

NATIONAL JUDICIAL ACADEMY

P-1104: Refresher Course for SC/ST (Prevention of Atrocities) Courts

24th – 26th August, 2018

Programme Coordinator : Mr. Shashwat Gupta, Law Associate

No. of Participants : 27

No. of forms received : 26

I. OVERALL				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	96.15	3.85	-	
b. The subject matter of the program is useful and relevant to my work	100.00	-	-	
c. Overall, I got benefited from attending this program	100.00	-	-	
d. I will use the new learning, skills, ideas and knowledge in my work	96.15	3.85	-	
e. Adequate time and opportunity was provided to participants to share experiences	88.46	11.54	-	
II. KNOWLEDGE				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
The program provided knowledge (or provided links / references to knowledge) which is:				
a. Useful to my work	100.00	-	-	
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	84.62	15.38	-	
c. Up to date	83.33	16.67	-	

III. STRUCTURE OF THE PROGRAM				
PROPOSITION	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	88.46	11.54	-	
b. The program was an adequate combination of the following methodologies viz.				
(i) Group discussion cleared many doubts	80.77	19.23	-	
(ii) Case studies were relevant	80.00	20.00	-	
(iii) Interactive sessions were fruitful	92.00	8.00	-	
(iv) Audio Visual Aids were beneficial	66.67	26.67	6.66	
IV SESSIONS WISE VETTING				
Parameters				
Session	Discussions in individual sessions were effectively organized		The Session theme was adequately addressed by the Resource Persons	
	Effective and Useful	Satisfactory	Effective and Useful	Satisfactory
1	76.00	24.00	76.00	24.00
2	68.00	32.00	72.00	28.00
3	77.78	22.22	82.61	17.39
4	76.00	24.00	72.00	28.00
5	80.00	20.00	76.00	24.00
6	76.00	24.00	76.00	24.00
7	84.00	16.00	80.00	20.00
8	83.33	16.67	83.33	16.67
V. PROGRAM MATERIALS				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	80.00	20.00	-	-
b. The content was updated. It reflected recent case laws/ current	84.00	16.00	-	-

thinking/ research/ policy in the discussed area				
c. The content was organized and easy to follow	80.00	20.00	-	-

VIII. GENERAL SUGGESTIONS	
1. Three most important learning achievements of this Programme	<p>1. It has made me more sensible so that I can approach the cases with greater degree of empathy & sense of involvement.</p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. Awareness of new amendment overriding the resent judgment of Hon'ble Supreme Court; Compensation scheme; Effective trial process.</p> <p>5. Recent developments in the SC/ST (PoA) Act. Objective thoroughly explained.</p> <p>6. 1. Doubts got cleared; 2. Do's & Don'ts exposed and realized.</p> <p>7. Contemporary Developments of SC/ST (PoA) Act. Object & implementation thoroughly explained.</p> <p>8. In interactions, queries of different judicial officers of different states, the difficulties faced by them, many confusions have been cleared. It will improve the dispensation of justice.</p> <p>9. The ideas of setting up special court to deal with the atrocities.</p> <p>10. Objectivity and Neutrality; Have knowledge about rights of victims; Amended provisions.</p> <p>11. All new provision of the Act.</p> <p>12. 1. Knowledge about Act and rules. 2. Knowledge about proper dealing with cases; 3. Getting information about different case laws.</p> <p>13. 1. Discussion mainly revolved around Mahajan's case and its aftermath. 2. Good interaction; 3. Clarification of queries by the resource persons.</p> <p>14. 1. Participants are sensitized; 2. Participants are provided with necessary knowledge of law; 3. Ways and means to effective implementation.</p> <p>15. 1. Effective implementation of the act; 2. Speedy disposal of cases; 3. Improving skill of knowledge.</p> <p>16. 1. The wide scope available u/s 15A of SC/ST (PoA) Act to provide succor to the victim and the effective manner in which the order can be enforced by invoking Sec 4 of Act; 2. Need to monitor payment of compensation by devising suitable mechanism.</p>

	<p>17. 1. Subject matter of the programme was useful; 2. Doubts regarding the Act clarified; 3. Clarified the object and mandate of constitution;</p> <p>18. Participant did not comment.</p> <p>19. Participant did not comment.</p> <p>20. Our quality of knowledge on the Act has developed.</p> <p>21. 1. Learnt the difference & developments from previous to present Act. 2. How to protect the rights of victim & rehabilitation.</p> <p>22. Basic provisions of the SC/ST (PoA) Act; Constitution; CrPC; Case laws given by resource persons.</p> <p>23. Knowledge about latest law. Best study material; Overall study of SC/ST (PoA) Act; 3. Provide new notification as latest as 20.08.2018 (SC/ST (PoA) Act Sec. 18-A enforcement date).</p> <p>24. All new provisions of the Act.</p> <p>25. Explaining the provisions of the Act in detail.</p> <p>26. To get clarity on the basic provisions of recent position of the Act; Information about the case laws; very useful to resolve the day to day problems during trial.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. The opening words of the Hon'ble Director Sir was the best & most useful.</p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. <i>Session 1: Objectivity and Neutrality in Judging: Overcoming Bias and Prejudices; Session 2: Defects in Pre-trial Procedures and Investigation: Impact on Adjudication; Session 3: Trial Process under SC/ST (POA) Act, 1989: Issues and Challenges; Session 7: Responsibilities of Special Courts: Protection, Rehabilitation and Victim Compensation.</i></p> <p>5. Protection of the rights of victim and witness role of courts.</p> <p>6. <i>Session 8: Effective Implementation of the Act: Constraints and Solutions-</i> Because there lies the objective of the Act.</p> <p>7. Probation of right of victims and witness role of courts.</p> <p>8. All. All were with the objective of more clarity and improving skills.</p> <p>9. <i>Session 7: Responsibilities of Special Courts: Protection, Rehabilitation and Victim Compensation and Session 8: Effective Implementation of the Act: Constraints and Solutions-</i> because related to in-depth practical court work.</p> <p>10. Responsibilities of special court.</p> <p>11. Provided new notifications & latest law.</p> <p>12. Effective implementation of the Act.</p> <p>13. All of them were useful.</p>

	<p>14. The group discussion was very useful as it helps us to identify the issues and challenges before the special court and the last session on effective implementation was also very useful.</p> <p>15. All the sessions.</p> <p>16. Session 8: Effective Implementation of the Act: Constraints and Solutions - by Justice Ved Prakash Sharma.</p> <p>17. Interaction discussion.</p> <p>18. Participant did not comment.</p> <p>19. Participant did not comment.</p> <p>20. Rehabilitation and victim compensation.</p> <p>21. Session 4: Contemporary Developments -The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015- Justice Anjana Mishra enlightened us with the provision of the Act and practical applications.</p> <p>22. All parts were useful.</p> <p>23. Group discussion.</p> <p>24. Provided new notifications.</p> <p>25. Case law explained and sharing of experience of the speaker was wonderful.</p> <p>26. All sessions are every useful as all the resource persons have cleared our doubts.</p>
<p>3. Which part of the Programme did you find least useful and why</p>	<p>1. None.</p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. Session 4: Contemporary Developments -The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Amendment Act, 2015- As such it was not a learning. It was imposing of the thoughts of individual on judicial officer.</p> <p>5. Participant did not comment.</p> <p>6. Session 7: Responsibilities of Special Courts: Protection, Rehabilitation and Victim Compensation - being of academic value only.</p> <p>7. Dr. Subhash mahajan case as Parliament has passed the Amendment Act of 2018.</p> <p>8. None.</p> <p>9. Session 6: Protection of the Rights of Victims and Witnesses: Role of Courts- because they are already in the Act and nothing to be learnt from hearing lectures.</p> <p>10. Contemporary developments.</p> <p>11. Provisions of new Amended Act.</p> <p>12. Objectivity and neutrality.</p>

	<p>13. Not applicable.</p> <p>14. In <i>Session 1: Objectivity and Neutrality in Judging: Overcoming Bias and Prejudices</i>- the discussion are not in line with the objectives of the programme.</p> <p>15. None.</p> <p>16. <i>Session 1: Objectivity and Neutrality in Judging: Overcoming Bias and Prejudices</i>- the discussion was not in line with the objects of the session.</p> <p>17. Participant did not comment.</p> <p>18. Participant did not comment.</p> <p>19. Participant did not comment.</p> <p>20. All the part.</p> <p>21. No session.</p> <p>22. Participant did not comment.</p> <p>23. No one.</p> <p>24. New laws and Amendments.</p> <p>25. No such programme.</p> <p>26. Participant did not comment.</p>
<p>4. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<p>1. The course materials & training modules are only made available to the participants. Besides all the programme & courses materials should be made available in the website of NJA so that we can use it for our growth. I general suggestion it posited can be of help to us. After the training programme is over on payment basis by the individual participant judicial officer local sight-seeing can be arranged. An interactive mechanism can be created where are judicial officer can seek assistance from the NJA.</p> <p>2. Participant did not comment.</p> <p>3. Participant did not comment.</p> <p>4. Transport facility be provided to go to the city.</p> <p>5. Participant did not comment.</p> <p>6. The participant should be provided feedback and reading materials before hand.</p> <p>7. Refresher course for the Act after 3 months.</p> <p>8. None.</p> <p>9. Nil.</p> <p>10. If extended for more days it will help us to enhance our knowledge.</p> <p>11. Kindly do not organize refresher courses during holidays.</p>

	<p>12. None</p> <p>13. 1. Travel Desk has only facility for pickup/drop from airport/ railway station please review it to include transportation facility to new market at the least.</p> <p>14. NJA may provide interaction between serving judges of various high court allow interaction with the resource persons to bring out the better results.</p> <p>15. The module is excellent.</p> <p>16. To bring in serving judges intellect in touch with developments of law.</p> <p>17. With the help of PPT NJA may serve better to make its programmes more effective for participants.</p> <p>18. Participant did not comment.</p> <p>19. Participant did not comment.</p> <p>20. Please arrange such type of programme regularly.</p> <p>21. Participant did not comment.</p> <p>22. No, Very good programmes arranged by NJA. Helpful in day to day working. Nice Programmes.</p> <p>23. Please give Bare Act to every participant (Non-returnable).</p> <p>24. Kindly do not fix the dates of programme in festivals, Holidays.</p> <p>25. Instead of paper CDs may be supplied.</p> <p>26. Participant did not comment.</p>
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