques. This was followed by discussions on the admissibility and appreciation of this evidence. The role of the judge in this context was analyzed. Further, the manner in which every judge can use scientific evidence in each of his/her cases was discussed.

P-177 PROGRAMME DEVELOPMENT LAB ON JUDICIAL EDUCATION:GOALS, METHODS AND TOOLS(19-21, September)

The National Judicial Academy conducted a PDL on “Judicial Education: Goals, Methods and Tools” from September 19-21, 2008. The PDL was attended by Directors and Additional Directors of State Judicial Academies, as well as judges who are visiting the SJAs as faculty members. The objective of the PDL was to develop a common understanding of the objectives and goals of judicial education, explore the methods that can be used to achieve those goals, and understand the use of different tools in judicial education. The NJA framework on judicial education was presented and discussed in detail, and the meeting concluded with a consensus that the SJAs may use the NJA framework as a model for developing judicial education in their respective States, where possible.

P-178 SEMINAR ON “GENDER AND LAW: CURRENT ISSUES” (26-28 September, 2008)

The National Judicial Academy conducted a Judicial Seminar on “Gender and Law: Current Issues”, between 19th and 21st September, 2008. The objective of the seminar was to strengthen the role of Courts in (a) protecting the fundamental right of women to equality before the law and equal protection of the laws under Article 14 of the Constitution; (b) enforcing the prohibition of discrimination on the grounds of gender under Article 15; and (c) enhancing effective implementation of various laws, regulations and judicial precedents that seek to achieve the gender equality objectives of the Constitution. With this objective, five themes were chosen for discussion as current issues in this area: Family / Private Relationships, under which the Protection of Women from Domestic Violence Act and Section 498A were discussed; Labour and Employment, under which the law relating to Sexual Harassment at the Workplace was discussed; Health/Reproductive Rights, in which the relationships between the Law on Abortion, PNDT, MTP Acts and access to reproductive health was explored; Crime, in which sexual assault – Rape, Molestation, etc were dealt with, and Judging and Gender Justice, in which the impact of judicial method and approach on realizing gender justice were discussed. Justice Prabha Sridevan, Justice Gita Mittal, Dr. V.S. Elizabeth and Dr. Somali Gupta guided the discussions and conducted the sessions.

P-179 SECOND ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs UNDERGOING STATE LEVEL INDUCTION PROGRAMME (26-30, September, 2008)

The Second Orientation Programme for newly appointed ADJs was held at NJA from 26th -30th of September, 2008. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme- “Visualizing India’s Subordinate Courts in 2025”. The first session started with introduction to NJA and the programme. Thereafter the ADJs presented reports of their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble Justice G.C.Bharuka, Hon’ble Justice V.K.Shali and Hon’ble Justice Kurian Joseph also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the 4th day of the programme the Academy presented its visualization of the District courts in the year 2025. Based on the discussion of all the 4 days the participants once again prepared a report of their Visualization of the district courts in the year 2025. On the last day of the programme local visit was organized for the participants.

P-180 HIGH COURT JUSTICES CONFERENCE ON “STRENGTHENING THE ADMINISTRATION OF JUSTICE: CURRENT ISSUES AND EMERGING CHALLENGES”(27-28 September, 2008)

The Conference of High court Justices on strengthening the administration of justice in India was organized at NJA from 27^h-28th of September, 2008. The Conference was attended by around 30 High Court Judges from different states and was chaired by Hon’ble Justice S.B. Sinha. The conference focused on finding out the ways by which the system of Administration of Justice can be improved in particular on developing a Planning and Management system for Timely Justice (PMTJ) consisting of (i) a system of Court-wise planning, (ii) systems of case load management and case management; and (iii) development of an Information Management System for Administration of Justice (IMAJ), an integrated electronic database to support systematic planning and management of the judicial system (iv) and Human Resource Management in Judiciary. The main purpose of the National Conference of High Court Justices was to submit the suggestions developed by National Judicial Academy for strengthening the administration of justice to Hon’ble Justices from High Courts for discussion to obtain their feedback and guidance so that the revised proposals can be submitted to the Hon’ble CJI for his consideration and appropriate further action. The Conference also provided an important forum for High Courts to share notes and experiences about initiatives being taken by them to strengthen the administration of justice.

**P-181 THIRD ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs
UNDERGOING STATE LEVEL INDUCTION PROGRAMME (3-7 October, 2008)**

The Third Orientation Programme for newly appointed ADJs was held at National Judicial Academy from 3rd-7th of October, 2008. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025”. The first session started with introduction to NJA and the programme. Thereafter the ADJs presented reports of their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble Justice Chandresh Bhushan, Hon’ble Justice R.C. Chavan and Hon’ble Justice M.R. Shah also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the 4th day of the programme the Academy presented its visualization of the District courts in the year 2025. Based on the discussion of all the 4 days the participants once again prepared a report of their Visualization of the district courts in the year 2025. Use of ICT and other modern methods of management were also demonstrated in this programme. Visit to State Human Rights Commission was also made a part of the programme. On the last day of the programme local visit was organized for the participants.

P-182 WORKSHOP ON “JUDGING SKILLS FOR EFFECTIVE USE OF ADR: MEDIATION, LOK ADALAT AND PLEA BARGAINING” (17-19 October, 2008)

The Judicial Workshop on “Judging Skills for Effective Use of ADR: Mediation, Lok Adalat and Plea Bargaining” was held at the National Judicial Academy from 17th -19th October, 2008. The objective of the Seminar was to discuss and develop judging skills needed for the effective use of ADR including mediation, lok adalat and plea bargaining. The workshop discussed the strategies for effective use of Alternative dispute mechanism for reducing delay in litigation and finding more time by court to attend litigations involving right issues. This workshop was attended by around thirty judges from across the country.

P-183 PROGRAMME DEVELOPMENT LAB ON COURT PROCEDURES, ADR AND DISPUTE SETTLEMENT (17-19 October, 2008)

The National Judicial Academy conducted a Programme development lab on Court Procedures, ADR and Dispute Settlement from 17th -19th October, 2008. The PDL was attended by Directors and Additional Directors of State Judicial Academies, as well as Judges who are visiting the SJAs as faculty members. The purpose of this programme was to take stock of the work of the state judicial academies on court procedures, ADR and dispute settlement and discuss NJAs programmes on the topic and to develop a model programme for the SJAs on the same topic.

**P-184 HIGH COURT JUSTICES' CONFERENCE ON HUMAN RIGHTS LAW:
CURRENT ISSUES AND EMERGING CHALLENGES (18-19 October, 2008)**

The National Judicial Academy organized a National Conference of High Court Justices on “Human Rights Law: Current Issues and Emerging challenges” from October 18-19, 2008. The objective of the conference to understand the challenges faced by High Courts in protecting human rights; to discuss how High Courts are responding to these challenges; and to examine the contribution of High Courts in developing the jurisprudence of human rights. Accordingly, programme began with presentations by various High Courts on recent developments in Human Rights Law and Jurisprudence in their courts. The approach and recent contribution of the Supreme Court were also discussed. With this background, the deliberations turned to looking at three types of human rights challenges that are being agitated before the Courts: 1. Human Rights *vis-à-vis* Economic Development; 2. Human Rights *vis-à-vis* Security and Safety; 3. Human Rights *vis-à-vis* preserving the Social Order. In light of these discussions, the participants discussed judicial approaches to human rights challenges and deliberated on a possible agenda for reform. 25 judges from all across the country participated in the programme.

**P-185 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (NORTH ZONE: DELHI, PUNJAB&HARYANA,
UTTAR PRADESH, UTTARAKHAND, HIMACHAL PRADESH, JAMMU &
KASHMIR)(29 November-1 December, 2008)**

The National Judicial Academy, along with the Hon'ble Punjab & Haryana High Court conducted a three day judicial workshop on Planning and Management for Timely Justice for the North Zone States at Chandigarh. Around 100 judges from the subordinate Courts participated in this workshop. In this programme, the concept of planning and management for the district judiciary was introduced. The PMTJ framework is predominantly a bottom-up, Court-wise planning system with separate case management and caseload management systems. It also encompasses Human Resource Management and Information Management system for Administration of Justice (IMAJ). These aspects of PMTJ were discussed in detail. The template for Court-wise Planning for Timely Justice (CPTJ) formulated by the NJA was discussed by the participants in detail.

P-186 WORKSHOP ON SOCIALLY SENSITIVE JUDGING: JUDGING SKILLS FOR PROTECTING THE RIGHTS OF POOR AND SOCIALLY EXCLUDED LITIGANTS;PUBLIC INTEREST LITIGATION;IMPLEMENTATION OF LEGAL AID AND STRENGTHENING ACCESS TO JUSTICE (14-16 November, 2008)

The National Judicial Academy organized a National Workshop on “Socially Sensitive Judging” from November 14-16, 2008. The objective of the programme was to understand the meaning of social exclusion; to provide an overview of the extent, prevalence, patterns, causes and consequences of social exclusion in Indian society; and to discuss whether the state, including the judiciary, exacerbates or ameliorates this

situation. In this light, the programme sought to highlight the special responsibility of courts within the Constitutional scheme in addressing the issue of social exclusion and to understand how court processes might contribute to judicial, and hence, social exclusion. With this background, the programme aimed at developing methodologies for gender-, poverty-, caste- and religion- sensitive judging. The programme relied extensively on simulations and break out group exercises. 26 judges from all across the country participated in the programme.

P-187 WORKSHOP ON “STRATEGIES FOR STRENGTHENING EQUAL ACCESS TO COURTS AND USER-FRIENDLINESS OF JUDICIAL INSTITUTIONS” (14-16 November, 2008)

The Judicial Workshop on Strategies for Strengthening Equal Access to Courts and User-Friendliness of Judicial Institutions was held at NJA from November 14th -16th , 2008. The purpose of the programme was to develop effective strategies for identifying access to justice issues and overcoming them; for assessing and enhancing user friendliness of courts and improved communication between courts and justice seekers.

P-188 FOURTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs UNDERGOING STATE LEVEL INDUCTION PROGRAMME (14-18 November, 2008)

This programme was attended by 30 newly appointed ADJs from all over the Country and was held at NJA from 14th -18th, November, 2008. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025” The first session started with introduction to NJA and the programme. Thereafter the ADJs presented reports of their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble Justice A.L. Dave, Hon’ble Justice Indira Banerjee, Hon’ble Justice R.Banumathi and Hon’ble Justice Navin sinha also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the 4th day of the programme the Academy presented its visualization of the District courts in the year 2025. Based on the discussion of all the 4 days the participants once again prepared a report of their Visualization of the district courts in the year 2025. On the last day of the programme local visit was organized for the participants

P-189 SEMINAR FOR SENIOR DISTRICT JUDGES ON CONSTITUTIONAL AND ADMINISTRATIVE LAW: CURRENT ISSUES (21-23 November, 2008)

The National Judicial Academy organized a Judicial Seminar for Senior District Judges on “Constitutional and Administrative Law: Current Issues” from 21st -23rd, November,

2008. The purpose of the programme was to familiarize senior members of the District Judiciary with Constitutional and Administrative Law adjudication in High Courts, and also to develop effective strategies for an expanded role for Subordinate Courts in upholding Constitutional Rights and Principles of Administrative Law within their jurisdiction and powers. The first day of the seminar began with the presentations of Mr. Sudhir Krishnaswami and Mr. Mrinal Satish on Role of Courts in upholding constitutional governance, Protecting Constitutional Rights and upholding Administrative Law Principles in Criminal Adjudication. On the second and third day of the programme Hon'ble Justice C.K. Thakker, Hon'ble Justice S.B. Sinha, Hon'ble Justice V.K. Shali and Hon'ble Justice Raghu Ram chaired the discussions on the topics Protecting Constitutional Rights and upholding Administrative Law Principles in Civil Adjudication, Proactive Protection of Constitutional Rights and Administrative Law Principles by Subordinate Courts and constitutional and Administrative Law Adjudication in High Courts. They provided their views on the issues identified. The Seminar was attended by 26 judges from across the country.

P-190 SEMINAR ON TORT AND CONSUMER PROTECTION LAW (21-23

November, 2008)

The National Judicial Academy organized a Judicial Seminar for Senior District Judges on Tort and Consumer Protection Law from 21st -23rd, November, 2008. The objective of the Seminar on Tort and Consumer Protection Law was to emphasize on the greater use of Private Action through civil cases to redress personal injury. The Seminar started with a group discussion among the participating judges in order to find out the reasons for the

lack of Tort litigation in India and what are the social responses to Tort Litigation. The next two sessions highlighted the International experience and practices relating to Tort litigation and the corresponding Indian Legal framework. The sessions on Critical Evaluation of Consumer Protection law in India provided a valuable insight in to the use and effectiveness of Consumer Protection Laws in which Hon'ble Justice M.B. Shah, who has been the Head of the National Consumer Forum and the present Chairpersons of Delhi and Maharashtra State Consumer Forum guided the participating judges on the issues underlying the Consumer disputes and stressed on strict adherence of the Consumer Protection Act to avoid any delay in proceedings. The discussion in the Sessions on Barriers to Tort Litigation in India and the Strategies to make sub-ordinate courts more responsive stressed on the need for the Courts to be more proactive in dealing with matters involving tortuous injuries and the necessity to realize what the judges can do most effectively within the existing constraints. The Seminar was attended by around 30 Senior District Court judges from all over India.

SPECIAL EVENT:

**NATIONAL CONSULTATION ON LEGISLATIVE REFORM OF
PROCEDURAL LAW FOR ENHANCING TIMELY JUSTICE (23 NOVEMBER
2008)**

This one day special event commenced with an introduction by the Director, NJA, who also set the agenda for this day. It was agreed that the Hon'ble High Court Justices would propose amendments to Civil and Criminal Procedure and provide a policy direction to

legislative reforms. Therefore the primary goal of this Consultation was to provide a mandate and strategy for future reform. In line with the above discussed objective, various provisions of the CPC and CrPC were discussed during the day and proposals for amendments at various levels of procedural law were mooted, deliberated upon and analyzed. All participant judges made incisive presentations on various aspects of CPC and CrPC. These were followed by lively discussions that finally resulted in myriad proposals for legislative change. Given the multitude of suggestions and paucity of time, it was agreed that these suggestions would be compiled by the NJA with assistance and inputs from all High Courts. The event concluded with the promise to meet again and continue introspection on legislative reform, which could eventually lead to a robust system of procedural laws, free from undue delay in delivery of justice.

P-191 PROGRAMME DEVELOPMENT LAB ON PUBLIC LAW (7-9 November, 2008)

The National Judicial Academy conducted a Programme development lab on Public Law from November 7th -9th, 2008. The PDL was attended by Directors and Additional Directors of State Judicial Academies, as well as Judges who are visiting the SJAs as faculty members. The purpose of the programme was to discuss in detail judicial education programmes currently offered in this area at the national level and at the state level and identify new areas where new programmes are needed to fill any gaps. The programme concluded with a discussion on the need to develop effective impact evaluation techniques for judicial education programmes.

P-192 SEMINAR ON GLOBALIZATION AND LAW: IMPLICATION FOR DISTRICT JUDICIARY (7-9 November, 2008)

The seminar on “Globalization and Law: Implications for District Judiciary” was held at the NJA from November 7th -9th, 2008. The overall objective of this programme was to discuss how the judicial system at the district level needs to evolve so as to effectively respond to the challenges of globalization. The first day of this seminar was spent in discussing the meaning of globalization and its impact on the subordinate judiciary, with valuable insights from Mr Pravin Jha (Economist) and Prof. Mohan Gopal (Director, NJA). On the second day greater emphasis was placed on identifying key areas of change, where the district judiciary needs to revamp itself to respond adequately to the challenges of globalization. Broadly, the discussion revolved around changes needed in the (i) role of district judiciary; (ii) judicial method and access to justice; and (iii) knowledge and method for adjudication, especially in dealing with foreign and international elements. These discussions were guided by Hon’ble High Court Justices – Justice Rajive Bhalla (Punjab and Haryana High Court) and Justice I.A. Ansari (Guwahati High Court) who chaired the sessions. Further, Prof. Govindraj Hegde (NLSIU) and Mr Dayan Krishnan (Lawyer) spoke on ‘jurisdiction and choice of law’ and ‘cross border crimes’ respectively. These sessions on knowledge sharing proved insightful and provided a concrete framework for discussion and analysis. On the third and final day, Prof Hegde and Miss Aparna Chandra (NJA) spoke further on current and emerging issues in international arbitration, enforcement of foreign and arbitral awards

and international judicial co-operation. Lastly, participants (around 30 district judges) engaged in detailed discussion and analysis to identify a vision and strategic path for the judicial system at the district level to best respond to the challenge of globalization. Thus, the programme was fruitfully concluded with a roadmap for implementing changes, discussed during the previous three days.

P-193 HIGH COURT JUSTICES'CONFERENCE ON ENVIRONMENT PROTECTION, SUSTAINABLE DEVELOPMENT AND THE LAW: KEY ISSUES AND CHALLENGES (8-9 November, 2008)

In this two-day Conference of High Court Justices, several aspects of environmental law and challenges in environmental governance were discussed. Participant Judges presented the engagement of their respective High Courts with environmental law and governance followed by discussion on strategies to protect the environment through judicial intervention. On the first day, Ms. Sunita Narain presented an alternative framework of development that is not based on the western model or resource-intensive. She also emphasized the need for Judiciary's continual engagement with the environment in light of India's ailing governance structures. Chaired by Hon'ble Justice S.B.Sinha, on the second day of the Conference, the recent Supreme Court jurisprudence on environmental law, particularly in the area of sustainable development, was analyzed. The role of Courts in environmental protection is a hotly debated topic, and with Mr. M.C.Mehta and Mr. Mahendra Vyas, prominent environmental lawyers as resource persons, this discussion was conducted. The broad consensus that emerged from this Conference was that India is

facing a crisis of environmental governance and it is the duty of the Judiciary to proactively deal with these concerns.

**P-194 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (WEST ZONE: BOMBAY, RAJASTHAN,
GUJARAT, MADHYA PRADESH) (5-7 December, 2008)**

The Judicial Workshop on Planning and Management for Timely Justice (west zone) was held at NJA from November 5th -7th, 2008. The objective of this West Zone Workshop was also to analyze the needs and requirements of a system on Planning and Management in the four states of M.P., Gujarat, Rajasthan and Maharashtra and to provide an opportunity for inputs and suggestion of judges from these four states on the proposed framework and its implementation. The Workshop was chaired by Hon'ble Justice S.B. Sinha and valuable inputs were provided by the senior most High Court judges from M.P., Gujarat, Rajasthan and Maharashtra. It was attended by 110 Senior District Court judges from the respective four states under the West Zone.

**P-195 SEMINAR ON SECURING CONSTITUTIONAL JUSTICE IN THE
FAMILY: KEY CHALLENGES (12-14 December, 2008)**

The National Judicial Academy organized a Judicial Seminar for Senior District Judges on "Securing Constitutional Justice in the Family: Key Challenges" from 12th -14th, December, 2008. The purpose of the programme was to discuss and clarify how courts

should promote Constitutional rights and values within the family and not compromise on such values and rights for the sake of competing social values. In this context, a few themes were identified for discussion over three days of the programme. These include Clash of Constitutional and Traditional Values: The Family in a Changing World, Marriage, Divorce, Maintenance & Custody, Adoption, Inheritance & Succession, Domestic Violence, Child Abuse, Changing Status of Women, and Protecting Constitutional Rights in the Family and Equipping Family Courts to fulfill their responsibilities. Justice Indira Banerjee, Prof. Poonam Saxena, Ms. Sarasu Esther Thomas, Prof. Mukesh Srivastava and Ms. Flavia Agnes guided the discussions on these themes. The focal point of the programme was that as Family law matters constitute one of the most important areas of litigation before the subordinate courts so in this regard judicial protection of constitutional rights within the family must be strengthened. The seminar was attended by around 30 judges from across the country.

P-196 PROGRAMME DEVELOPMENT LAB ON CIVIL, COMMERCIAL AND ECONOMIC LAW(INCLUDING LAND LAW) (12-14 December, 2008)

The purpose of “Programme Development Labs” (PDLs) has been to jointly develop and design specific judicial education programmes by NJA and the State Judicial Academies, for subsequent delivery by State Judicial Academies at the State level. PDL on Civil, Commercial and Economic Law was aimed at a very comprehensive analysis of the ongoing training programmes in the SJAs in these areas and the need to develop a content specific program schedule for being used at SJAs. It focused on not only design aspects

but also the content of programmes and, as needed, training of the SJAs to deliver the programme as well as impact evaluation methods. Directors and Additional Directors of the SJAs participated in the PDL. The outcome of this PDL was a very effective content based judicial education program on Civil, Commercial and Economic Law which then can be used as an input into similar programmes of the State Judicial Academies.

P-197 HIGH COURT JUSTICES' CONFERENCE ON CIVIL, COMMERCIAL AND ECONOMIC LAW IN INDIA: CURRENT ISSUES & EMERGING CHALLENGES (13-14 December, 2008)

The primary objective of this conference, attended by over 25 High Court judges, was to strengthen the civil, economic and commercial legal and adjudication system in India. This included the strengthening of the role of courts in timely protection of public and private rights, enforcement of duties and accountabilities and safeguarding of legality. In pursuance of the above objective, the following issues were discussed during the two days of the conference – identification of key developments in law and crucial challenges facing civil, economic and commercial law and adjudication in Indian courts. Viable solutions to these challenges were also proposed and discussed during the programme. Sessions of this conference were chaired by the Hon'ble Mr. Justice S.B. Sinha, Judge, and Supreme Court of India, who interacted with all participants, exchanged ideas with them and provided a framework for discussion during the conference. These discussions were further guided by eminent resource persons, experts from various fields, who made presentations on several specialized areas of civil, economic and commercial law – Dr.

Subhashish Gangapadhyay (Ex-Advisor to the Finance Minister) who spoke on the changing context of economic and commercial law, changing role of the state, and expanding role of international and foreign law; Mr. Nitin Thakker (Senior Advocate, Bombay High Court), who made an insightful presentation on current and controversial issues in banking law and securitization; Mr. Arvind Datar (Senior Advocate) made a thought provoking presentation on emerging issues in taxation law and Mr. Shuva Mandal (Partner, AZB & Partners) shed valuable light on the investment and trade regime in India; Mr. Amit Kapur (Partner, Jyoti Sagar and Associates) spoke extensively on tribunalization and the role of independent regulatory authorities; Mr. J. Ranganayakulu (Executive Director (Legal) SEBI) and Mr. Somasekhar Sundaresan (Partner, Jyoti Sagar and Associates) talked about issues in corporate and securities law, corporate governance and corporate social responsibility. Finally Prof. Mohan Gopal (Director NJA) discussed key developments in International commercial and economic law. The Conference was concluded with presentations from delegate justices on recent High Court jurisprudence on civil, economic and commercial law in India.

P-198 WORKSHOP ON LAW PRECEDENT & INTERPRETATION OF STATUTES AND DEEDS (26-28 December, 2008)

The Judicial Workshop on Law Precedent & Interpretation of Statutes and Deeds was held at NJA from December 26th -28th, 2008. The objective of this workshop was to discuss in detail law and judicial method relating to appreciation of law: covering interpretation of statutes and deeds as well as the law of precedent. The workshop

identified the main issues and challenges in this area and formulated suggestions on how to enhance the quality of judicial approaches to law. The workshop concluded with the suggestions as to improve the predictability in decision making by district judiciary. The participants Judges also got an opportunity to interact with Dr. Vepa.P.Sarathi through video-conferencing. Justice V.V.S.Rao and Justice T.B. Radhakrishnan guided the discussion. This workshop was attended by around thirty judges from across the country.

P-199 SEMINAR ON ECONOMIC OFFENCES (26-28 December, 2008)

The main objective of this programme was to discuss judicial approaches in dealing with economic crimes. The seminar began with a discussion on what offences can be defined as “economic crimes.” Subsequently, approaches that the legislature has taken, for instance, introduction of strict liability, reverse onus clauses *etc* were analyzed and the judicial response to the same was examined. Money Laundering, Corruption, Cyber crimes, banking and Financial Frauds were discussed over the next two days. Functionaries investigating into these crimes were invited to discuss the context in which these crimes are being committed and the implications of the same. The participant judges then analyzed approaches that they ought to use, to effectively adjudicate on issues involving economic crimes. Sentencing in cases of economic crimes was also discussed in detail. Twenty five judges of special courts dealing with economic crimes participated in the seminar.

P-200 FIFTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs
UNDERGOING STATE LEVEL INDUCTION PROGRAMME (26-30 December,
2008)

The Fifth Orientation Programme for newly appointed ADJs was held at NJA from 26th - 30th of December, 2008. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025”. The first session started with introduction to NJA and the programme. Thereafter the ADJs presented reports of their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble Justice Deepak Verma, Hon’ble Justice B.Prakash Rao and Hon’ble Justice Navin Sinha also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the 4th day of the programme the Academy presented its visualization of the District courts in the year 2025. Based on the discussion of all the 4 days the participants once again prepared a report of their Visualization of the district courts in the year 2025. On the last day of the programme local visit was organized for the participants.

**P-204 WORKSHOP ON EFFECTIVE USE OF INTER-DISCIPLINARY SKILLS
AS TOOLS IN JUDGING (USING ANALYTICAL TOOLS OF PSYCHOLOGY,
SOCIOLOGY & ECONOMICS) (19-21 December, 2008)**

The Workshop on the Effective use of Interdisciplinary Skills as Tools in Judging was organized for the first time by NJA with an objective to provide a forum for Judges to discuss and analyze the conventional approaches to judicial decision making and to find out the extent to which analytical approaches, tools and techniques under various inter-disciplinary skills can be used in judicial decision making. During the programme valuable inputs were provided by the experts in respective fields of Economics, Sociology, Psychology, Political Science and Forensic Sciences. After a General introduction to inter-disciplinary approaches and tools; advantages and pitfalls; potential and limitations, the programme proceeded by underlining the goal of the judicial system to secure Constitutional Justice. It stressed on the point that the approaches and methods used by judges – consciously or unconsciously -- to make judicial decisions determines outcomes of court decisions and which is the reason why different courts come to the varying conclusions on the same facts. The programme introduced the analytical tools used in inter-disciplinary subjects like Sociology, Psychology, Economics, Political Science and Forensic Science to the judges which can be relevant to judicial decision making. Further the programme also focused on Analysis of impact of the use of such tools on outcomes of court proceedings. The workshop was attended by around 30 Senior District Court judges from all over the Country.

P-205 SEMINAR ON ENVIRONMENTAL LAW: CURRENT ISSUES (19-21 December, 2008)

The Seminar on Environmental law: current issues were held at NJA from December 19th -21st, 2008. This programme was aimed to discuss the methodologies to improve the environmental justice through district judiciary. On the first day of the programme the main thrust was on the current position of environmental law and environmental jurisprudence in India. The second day was devoted to discuss issues like air pollution, water pollution, protection of natural resources and forests. The human right aspects of environmental Jurisprudence was also dealt on this day. On the last day of the programme the effects of the pollution control boards in promoting environmental Justice was discussed. Last but not the least the participants judges came out with identifying the methodologies to protect environment through district level litigation. The seminar was attended by around thirty judges from across the country.

P-206 SEMINAR ON IPR AND CYBER LAW (19-21 December, 2008)

The National Judicial Academy conducted a Judicial Seminar on Intellectual Property Rights and Cyber Law from December 19th -21st, 2008. This seminar was anchored by Prof. N.S.Gopalakrishnan, India's leading authority on Intellectual Property Rights. Various fields of intellectual property, including copyrights, patents and trademarks were discussed in detail. The overarching theme of the programme was the protection of "public interest" in intellectual property claims and litigation. The juridical foundations

of intellectual property rights as a limited monopolistic privilege granted in order to reward the creator to encourage enrichment of the public domain was explored. IPRs and the Judiciary's attitude towards protection of IPRs have a tremendous impact on basic rights such as access to health and access to information. The programme also dealt with Cyber Law issues, especially that of cyber forensics, interception and other important evidentiary issues. The seminar was attended by around Thirty Judges from across the country.

**P-201 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (EAST ZONE: CALCUTTA, CHHATTISGARH,
GAUHATI, JHARKHAND, PATNA, ORISSA, SIKKIM (9-11 January, 2009)**

In a speech delivered in the presence of the President of India to the All India Seminar on "Judicial Reforms" held in Vigyan Bhavan, New Delhi on 23rd and 24th February, 2008, the Hon'ble Chief Justice of India, Justice K.G. Balakrishnan, said "We should have a national planning and management system for the administration of justice. What the Indian judicial system lacks is a systematic plan at the State and National levels to overcome the delay and arrears of cases. Our National Judicial Academy is preparing a proper case management system to avoid delay and arrears of cases." To operationalize this vision, the NJA Calendar for 2008-2009 has ten Regional Judicial Workshops across the country on "Planning and Management for Enhancing Timely Justice (PMTJ)".

The East Zone Workshop provided an opportunity for NJA to introduce its framework for the establishment of a "*Planning and Management System for Enhancing*

Timely Justice" (PMTJ) consisting of (i) the development of "Court Level Plans for Timely Justice" (CPTJ) for every court in the country and (ii) the establishment of a common national digital information management system to be called "Information Management System for the Administration of Justice" (IMAJ) to support systematic planning and management of the judicial system.

The objective of the East Zone Workshop was also to analyze the needs and requirements of a system for Planning and Management in subordinate courts in the High Courts of Calcutta, Chhatisgarh, Gauhati, Jharkhand, Patna, Orissa, Sikkim; and to provide an opportunity for inputs and suggestion from judges of these courts on the proposed framework for planning and management, and its implementation. The Workshop was chaired by Hon'ble Justice S.B. Sinha and valuable inputs were provided by various High Court judges from Calcutta, Chhatisgarh, Gauhati, Jharkhand, Patna, Orissa, Sikkim. It was attended by approximately 100 subordinate court judges from the East Zone states.

P-202 SEMINAR ON "CIVIL, COMMERCIAL AND ECONOMIC LAW: CURRENT ISSUES" (16-18 January, 2009)

The National Judicial Academy organized a Seminar on Civil, commercial and Economic from 16th -18th January, 2009. The primary objective of this seminar was to strengthen the civil, economic and commercial legal and adjudication system in India. This included the strengthening of the role of courts in timely protection of public and private rights, enforcement of duties and accountabilities and safeguarding of legality. In pursuance of the

above objective, the following issues were discussed during the three days of the Seminar - State of civil, commercial and economic litigation in India, tribunalisation in civil, commercial and economic cases, Arbitration in civil, commercial and economic cases, Analysis of commercial dispute settlement in subordinate courts, Civil Procedure and Commercial Litigation, Remedies in civil, commercial and economic cases, Recent developments in civil, commercial and economic law and Role of Courts in settlement of civil, commercial and economic disputes. Viable solutions to these challenges were also proposed and discussed during the programme. These discussions were further guided by eminent resource persons, experts from various fields, who made presentations on several specialized areas of civil, economic and commercial law. The Seminar provided a forum for the participants to discuss the issues and challenges in the area of economic and commercial law in India in the changed scenario. The Seminar was attended by around 30 judges from across the country.

**P-203 SIXTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs
UNDERGOING STATE LEVEL INDUCTION PROGRAMME (16-20 January,
2009)**

The Sixth Orientation Programme for newly appointed ADJs was held at the National Judicial Academy from 16th -20th of January, 2009. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025” so that current challenges of reducing delay and arrears as well as enhancing quality and responsiveness of justice may

be analyzed against a clear goal for continuing improvement of the judicial system. The ADJs presented reports of their current challenges and their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User's perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon'ble Justice V.K. Agarwal and Hon'ble Justice A.K. Shrivastava also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. Visit to Forensic Science Laboratory was also made a part of the programme. On the last day of the programme local visit was organized for the participants.

SPECIAL EVENT:

ANNUAL WINTER RETREAT OF SUPREME COURT JUDGES, JANUARY 24-25, 2009

The Annual Winter Retreat of the Supreme Court India was organized on behalf of the Supreme Court by the National Judicial Academy at Vigyan Bhawan, New Delhi on January 24-25, 2009. The main objective of the programme was to reflect on the key social, economic and political forces shaping the nature of adjudication in Indian courts in the current global and national scenario, and to discuss challenges facing the judicial system as a consequence. The inaugural session featured an inaugural address by the Vice

President of India, Mr. Mohammad Hamid Ansari and keynote address by the Chief Justice of India, Justice K. G. Balakrishnan. This was followed by presentations on the international financial crisis by Mr. Montek Singh Ahluwalia and Prof. Prabhat Patanik.

Discussions then turned to criminal justice administration, particularly in the context of terrorism. Prof. David Cole, Georgetown University, USA, made a presentation on the US experience with terrorism and the approach adopted by the US Supreme Court to this issue.

After debating the major challenges facing the country, the deliberations then turned to public expectations from the judiciary in responding to these challenges. Mr. Arun Jaitley, Mr. Salman Khurshid and Mr. K. Parasaran presented various views on this issue.

In light of these challenges and expectations, the deliberations focused on means to strengthen the judicial system so as to provide an effective response to these concerns.

The Law Minister of India, Mr. H. R. Bharadwaj made a presentation on the role of the government in strengthening judicial infrastructure and support systems to enable the judicial system to meet current and emerging challenges.

P-207 SEMINAR ON “JUST SENTENCING: POLICY & PRACTICE” (30

January -1 February, 2009)

A judicial Seminar on the issue of sentencing was organized at NJA from January 30 to February 1, 2009. The seminar was organized in the light of a judgment of the Hon’ble Supreme Court, where the Court noted that “In our judicial system, we have not been able to develop legal principles as regards sentencing. (*State of Punjab v. Prem Sagar*

and Ors (2008CriLJ3533)). In the same judgment, the Supreme Court also remarked that “Superior Courts have come across a large number of cases which show anomalies as regards the policy of sentencing. Whereas the quantum of punishment for commission of a similar type of offence varies from minimum to maximum, even where same sentence is imposed, the principles applied are found to be different. Similar discrepancies have been noticed in regard to imposition of fine.” Against this background, discussions on judicial approaches towards sentencing so as to identify discrepancies and develop a common approach/tentative draft legal principles regarding sentencing as called for by the Supreme Court, took place during the seminar. Approaches to sentencing under various statutes were discussed, so also theories of punishment. The methodology to be applied to prepare a bench book on sentencing was also discussed. Around thirty district judges from across the country participated in the programme. Justice S.B. Sinha of the Supreme Court of India spoke at the seminar and emphasized on the need for a principled approach to sentencing. Justice V.V.S. Rao (Andhra Pradesh High Court), Justice I.A. Ansari (Guwahati High Court), Justice Gita Mittal (Delhi High Court), Justice Sanjib Banerjee (Calcutta High Court) and Justice Akil Kureshi (Gujarat High Court) constituted the panel of resource persons who shared their views and facilitated discussions amongst the participants.

**P-208 PROGRAMME DEVELOPMENT LAB ON PERSONAL LAW (30 January
-1 February, 2009)**

The National Judicial Academy organized a monthly meeting of State Judicial Academies for the purpose of developing and strengthening content of judicial education in key areas of adjudication from January 30 to February 1, 2009. The purpose of the programme was to identify topics and content (including key academic readings; key statutes; leading judicial precedents) as well as social and policy issues and material that should be covered in judicial education in the area of Personal Law. Directors and Additional Directors of the SJAs participated in the PDL. The outcome of this PDL was a very effective content based judicial education program on Personal Law which then can be used as an input into similar programmes of the State Judicial Academies.

P-209 HIGH COURT JUSTICES'CONFERENCE ON "GLOBALIZATION AND THE LAW: CHALLENGES FOR COURT"(30 January -1 February, 2009)

The National Judicial Academy organized this conference with the aim of exploring various challenges faced by the polity in light of the advent of globalization. To begin with Hon'ble Justice Krishna Iyer, Former Judge, Supreme Court of India (through a taped video message) provided a worldview of the constitutional order which has been compromised by the forces of globalization. The Aim was also to understand the impact of rapid growth of market due to globalization on the rights discourse. Ms. Suman Sahai spoke on Genetically Modified Food as an illustration of how globalization brings forth complex technical issues which can affect day-to-day life of people in the country. Hon'ble Justice P.B.Sawant, Former Judge, Supreme Court of India, spoke on the

relevance of *Transparency and Accountability* as institutional values for the judiciary flowing out of globalization.

**P-210 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (SOUTH ZONE: ANDHRA PRADESH,
KARNATAKA, KERALA, MADRAS (6-8 February, 2009)**

The National Judicial Academy, along with the Hon'ble Andhra Pradesh High Court conducted a three day judicial workshop on Planning and Management for Timely Justice for the South Zone States at Hyderabad from 6th -8th February, 2009. In this programme, the concept of planning and management for the district judiciary was introduced. The PMTJ framework is predominantly a bottom-up, Court-wise planning system with separate case management and caseload management systems. It also encompasses Human Resource Management and Information Management system for Administration of Justice (IMAJ). These aspects of PMTJ were discussed in detail. The template for Court-wise Planning for Timely Justice (CPTJ) formulated by the NJA was discussed by the participants in detail. The Workshop was chaired by Hon'ble Justice S.B. Sinha and valuable inputs were provided by various High Court judges from Andhra Pradesh, Karnataka, Kerala and Madras. Around 100 Subordinate judges from the High Courts of the South zone participated in the workshop.

SPECIAL EVENT:

HIGH COURT JUSTICES' CONFERENCE ON "INDIAN COURTS: THE NEXT DECADE" (14-15 February, 2009)

Indian society in view of rapid changes both within and without the country would inevitably face increasingly complex legal, social and economic challenges. It is imperative that we should start preparing ourselves to meet the challenges of the future. For this purpose, NJA organized a programme on "The Indian Judicial System: The Next Decade" as a Special event. The Purpose of the conference was to provide an opportunity to High Court Judges from across the country who have ten years or more service left, to identify and discuss common national challenges that would need to be addressed over the next decade. High Court Judges who participated in the conference identified a number of challenges which they felt they would be called upon to address. The main challenges identified were enormous increase in the pendency of cases. Also there would be increase in number of cases in areas such as cyber laws and cyber crimes; arbitration, including arbitration with international ramification, IPR related cases and Private International law.

It was felt that more complex cases would come before courts, which would require expert judges to tackle them efficiently. It was also felt that presently the courts are busy in dealing mainly with criminal cases and civil cases relating to enforcement of contractual obligations and property rights. But, in future the demand for adjudication would register a many fold increase in quantity and variety. It was felt that the existing model of dispensation of justice which is costly, time consuming and laden with technicalities may not be able to meet these challenges.

Hon'ble Mr. Justice S. B. Sinha, Judge, Supreme Court of India, emphasized that Judges have a role in shaping the society and that the professional criterion for judging the quality must be developed. Hon'ble Justice P. Sathasivam Judge Supreme Court of India said that modernization of procedure; efficiency and timeliness hold the key to success. Hon'ble Justice Cyriac Joseph also addressed the conference and said that the conduct of the judge both inside and outside the court matters and judges must take due care of it. Some High Court Judges from various High Courts participated in this Conference.

P-211 SEVENTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs UNDERGOING STATE LEVEL INDUCTION PROGRAMME (13-17 February, 2009)

The Seventh Orientation Programme for newly appointed ADJs was held at the National Judicial Academy from 13th -17th of February, 2009. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025” so that current challenges of reducing delay and arrears as well as enhancing quality and responsiveness of justice may be analyzed against a clear goal for continuing improvement of the judicial system. The ADJs presented reports of their current challenges and their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble chief Justice Manmohan Sarin (Retd.), Hon’ble Justice Sunil Kumar Sinha and Hon’ble Justice

Manju Goel(Retd.) also presented their visualization of the Subordinate courts of India in 2025.Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the last day of the programme local visit was organized for the participants

P-212 WORKSHOP ON “JUDGING SKILLS FOR EFFECTIVE ADJUDICATION OF ECONOMIC OFFENCES, INCLUDING ANTI-CORRUPTION CASES” (20-22 February, 2009)

Corruption has emerged as one of the major challenges facing governance in India, and consequently constitutes a major part of litigation before courts across the country. Recognizing this, NJA organized a judicial workshop concentrating on adjudicating anti-corruption cases. Around thirty judges who preside over special courts dealing with anti-corruption cases participated in the programme. Since effective prosecution of cases under the Prevention of Corruption Act requires proper investigation, the Director of the CBI, Mr. Ashwani Kumar was invited to speak at the programme. Mr. Kumar spoke on the role of CBI and other Institutions in Fighting Corruption. Various other relevant issues like sanction, bail, electronic evidence were discussed during the workshop. Justice Amit Talukdar (Calcutta High Court), Justice Sunil Gaur (Delhi High Court), Mr. Dayan Krishnan (Advocate) and Ms. Anupama Jha (Transparency International) constituted the panel of resource persons for the programme.

P-213 WORKSHOP ON “JUDGING SKILLS FOR PROTECTION OF CONSTITUTIONAL RIGHTS BY SUBORDINATE COURTS” (20-22 February, 2009)

This workshop was organized at NJA to challenge the widely held belief amongst the subordinate court judges that Constitution has limited relevance to the routine functioning of subordinate courts. With this aim, the workshop dealt with various branches of law such as family law, civil justice and public interest matters from the constitutional perspective. Two sessions were specifically devoted to understand the constitutional guarantees operating in field of criminal justice administration. The workshop was attended by around 30 judges from across the country.

Justice TB Radhakrishnan from Kerala High Court, Justice Roshan Dalvi from Bombay High Court and Ms. Vrinda Grover, Advocate, Delhi High Court led the discussions during the workshop.

P-214 SEMINAR ON “LABOUR LAW IN INDIA: CURRENT ISSUES AND CHALLENGES” (20-22 February, 2009)

The Seminar on Labour law in India: Current Issues and Challenges was conducted at NJA from 20th to 22nd of February, 2009. The main object of the Programme was to discuss and develop strategies to strengthen administration of justice for workers. The programme was conceptualized around 8 main Themes. After the introductory presentation the participants discussed the key issues and challenges they were facing in

dealing with labour issues. The social context of the problem was presented by Dr. Sumangala Damodaran and Mr. Saji Narayanan. They also touched upon the next Theme Role of Courts in Relation to workers in the Context of Globalization, Liberalization and Privatization. The second day started with 3rd Theme Specific Issues. In the first and second session the problems relating to Collective Bargaining, Disciplinary Proceedings, reinstatement and Back wages were discussed. Hon'ble Justice G.S. Singvi of Supreme Court of India led the discussions. Dr. B.T. Kaul, Adv. Saji Narayanan and Dr. Lakshmidhar Misra made technical presentations on the aspects. In the afternoon Mr. Gautam Modi made a presentation on enterprises restructuring. In the last Session Prof S.C. Srivastava and Justice V.V.S. Rao made presentations on Supreme Court Jurisprudence on Labour Issues. On the third day Justice V.V.S. Rao and Dr. B. T. Kaul led discussions on Approaches to Judging in the Labour Disputes towards New Vision of Justice. And on the last Theme, i.e., New Role of Labour Courts and Industrial Tribunals in Protecting rights of Workers. The participants were judges of Industrial Tribunals and Labour Courts from all across the country.

P-215 SEMINAR ON “INTERNATIONAL LAW: CURRENT DEVELOPMENTS RELEVANT TO THE WORK OF THE DISTRICT JUDICIARY” (27 FEBRUARY-1 March, 2009)

The seminar on “International Law: Current Developments Relevant to the Work of the District Judiciary” was held at the National Judicial Academy from February 27-March 1, 2009. The main objective of the programme was to familiarize the district judiciary with

developments in international law relevant to their work; to explore the use of international law instruments in subordinate court adjudication and to discuss methodological issues in the area of private international law. Consequently sessions on the first day focused on the role and relevance of international law for the district judiciary and the uses of international law in adjudication. Prof. V. G. Hegde, JNU participated on these discussions. The remainder of the conference focused on approaches to adjudicating disputes with foreign elements. Prof. Kondaiah, NLIU, Bhopal, Justice Mohta, Bombay High Court, Justice Jaichandren, Madras High Court and Justice Anniruddha Bose, Calcutta High Court led the discussions. Various simulation exercises and case studies were used to illustrate approaches to international and foreign law in adjudication by subordinate courts. 26 subordinate court judges attended the programme.

P-216 PROGRAMME DEVELOPMENT LAB ON PROTECTION OF THE ENVIRONMENT AND NATURAL RESOURCES (27 FEBRUARY-1March, 2009)

The Programme Development Lab on Environment and Natural Resources was conducted by the National Judicial Academy from 27th February to March 1st, 2009. This is a programme meant for State Judicial Academy Directors for developing a curriculum for State Judicial Academy Courses on Protection of Environment and Natural Resources. On the First day participants identified the knowledge and skills needed to adjudicate environmental matters. Hon'ble Justice Ramasubramanian, led the discussions there after. The second day following the presentations by the participants, Justice Ramasubramanian, Justice S Radhakrishnan Dr Rajiv Khare and Mr. Aditya Batra led the

discussions on identifying the key topics to be addressed in the judicial education programmes. In the last session, the participants identified the types and nature of the programme and developed methodology to deliver the programme at the state academy level. Hon'ble Justice S.Radhakrishan led the discussions on the last day.

P-217 HIGH COURT JUSTICES CONFERENCE: ANNUAL NATIONAL CONFERENCE ON CONTRIBUTION OF THE SUPREME COURT AND HIGH COURTS TO THE DEVELOPMENT OF LAW (28 February-1 March,2009)

The Annual National Conference of High Court Justices on the Contribution of the Supreme Court and the High Courts to the development of law was organized by the National Judicial Academy from 28 February-1 March, 2009 and was based on the highly successful Conference on the same theme last year in which participants mutually shared knowledge about the notable decisions of their respective High Courts and the Supreme Court. The Conference was attended by around thirty High Court Judges from all over the country. As per the theme, the participants presented a paper to the Conference on the major decisions of their High Courts in the last one year or so. Each High Court had about 30 minutes for a presentation highlighting the significant decisions of the Supreme Court from 1st January 2007 to 31st December 2008. The presentations were followed by a discussion. The Conference was very beneficial in deepening mutual knowledge about the accomplishments of all the High Courts.

On the first day the Conference was chaired by Hon'ble Justice A.K. Ganguly and Hon'ble Justice S.B. Sinha chaired the Conference on the second day. Elaborating upon

the purpose of such a Conference the Hon'ble Judges said that the mass of the statute law has been expanded to such an extent that despite availability it is not possible to keep pace with the developing case law and hence unless you are able to discuss with somebody it is very difficult to analyze a case. The discussions covered a broad spectrum from the role of the Indian judiciary in bringing about the social change to the contribution of the High Court and Supreme Court in developing the legal jurisprudence.

**P-218 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (NORTH ZONE: DELHI, PUNJAB & HARYANA,
UTTAR PRADESH, UTTARAKHAND, HIMACHAL PRADESH, JAMMU
&KSHMIR) (6-8 March, 2009)**

The National Judicial Academy, along with the Hon'ble Uttarakhand High Court conducted a three day judicial workshop on Planning and Management for Timely Justice for the North Zone States at Nainital from 6th -8th March, 2009. The objective of the North Zone Workshop was also to analyze the needs and requirements of a system for Planning and Management in subordinate courts in the High Courts of Delhi, Punjab & Haryana, Uttar Pradesh, Uttarakhand, Himachal Pradesh, Jammu & Kashmir and to provide an opportunity for inputs and suggestion from judges of these courts on the proposed framework for planning and management, and its implementation. The Workshop was chaired by Hon'ble Justice V.S.Sirpurkar and valuable inputs were provided by various High Court judges from Delhi, Punjab & Haryana, Uttar Pradesh, Uttarakhand, Himachal. Pradesh, Jammu & Kashmir. It was attended by approximately 100 subordinate court judges from the North Zone states.

P-219 SEMINAR ON JURISPRUDENCE OF INDIAN HIGH COURTS: ANNUAL SURVEY(2007) (13-15March,2009)

The National Judicial Academy Conducted a Seminar on the “Jurisprudence of Indian High Courts: Annual Survey” (2007-2008). This Seminar was attended by some 30 Senior District Court Judges from across the country. The purpose of the Seminar was to discuss major decisions of the High Courts during 2007 and 2008 which are of significance to the work of subordinate courts. The Seminar sought to provide an opportunity for learned judges of the District Judiciary to prepare and present papers on the key decisions of their respective High Courts in the calendar year 2007 which they find relevant for the day to day working of the subordinate courts. Each High Court was given about 30 minutes for presentation of a paper followed by discussion. The Seminar purported to provide a forum for discussion to the District Court Judges where they are able to critically analyze the significant decisions of their High Courts from the point of view of the subordinate judiciary.

P-220 EIGHTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs UNDERGOING STATE LEVEL INDUCTION PROGRAMME (13-17 March, 2009)

The Eighth Orientation Programme for newly appointed ADJs was held at the National Judicial Academy from 13th-17th of March, 2009. This programme was attended by 29

newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025”. The first session started with introduction to NJA and the program. There was a joint session with “Jurisprudence of Indian High courts” programme which enabled the judges to know the recent development of law in different High Courts of the country. Hon’ble Justice R.P. Sondur Baldota of Bombay High Court joined as a resource person and she guided the participants in enhancing the skills of objectivity, impartiality in judicial decision making. On the 4th day of the programme the Academy presented its visualization of the District courts in the year 2025. On the last day of the programme court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind and a local visit was also organized for the participants.

P- 234 PROGRAMME DEVELOPMENT LAB ON CRIMINAL LAW (13-17 March, 2009)

NJA organized a programme development lab, concentrating on criminal law from March 13 to March 15, 2009. Directors and senior faculty members of the State Judicial Academies participated in the programme. Discussions centred around assessing issues in criminal law that come up before courts in the country, assessing the judicial education needs of judicial officers in this context, examining content of judicial education programmes being conducted by the State Judicial Academies and identifying areas in which judicial education is required. Pedagogical approaches were also discussed.

Discussions also centred around the issue of access to justice and how judicial education can enhance the same. Justice Amit Talukdar (Calcutta High Court), Justice Akil Kureshi (Gujarat High Court) and Prof. B.T. Kaul (Delhi University) facilitated the discussions as resource persons at the programme.

P-221 WORKSHOK ON “ENHANCING QUALITY AND RESPONSIVE-ESS OF JUDGING” (20-22 March, 2009)

The National Judicial Academy Organized a Judicial Workshop on enhancing Quality and Responsiveness of Justice from 20-22 March, 2009. The purpose of this workshop was to discuss a proposed common framework for defining and monitoring Quality and Responsiveness of Justice developed by NJA as an input for appropriate consideration in judicial systems management. In this context, a few themes were identified for discussion over three days of the programme. These include: The Normative Basis for Defining Quality and Responsiveness of Justice, The Constitutional Vision of Justice & the Social Role of Courts, Issues and Challenges in Establishing a Quality and Responsiveness of Justice System and Identification of Key Steps for Strengthening Quality and Responsiveness of Justice. Hon’ble Justice Ravindra Bhat, and Hon’ble Justice T.B. Radhakrishnan guided the discussions and facilitated discussions amongst the participants. The Workshop was attended by around 30 judges from across the country.

P-222 SEMINAR ON “POVERTY AND SOCIAL JUSTICE: ROLE OF SUBORDINATE COURTS”(20-22 March, 2009)

This seminar was organized with the objective of sensitizing the subordinate court judges towards poverty and social justice concerns. To this end, Justice Radhkrishan from Kerala High Court presented a *role, responsibility and power analysis* for subordinate courts, rooted in the constitution before the judges. Mr. Biraj Patnaik from Right to Food Campaign presented an overview of various orders of the Supreme Court in the Right to Food Case (PUCL v. Union of India – WP No 196 of 2001) and the impact of those orders in improving the implementation of various *right to food* schemes at the grassroots level. Prof. BB Pande addressed the gathering on Beggary, Vagrancy and Status Crimes and discussed various HC and SC judgments on the issue. Justice Aniruddha Bose from Calcutta High Court spoke to judges on the range of Access to Justice Initiatives available to subordinate Courts.

P- 233 SEMINAR ON JURISPRUDENCE OF THE SUPREME COURT: ANNUAL SURVEY (2007)(20-22 March, 2009)

The purpose of this second national seminar was to provide an opportunity for the judges of the District Judiciary to prepare and present papers on the key decisions of the Supreme Court of India in the year 2007 of significance to the work of subordinate courts. Around 30 District Court Judges from all over the country participated in the Seminar. On the first two days of the Seminar, one of the participating Judges, from each state made a presentation on the Supreme Court's jurisprudence in different areas of law. The presentations provided a framework for discussion and also led to exchanging of

ideas on the various challenges facing the justice administration in the country. On the third day of the Seminar presentations were made on behalf of the National Judicial Academy on the significant decisions of the Supreme Court which have sought to bring about a change in the legal jurisprudence in the Country.

P-223 HIGH COURT JUSTICE' CONFERENCE ON "GOVERNANCE AND PUBLIC LAW: CURRENT ISSUES AND EMERGING CHALLENGES" (28-29 March, 2009)

The High Court Justices' Conference on "Governance and Public Law: Current issues and Emerging Challenges" was held at the National Judicial Academy on March 28-29, 2009. The main objective of the conference was to explore the facets of, and reasons behind, the crisis of governance in the country; and the possible and extant judicial responses thereto. The discussions on the first day focused on the crisis of governance and the challenges this raised for the higher judiciary. The second day of the conference deliberated on the need for a clear, consistent and theoretically sound judicial response to the crisis. The theoretical basis and features of judicial review were discussed and the resource persons and participants engaged in debates over judicial activism vs. judicial restraint. The conference also discussed judicial methods for making state institutions accountable to people. Responses ranging from inter-institutional accountability through institutions like the judiciary and the lokayukta, to direct accountability through the mechanisms of RTI and social auditing were deliberated upon. Judicial involvement in strengthening these accountability mechanisms was emphasized.

Former Chief Justice of India, Justice J. S. Verma chaired the sessions. Justice S. B. Sinha, Judge Supreme Court of India, Justice Santosh Hegde, Former Judge Supreme Court of India, senior advocates Mr. P. P Rao and Mr. K. K. Venugopal, and academicians Prof. S. S. Singh and Prof. Shekhar Singh, provided guidance as resource persons. 28 High Court judges attended the program.

**P- 235 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ): NATIONAL WRAP UP AT NJA (27-29 March, 2009)**

The National Judicial Academy organized a National Judicial Workshop on Planning and Management for Timely Justice: (National Wrap Up) from March 27th - 29th, 2009. Around 100 Judges from across the country participated in this workshop. On day one of the programme, the draft prepared by Dr. G. Mohan Gopal relating to strategic framework on planning and management for timely justice was discussed at length through various presentations analyzing major challenges facing the system and over a dozen issues responsible for these challenges with broad suggestions for their solution. On day two, the participants discussed the issues in break-out groups and through group presentations came out with their views and responses on various issues. The issues of docket exclusion, declining filing, declining productivity, inadequate strength of judges vis-à-vis future needs of judicial system and development of court wise, district wise & state level plans were discussed in detail. The proposed 6-7-8 policy framework for ensuring quality justice was focal point of discussions on day two. The panelists included Hon'ble Justice V.V.S.Rao from Andhra Pradesh High Court, Hon'ble Justice

Mohan M Shantanagoudar from Karnataka High Court and Prof. Mohan Gopal (Director NJA). The concluding session was addressed by Hon'ble Justice S.B. Sinha, Judge, Supreme Court of India, in which the need for self evolved planning and management system for timely and quality justice and its importance was spelt out.

**P-224 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) WEST ZONE: BOMBAY, RAJASTHAN, GUJARAT,
MADHYA PRADESH (3-5 April, 2009)**

In a speech delivered in the presence of the President of India to the All India Seminar on “Judicial Reforms” held in Vigyan Bhavan, New Delhi on 23rd and 24th February, 2008, the Hon'ble Chief Justice of India, Justice K.G. Balakrishnan, said “We should have a national planning and management system for the administration of justice. What the Indian judicial system lacks is a systematic plan at the State and National levels to overcome the delay and arrears of cases. Our National Judicial Academy is preparing a proper case management system to avoid delay and arrears of cases.” To operationalize this vision, the NJA Calendar for 2008-2009 has ten Regional Judicial Workshops across the country on “Planning and Management for Enhancing Timely Justice (PMTJ)”.

The Workshop provided an opportunity for NJA to introduce a framework, developed by NJA, for the establishment of a *"Planning and Management System for Enhancing Timely Justice" (PMTJ)* consisting of (i) the development of *"Court Level Plans for Timely Justice" (CPTJ)* for every court in the country and (ii) the establishment of a common national digital information management system to be called *"Information*

Management System for the Administration of Justice" (IMAJ) to support systematic planning and management of the judicial system.

The objective of this West Zone Workshop held at Aurangabad, was also to analyse the needs and requirements of a system on Planning and Management in the four states of M.P., Gujarat, Rajasthan and Maharashtra and to provide an opportunity for inputs and suggestion of judges from these four states on the proposed framework and its implementation. The Workshop was chaired by Hon'ble Justice S.B. Sinha and valuable inputs were provided by the senior most High Court judges from M.P., Gujarat, Rajasthan and Maharashtra. It was attended by 110 Senior District Court judges from the respective four states under the West Zone.

P-239&240(JOINT EVENT: NATIONAL CONFERENCE ON JUDICIAL EDUCATION IN INDIA: "TOWARDS A NEW VISION" AND NATIONAL CONFERENCE ON INDIAN JUSTICE SYSTEM: CURRENT ISSUES AND EMERGING CHALLENGES (15-16 April, 2009)

The National Judicial Academy organized a brainstorming seminar on the topic 'Challenges Facing the Indian Justice System: Towards a New Vision' on 15-16th April 2009. The main aim of this seminar was to obtain inter-disciplinary feedback on new analysis developing at NJA on the challenges facing the Indian Justice System. This seminar was first of its kind at NJA since this was an effort to expand the horizons of NJA beyond judiciary of the country. This seminar brought together experts and analysts

from different disciplines in order to receive inputs on the issues and challenges facing the judicial and legal system in India and to analyze the responses to these challenges including the role of judicial and legal education. The basis of discussion was a background paper by Prof. Mohan Gopal, which presented the strategic framework developed at NJA concerning Planning and Management for Timely Justice.

Around 15 invitees from all over the country participated in this seminar. Participation was also there from the Faculty of NJA. This one and a half day seminar generated intensive discussion. With respect to the strategic framework presented to the participants, there emerged some important suggestions. There was a strong emphasis on the need to further refine the Constitutional Vision of Justice that was being developed and deployed in the various programmes at NJA. There was a general consensus that systematic planning and management was inevitable for delivery of timely justice, however, concerns were expressed about the modus operandi to be deployed to make a particular framework functional for the judiciary of the whole country.

P-241 INDUCTION PROGRAMME FOR NEWLY RECRUITED CIVIL JUDGE(Jr. Division) (16-27 April, 2009)

The National Judicial Academy organized a Induction Programme for Newly Recruited Civil Judge (Jr. Division) from April 16th -27th , 2009. The 12 days Orientation Programme for Newly Appointed Jr. Division Civil Judges was conceived with the objectives of providing the newly appointed judges a national perspective of the challenges facing judicial system and their role in meeting such challenges. The

Programme aimed at providing inputs of knowledge and skills on enhancing timely justice through delay and arrears reduction and enhancing quality and responsibility of justice as well as to infuse in young judges a constitutional vision of justice.

The programme was organized at NJA from April 16 to April 27, 2009. 45 participants from across the country representing 16 High Courts participated in this programme. The programme focused on 6 major themes which included Introduction to Judicial System and Judicial Organization; Core Judicial Knowledge and Skills, presiding over adjudication, managing personal challenges, implementation of orders and judgements and development of individual action plan for the participants. Resource Persons from diverse fields shared their views and experience with the participants. Hon'ble Mr. Justice C.S. Dharmadhikari, Former Judge, High Court of Bombay, in his motivating address spoke about the History, culture, values and ethos of the judicial organization. There were detailed discussions on constitutional vision of justice and role of courts. Planning and management for timely justice was also a core issue which was discussed for evolving the strategy for timely and responsive justice through planning and management. Two mock trials – one on Criminal law and other on Civil law, were also held which focused on managing adjudication and honing skills of participants relating to reading, listening, writing and decision making. Detailed discussions and deliberations on managing relationships with key stakeholders and dealing with impact of media was another important area of focus regarding which Resource Persons from civil society, police, judiciary and bar shared their views with participants. The programme concluded with the valedictory address delivered by Hon'ble Mr. Justice V.S. Sirpurkar, Judge Supreme Court of India.

The programme was very much appreciated by the participants. Their response was very encouraging in the sense that they felt that the programme provided them a theoretical basis to develop as a good judge with a vision to serve the society keeping in mind constitutional vision of justice.

P-225 SEMINAR ON THE VISION OF JUSTICE OF THE CONSTITUTION OF INDIA (17-19 April, 2009)

The National Judicial Academy organized a Judicial Seminar on “The Vision of Justice of the Constitution of India” from April 17th -19th, 2009. “Justice” is the stated goal of courts. Recognizing that the personality of the judge inevitably plays a significant role in the approach of courts to justice, experienced judges, jurists and lawyers constantly caution that judges should be careful to ensure that they are not guided by their own individual sense of justice. Rather, it is the Constitutional Vision of Justice that should guide all judicial discretion. However, the ideas of justice and the constitutional Vision of Justice remain somewhat vague and theoretical ideas, with little operational clarity. The objective of this programme was to develop, to the extent possible, a clear understanding of the concept of Justice and of the Constitutional Vision of Justice and to formulate an operational and practical methodology for ensuring that judicial discretion is guided by the Constitutional Vision of Justice. In this context, a few themes were identified for discussion over three days of the programme. These included: What is Constitutional Vision of Justice, The Vision of Justice of the Constitution of India from social, Economic and Political perspective, Remedies for securing Constitutional Rights, Role

and Responsibility of Courts in Securing Constitutional Justice: Issues and Challenges etc. Hon'ble Justice V.V.S.Rao, and Hon'ble Chief Justice A.K.Patnaik guided the discussions and facilitated discussions amongst the participants. Around thirty judges of the District Judiciary from all over the country participated in the Seminar.

P-226 PROGRAMME DEVELOPMENT LAB ON LAW, SOCIETY & DEVELOPMENT, INTERANTIONAL LAW & EMERGING AREAS OF LAW (17-19 April, 2009)

The National Judicial Academy organized a Programme Development Lab (Meeting of State Judicial Academy Directors) on Law, Society and Development; International Law and Emerging Areas from 17th April to 19th April, 2009. The Programme was designed in a way as to develop programme for state judicial academies on the above mentioned three clusters. On the first day the participants discussed two topics (A) scope of:(1) Law, Society &Development (2) International Law and (3)Emerging Areas of Law: IT, Cyber Law, IPR, Cyber Crimes and (B) the issues arising in Courts on these Areas. On the second day, the main discussions were around the topics (A)Identification of (1)Knowledge and Skills Needed to Address Identified Needs (2) SJA Programmes to Meet Such Needs and (B) Identification of Gaps/ Areas in which JE Programmes Need to be Developed to Meet Knowledge /Skills Needs. Dr Mohan Gopal, Director, National Judicial Academy and Dr N.S. Gopalakrishnan, Centre for IPR , Chair, CUSAT guided the discussions. On the last day, the first session started with a presentation by Dr. V.G. Hegde, Centre for International Studies, JNU on new challenges of International law and

subordinate judiciary. The session was chaired by Hon'ble Justice Dipak Misra, Judge, Madhya Pradesh High Court. In the last Session, the participants developed a programme schedule for state judicial academies under the guidance of Honble Justice Madan Lokur, Judge, Delhi High Court, Justice Dipak Misra, Prof N. S. Gopalakrishnan and Prof V.G.Hegde covering the above said topics.

**P-227 NINTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs
UDERGOING STTATE LEVEL INDUCTION PROGRAMME (17-21 April, 2009)**

The Ninth Orientation Programme for newly appointed ADJs was held at the National Judicial Academy from 17th-21st of April, 2009. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025” so that current challenges of reducing delay and arrears as well as enhancing quality and responsiveness of justice may be analyzed against a clear goal for continuing improvement of the judicial system. The ADJs presented reports of their current challenges and their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble Justice R. Banumati and Hon’ble Justice Ashok Parihar also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a

Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the last day of the programme local visit was organized for the participants

P-242 PROGRAMME FOR ADMINISTRATIVE MEMBERS OF CENTRAL ADMINISTRATIVE TRIBUNAL (20-23 April, 2009)

The National Judicial Academy organised a short term orientation programme for newly appointed Administrative Members of Central Administrative Tribunal from April 20th to April 23rd, 2009. The objective of the programme was to strengthen judicial skills of Administrative Members of Central Administrative Tribunals. Ten Hon'ble Administrative Members from various Benches of Central Administrative Tribunals participated in the programme.

The programme was inaugurated by the Chairman of the Principal Bench of Administrative Tribunal, New Delhi Hon'ble Mr. Justice V.K. Bali. Hon'ble Mr. Justice P.K. Balasubramanyan, former Judge, Supreme Court of India was the guest of honour of the inaugural session and presidential address was delivered by Hon'ble Mr. Justice C.K. Thakker, former Judge, Supreme Court of India.

The first day of the programme was devoted to Critical Review of decisions of CAT & selected other Tribunals and decisions of Supreme Court on CAT orders, Principles of Constitutional and Administrative Law-relevant to the working of Tribunals. Hon'ble Mr. Justice P.K. Balasubramanyan and Hon'ble Mr. Justice C.K. Thakker addressed the participants. The participants kept sessions lively and interactive by their interventions and queries. On the second day of the programme Advocate Sunil Tripathi made his

presentation and Hon'ble Mr. Justice C.K. Thakker addressed the participants on various aspects of Service Jurisprudence such as Appointment, Regularization, Reinstatement, Back wages, suspension, termination etc. The third day was devoted to Proper Conduct of Quasi-Judicial Proceedings/Adjudication (Appreciation of facts, Conducting hearing, Decision making etc.). Hon'ble Mr. Justice D.M. Dharmadhikari, Chairman, M.P. State Human Rights Commission and former Judge, Supreme Court of India addressed the participants and Advocate Sunil Tripathi made his presentation. The Director of the Academy Prof. G. Mohan Gopal also addressed the participants on challenges faced by Administrative Tribunals doing judicial work. On the fourth day Hon'ble Mr. Justice P.P. Naolekar, former Judge, Supreme Court of India and Hon'ble Mr. Justice V.S. Aggarwal, former Judge, Delhi High Court and Former Chairman CAT addressed the participants on Judging Skills including Judgement writing.

This was the first programme of its kind organized by NJA for the Administrative Members of the Central Administrative Tribunal. The programme was found to be useful by the participants.

P-228 WORKSHOP ON JUDICIAL METHOD: REASONING, JUDICIAL DECISION MAKING, JUDGEMENT WRITING AND COMMUNICATION(24-26 April, 2009)

The Workshop on “Judicial Method: Reasoning, Judicial Decision-Making, Judgment Writing and Communication” was held at the National Judicial Academy Campus from April 24 to April 26, 2009. The main objective of the program was for NJA to learn

about the problems with the existing approach and methodology of judges in deciding cases, and to use the results of this diagnostic in formulating policy responses. In light of this, the workshop relied extensively on simulation exercises, to understand how judges approach cases; their self-understanding of their role in this regard, and their approach to adjudication. Deliberations focused on the importance of legal and constitutional reasoning in deciding cases at the subordinate level, making judging socially sensitive, and communicating this effectively in the judgment.

The conference was guided by a panel of High Court Justices comprising of Justice V V S Rao, Justice S Muralidhar, Justice K. Chandru, Justice Gita Mittal, Justice A. Bose, and Justice A Kureshi. 35 subordinate court judges from across the country attended the program.

P-229 HIGH COURT JUSTICES' CONFERENCE ON "POVERTY ALLEVIATION, SOCIAL JUSTICE AND THE LAW: ROLE AND RESPONSIBILITY OF COURTS" (25-26 April, 2009)

The National Judicial Academy organized a National Conference of High Court Justices on "Poverty, Social Justice and the Law: Role and Responsibility of Courts" from April 25-26, 2009. The purpose of this Conference was to discuss ways and means to make the decision making in the High Courts more relevant to the masses of the country. The objective was to challenge widely held belief that poverty and social justice concerns do not factor in the day-to-day functioning of the courts. This hands-off approach needs

further introspection and deliberation to pave way for a more active and conscientious judiciary - an institution which is alive to the reality around them.

The Programme was centered around various themes such as Poverty and Social Justice: Conceptual Framework, Poverty as Violation of Rights: What about the *Victims* of Criminal Justice System?, Right to Food through Courts, Responding to the Challenge of Poverty and Social Justice etc. Hon'ble Justice A.K. Ganguly, (Judge, Supreme Court), Hon'ble Justice V.S. Sirpurkar (Judge, Supreme Court), Mr. Nikhil Dey, Mr. Pradip Prabhu, Ms. Usha Ramanathan, Mr. Biraj Patnaik, Swami Agnivesh, and Mr. Pradip Prabhu guided the discussions and facilitated discussions amongst the participants. Around thirty High Court Judges from all over the country participated in the conference.

**P-230 JUDICIAL WORKSHOP ON PLANNING AND MANAGEMENT FOR
TIMELY JUSTICE (PMTJ) (SOUTH ZONE: ANDHRA PRADESH,
KARNATAKA, KERALA, MADRAS (1-3 MAY, 2009)**

The South Zone Regional Judicial Workshop on Planning and Management for Timely Justice was held in Bangalore from May 1 to May 3, 2009. It was organized by the High Court of Karnataka, Karnataka Judicial Academy and NJA.. As in other workshops on this issue, the focus was on discussing the need for planning and management of courts to ensure timely justice. The Former Chief Justice of India and the founder of NJA, Hon'ble Mr. Justice M.N. Venkatachaliah, Former Judges of the Supreme Court, Hon'ble Mr. Justice Santosh Hegde and Hon'ble Mr. Justice Shivaraj Patil, Former Chief Justice of Kerala and Karnataka High Courts, Hon'ble Mr. Justice V.S. Malimath, Hon'ble Justice

R.V. Raveendran, judge of the Supreme Court of India, amongst other distinguished speakers addressed the workshop. Hon'ble Justice P.D.Dinakaran, Chief Justice of Karnataka High Court gave the valedictory address, where he emphasized on the need for accountability in the judiciary, especially with respect to quality of judicial work. Dr. Nagaraj, Director, NIMHANS presented an interesting study on stress in the judiciary and spoke about means of dealing with stress. Around 100 judges from the High Courts of the South Zone, comprising of Madras, Kerala, Andhra Pradesh and Karnataka participated in the Workshop.

**P-231 TENTH ORIENTATION PROGRAMME FOR NEWLY APPOINTED ADJs
UNDERGOING STATE LEVEL INDUCTION PROGRAMME (8-12 MAY, 2009)**

The Tenth Orientation Programme for newly appointed ADJs was held at the National Judicial Academy from 8th-12th of May, 2009. This programme was attended by 30 newly appointed ADJs from all over the Country. This programme was structured around the theme-“Visualizing India’s Subordinate Courts in 2025” so that current challenges of reducing delay and arrears as well as enhancing quality and responsiveness of justice may be analyzed against a clear goal for continuing improvement of the judicial system. The ADJs presented reports of their current challenges and their visualization of the District Courts in 2025. A court visit was organized so that the observation of the Court from the User’s perspective would enable the district Judges to develop their vision keeping the users of the courts in mind. A panel of High Court Judges which included Hon’ble Justice P.C Ghose, Hon’ble Justice P.R Raman, Hon’ble Justice I.A Ansari and Hon’ble Justice

Naveen Sinha also presented their visualization of the Subordinate courts of India in 2025. Consistent with the theme, there were also discussion on the evolving vision of Justice guiding Judging, changing role and responsibility of a Judge, Judicial ethics, values, conduct and accountability and Delay and Arrears reduction. On the last day of the programme local visit was organized for the participants.

P-232 HIGH COURT JUSTICES' CONFERENCE ON USE OF INTERNATIONAL AND FOREIGN LAW BY INDIAN COURTS: CURRENT DEVELOPMENT AND KEY ISSUES (9-10 MAY, 2009)

The High Court Justices' Conference on "The Use of International and Foreign Law by Indian Courts: Current Development and Key Issues" was held at the National Judicial Academy on May 9-10, 2009. The main objective of the conference was to deliberate upon the changing global legal order and its impact on the Indian domestic legal system. Accordingly at the conference, the participant judges first spoke about their experiences with international and foreign law elements in cases they had decided. Following this presentations were made on changing trends in international law and its impact on India. After this general overview, presentations and discussion ensued on certain specific areas of international law- domestic legal system interface, viz, trade, refugees, extradition and human rights. Shifting from the public to the private, the discussion then moved to the issue of international commercial arbitration and private international law.

Tying both themes together, the concluding theme looked at the use of international and foreign law by Indian courts in the adjudicatory process. Global trends regarding the use

of international law by domestic judiciaries was discussed, and the Indian experience was placed in this context. The benefits and shortfalls of the Indian approach were also deliberated upon. Justice A. K. Ganguly, Supreme Court of India and Justice B. N. Srikrishna, former judge, Supreme Court of India, chaired the sessions. Prof. M. Sornarajah from NUS, Singapore provided expert guidance on the topics under discussion. Several domain experts addressed the conference as well.