

# National Judicial Academy

**P-1164:** Workshop for Magistrates on Pre-Conception and Pre-Natal Diagnostic

31<sup>st</sup> August- 1<sup>st</sup> September, 2019

**Programme Coordinator** : Dr. Amit Mehrotra, Assistant Professor

**No. of Participants** : 37

**No. of forms received** : 37

I. OVERALL				
PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The objective of the Program was clear to me	<b>91.89</b>	<b>8.11</b>	-	-
b. The subject matter of the program is useful and relevant to my work	<b>70.27</b>	<b>18.92</b>	<b>10.81</b>	14. No cases pending in my court.
c. Overall, I got benefited from attending this program	<b>89.19</b>	<b>10.81</b>	-	-
d. I will use the new learning, skills, ideas and knowledge in my work	<b>88.57</b>	<b>11.43</b>	-	-
e. Adequate time and opportunity was provided to participants to share experiences	<b>94.59</b>	<b>5.41</b>	-	-
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	<b>63.89</b>	<b>30.56</b>	<b>5.56</b>	14. As no such cases are pending.
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>83.78</b>	<b>16.22</b>	-	-
c. Up to date	<b>94.12</b>	<b>5.88</b>	-	-
d. Related to Constitutional Vision of Justice	<b>77.78</b>	<b>22.22</b>	-	-

e. Related to international legal norms	<b>53.13</b>	<b>43.75</b>	<b>3.13</b>	-
<b>III. STRUCTURE OF THE PROGRAM</b>				
<b>PROPOSITION</b>	<b>Good</b>	<b>Satisfactory</b>	<b>Unsatisfactory</b>	<b>Remarks</b>
a. The structure and sequence of the program was logical	<b>91.89</b>	<b>8.11</b>	-	-
b. The program was an adequate combination of the following methodologies viz.				
(i) Interactive sessions were fruitful	<b>83.78</b>	<b>16.22</b>	-	-
(ii) Audio Visual Aids were beneficial	<b>69.70</b>	<b>27.27</b>	<b>3.03</b>	-
<b>IV SESSIONS WISE VETTING</b>				
<b>Parameters</b>				
<b>Session</b>	<b>Discussions in individual sessions were effectively organized</b>		<b>The Session theme was adequately addressed by the Resource Persons</b>	
	Effective and Useful	Satisfactory	Effective and Useful	Satisfactory
1	<b>91.67</b>	<b>8.33</b>	<b>92.59</b>	<b>7.41</b>
2	<b>87.88</b>	<b>12.12</b>	<b>95.65</b>	<b>4.35</b>
3	<b>93.94</b>	<b>6.06</b>	<b>100.00</b>	-
4	<b>96.97</b>	<b>3.03</b>	<b>95.65</b>	<b>4.35</b>
5	<b>96.88</b>	<b>3.13</b>	<b>95.45</b>	<b>4.55</b>
<b>V. PROGRAM MATERIALS</b>				
<b>PROPOSITION</b>	<b>To a great extent</b>	<b>To some extent</b>	<b>Not at all</b>	<b>Remarks</b>
a. The Program material is useful and relevant	<b>89.19</b>	<b>10.81</b>	-	-
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	<b>94.59</b>	<b>5.41</b>	-	-
c. The content was organized and easy to follow	<b>94.29</b>	<b>5.71</b>	-	-

## VIII. GENERAL SUGGESTIONS

<p>a. Three most important learning achievements of this Programme</p>	<ol style="list-style-type: none"><li>1. 1. Very knowledge workshop; 2. This workshop updated me with new developed law; 3. All confusion regarding the PC&amp;PNDT Act are resolved.</li><li>2. Trial procedure. Anomalies involved in the implementation of the Act.</li><li>3. How to deal with cases regarding PC &amp; PNDT Act.</li><li>4. 1. How to deals with can PNDT Act; 2. Purpose an object to PNDT no a MTP Act; 3. How to appreciation evidence in cases under PNDT Act.</li><li>5. Effective methods of trial; Appreciation of evidence; Better knowledge about the act.</li><li>6. 1. Purpose &amp; aim of PC PNDT act; 2. How to deal with care under PC PNDT How to take cognizance; 3. How to applicate evidence.</li><li>7. 1. Important of the act is clear; 2. Object of the act is also clear; 3. Interaction with other state officer; 4. I know the implementing process, cognizance, trial etc.</li><li>8. Sensitization towards the topic; Trial procedure our PC PNDT act; Reverse burden of proof concept.</li><li>9. 1. Interactive session make us know of practice in other state; 2. That PCPND like effectively implement.</li><li>10. This is my first attendance the programme there for most useful for me. Very thankful for me to know the act and other things.</li><li>11. After three years of deputation the two day sessions literally gave me lot of insofar For my upcoming arraignments as CJM.</li><li>12. 1. How to implement the PNDT act; 2. How to educate the society on above said act importance object and importance.</li><li>13. Interpretation of provisions; Application under special enactment; Understanding legislative intention.</li><li>14. Gained knowledge about bell the provision of the act in detail; Understood the application of the act and objects of the act; Understood the trial and conviction part.</li><li>15. I could understand the use and application of this act.</li><li>16. 1. I could understand the way of taking cognizance and trial; 2. Appreciation of evidence is more clear.</li><li>17. 1. Thorough analysis of the topic; 2. The provision were made clear; 3. Role of court in entertaining such application were made clear.</li><li>18. 1. Sensitize to be topic the real objection/interaction of passing the act; 2. Sex determination is decline figures in country and rest of the world.</li><li>19. How to deal with the seized articles under this act whether investigation by police is permissible or not. Whether accused to be arrested by police or not.</li><li>20. Depth knowledge and clarity of the PC &amp; PNDT Act; Cognizance under PC &amp; PNDT Act; Induction of offence of PC &amp; PNDT Act and procedure after such mission of change the India.</li></ol>
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	<p>21. Participant did not comment.</p> <p>22. Participant did not comment.</p> <p>23. 1. Updation of law; 2. To understand the PC &amp; PNDT Act in different way.</p> <p>24. Brief overview of PC PNDT Act; Have knowledge about procedure to be followed; Feel confident to deal with like matters.</p> <p>25. 1. Reminding the prevailing act as we do not have any cases in our state; 2. Through female infanticide is not prevalent in the stats but with this programme it realized me to give more awareness and to about by the Act; 3. Learning the new Act as this topic was not documented the Academy.</p> <p>26. 1. Learning a new act which was not included in LLB courses and at our home Academy; 2. Sensitization on the suppressions faced by Indian penal; 3. More awareness on the prevailing situation of female infanticide.</p> <p>27. Understanding the consent behind the enactment better than before, helpful understanding the connect procedure for trials increase my sensitivity toward this cases.</p> <p>28. Trial process, Appreciation of evidence, Interpretation of the Act.</p> <p>29. 1. Updation of law; 2. Legal knowledge are PC &amp; PNDT Act; 3. Clearly on procedure on PC &amp; PNDT Act.</p> <p>30. How to deal with the cases of PC PNDT Act; How to deal with the case of MTP Act; How deal with the case in our law related to PC PNDT Act.</p> <p>31. More views and problems could be analyzed and learnt; Various dimensions came to be discussed; Innovation ideas and grey areas were highlighted to be taken care.</p> <p>32. Participant did not comment.</p> <p>33. I got sensitized on the Act and will be innovative In this as fact.</p> <p>34. 1. Sensitized about the subject; 2. Interaction to other steps Judicial Officer; 3. Informative and useful.</p> <p>35. 1. Cover all topics of this Act (PC PNDT); 2. Interaction with other judges.</p> <p>36. 1. More sensitized with the subject; 2. Healthier interaction with other judges; 3. Given overall more exposure.</p> <p>37. Appreciation of evidence; Elevate of facts.</p>
<p>b. Which part of the Programme did you find most useful and why</p>	<p>1. All parts.</p> <p>2. Cognizance, Trial procedure are most important.</p> <p>3. The knowledge of appropriate authority as mentioned in the act.</p> <p>4. Appreciated of evidence.</p> <p>5. Trails and appreciation of evidence in the act.</p> <p>6. All</p> <p>7. Justice Shalini Phansalker Joshi and Justice Atul Sreedharan classes very much interesting and useful.</p>

8. All the sessions under taken by Justice Shalini Phansalker Joshi.
9. **Session 2: Role and Functions of Authorities under PC & PNDT Act-**
10. The procedural part form most useful for me.
11. Day 2 was more energetic & useful which will definitely contribute into my day to day challenges.
12. **Session 4: Trial Processes under the PC & PNDT Act** and Interaction session.
13. Appreciation of evidence and interpretation of law.
14. The fourth session of the programme.
15. All parts of the programme are useful.
16. All part of the programme are good.
17. Appreciation of evidence as it in relevant in day to day work.
18. I consider whole programme was useful as it interconnected and every session was been kept accordingly.
19. **Session 1: Jurisprudential and Socio-cultural Foundations of PC & PNDT Act-** of the 2<sup>nd</sup> day.
20. Trial process under the PC & PNDT act- As it has direct relation with our daily duties as a judge.
21. **Session 4: Trial Processes under the PC & PNDT Act and Session 5: Appreciation of Evidence under PC & PNDT Act.**
22. The session by Dr. Justice Shalini S. Phansalker Joshi Madam was brief and to the point.
23. Whole session was useful especially some takes shown by Justice Sreedharan.
24. The entire programme was very useful and beneficial to our court working and dealing with like matters.
25. **Session 1: Jurisprudential and Socio-cultural Foundations of PC & PNDT Act; Session 2: Role and Functions of Authorities under PC & PNDT Act and Session 3: Medical Termination of Pregnancy and Sex Selection: Grey Areas-** taught by expertise having in the relevant field.
26. Sessions taken by Dr. Neelam Singh.
27. Whole programme is very informative and useful.
28. Appreciation of evidence because it enhances my knowledge.
29. On PC & PNDT legal view is useful because of that usually in our court.
30. Part of PC & PNDT.
31. Case laws.
32. Both days programme more particularly the 1<sup>st</sup>. days why because the object is to sensitize about the Act.
33. **Session 1: Jurisprudential and Socio-cultural Foundations of PC & PNDT Act; Session 2: Role and Functions of Authorities under PC & PNDT Act.**

	<p>34. Jurisprudential.</p> <p>35. Trial and evidence <b>Session 4: Trial Processes under the PC &amp; PNDT Act and Session 5: Appreciation of Evidence under PC &amp; PNDT Act</b>- because it's very practical.</p> <p>36. <b>Session 4: Trial Processes under the PC &amp; PNDT Act and Session 5: Appreciation of Evidence under PC &amp; PNDT Act</b>- as it will in day to day working and helps us to understand more practical.</p> <p>37. Trial processes &amp; appreciation of evidence.</p>
<p>c. Which part of the Programme did you find least useful and why</p>	<p>1. No one.</p> <p>2. Appreciation of evidence. The provision lays law A reverse burden have it is not required to be dealt elaborately.</p> <p>3. Not as such.</p> <p>4. None.</p> <p>5. None.</p> <p>6. None.</p> <p>7. Nil</p> <p>8. Nothing as such. Everything was useful to the working of the court.</p> <p>9. <b>Session 5: Appreciation of Evidence under PC &amp; PNDT Act</b> - .....</p> <p>10. Last day of programme who through procedural law.</p> <p>11. Not.</p> <p>12. Participant did not comment.</p> <p>13. Participant did not comment.</p> <p>14. There is no least useful part.</p> <p>15. Participant did not comment.</p> <p>16. All are good.</p> <p>17. The first part as there in no case under the PC PNDT act in my court.</p> <p>18. Nil</p> <p>19. <b>Session 2: Role and Functions of Authorities under PC &amp; PNDT Act</b>-of the 1<sup>st</sup> day.</p> <p>20. No such part.</p> <p>21. Participant did not comment.</p> <p>22. Participant did not comment.</p> <p>23. Participant did not comment.</p> <p>24. The entire programme was very useful.</p> <p>25. Nil</p> <p>26. Nil</p>

	<p>27. Participant did not comment.</p> <p>28. All are useful.</p> <p>29. No medical view is not more useful.</p> <p>30. No.</p> <p>31. Nothing as such to mention.</p> <p>32. Trial and evaluation of evidence because no such case are filed and are expected.</p> <p>33. None.</p> <p>34. Participant did not comment.</p> <p>35. Participant did not comment.</p> <p>36. Participant did not comment.</p> <p>37. None.</p>
<p>d. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<p>1. Please send the all study material regarding all workshop held at the NJA.</p> <p>2. If the individual experiences we shared in the given problem it would achieve the purpose of participation.</p> <p>3. More frequent sessions like on different other sensitize matters of law.</p> <p>4. Duration of workshop is required to be increased to 3-4 days, and they should be more time for interaction.</p> <p>5. NJA is too good. Which to come here again soon.</p> <p>6. Participant did not comment.</p> <p>7. None.</p> <p>8. None.</p> <p>9. None.</p> <p>10. Participant did not comment.</p> <p>11. Participant did not comment.</p> <p>12. Participant did not comment.</p> <p>13. Organizing training on new enactments for effective implementation.</p> <p>14. Programme was effective and useful.</p> <p>15. NJA served me in a better manner. Noting suggestion.</p> <p>16. More sessions are needed.</p> <p>17. Audio visual clips may be included more.</p> <p>18. The experience in great I have been already attended many NJA programmes and every time get exposure. My suggestions to organize such programme did nominate us also.</p> <p>19. Participant did not comment.</p> <p>20. Participant did not comment.</p>

	<p>21. It needs no suggestion.</p> <p>22. Participant did not comment.</p> <p>23. Participant did not comment.</p> <p>24. The workshop was great. NJA should keep organizing such workshops.</p> <p>25. Nil</p> <p>26. Nil</p> <p>27. All aspect were perfect.</p> <p>28. None.</p> <p>29. Programme duration should be at least 07 days.</p> <p>30. No.</p> <p>31. Nothing as such to mention.</p> <p>32. Participant did not comment.</p> <p>33. Let the 2 or 3 enactments to be dealt in our programme so that we may not go with dissatisfaction that we learnt only on one subject.</p> <p>34. Participant did not comment.</p> <p>35. Participant did not comment.</p> <p>36. Participant did not comment.</p> <p>37. None.</p>
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