

## National Judicial Academy

**P-1229: Refresher Course for Family Courts (Online)**  
21<sup>st</sup> – 22<sup>nd</sup> November, 2020

**Programme Coordinator** : Dr. Amit Mehrotra & Ms. Shruti Jane Eusebius, Faculty  
**No. of Participants** : 43  
**No. of forms received** : 40

<b>I. OVERALL</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 objective of the Program was clear to me	<b>100.00</b>	-	-	2. Very good. 31. Very good. 33. Sessions gave inspiration.
b. The subject matter of the program is useful and relevant to my work	<b>92.50</b>	<b>5.00</b>	<b>2.50</b>	31. Very good. 33. I could discharge duties with heart.
c. Overall, I got benefited from attending this program	<b>85.00</b>	<b>15.00</b>	-	2. To a great extent. 10. It is very useful in day to day business of court. 31. Very good. 33. Benefited a lot.
d. I will use the new learning, skills, ideas and knowledge in my work	<b>80.00</b>	<b>20.00</b>	-	2. Definitely yes. 31. Very good. 33. I am implementing guidelines.
e. Adequate time and opportunity was provided to participants to share experiences	<b>70.00</b>	<b>30.00</b>	-	2. More time should be allotted. 10. More time should have been provided. 31. Good.

				33. I could raise doubts and got clarification.
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>92.11</b>	<b>7.89</b>	-	2. Very useful. 31. Very good. 33. I was benefited.
b. Comprehensive (relevant case laws, national laws, leading text / articles / comments by jurists)	<b>57.50</b>	<b>42.50</b>	-	2. Very useful. 31. Good. 33. Covered new topics & better developments.
c. Up to date	<b>71.79</b>	<b>28.21</b>	-	2. Very useful. 31. Very good. 33. Up to date information provided.
d. Related to Constitutional Vision of Justice	<b>63.16</b>	<b>36.84</b>	-	2. Very useful. 31. Good. 33. Yes.
e. Related to international legal norms	<b>31.58</b>	<b>57.89</b>	<b>10.53</b>	2. Very useful. 31. Good. 33. Yes.
III. STRUCTURE OF THE PROGRAM				
PROPOSITION	Good	Satisfactory	Unsatisfactory	Remarks
a. The structure and sequence of the program was logical	<b>95.00</b>	<b>5.00</b>	-	2. Good. 31. Good. 33. Created sensitization.
b. The program was an adequate combination of the following methodologies viz.				
(i) Case studies were relevant	<b>80.00</b>	<b>20.00</b>	-	2. Good. 31. Good. 33. Yes.
(ii) Interactive sessions were fruitful	<b>85.00</b>	<b>12.50</b>	<b>2.50</b>	2. Good. 31. Good. 33. Yes.

(iii) Audio Visual Aids were beneficial	<b>60.00</b>	<b>37.50</b>	<b>2.50</b>	2. Good. 31. Good. 33. Yes.
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#### 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	<b>84.21</b>	<b>15.79</b>	<b>90.63</b>	<b>9.37</b>
2	<b>91.89</b>	<b>8.11</b>	<b>90.32</b>	<b>9.68</b>
3	<b>86.11</b>	<b>13.89</b>	<b>93.33</b>	<b>6.67</b>
4	<b>86.49</b>	<b>13.51</b>	<b>93.55</b>	<b>6.45</b>

#### V. PROGRAM MATERIALS

PROPOSITION	To a great extent	To some extent	Not at all	Remarks
a. The Program material is useful and relevant	<b>84.62</b>	<b>15.38</b>	-	2. Very good. 33. Material is very useful.
b. The content was updated. It reflected recent case laws/ current thinking/ research/ policy in the discussed area	<b>71.79</b>	<b>28.21</b>	-	2. Very good. 33. Updated content was taught.
c. The content was organized and easy to follow	<b>86.49</b>	<b>13.51</b>	-	2. Very good. 33. Well organized.

#### VIII. GENERAL SUGGESTIONS

1. Three most important learning achievements of this Programme	<p>1. 1. It improved to communicate in a better way with parties during reconciliation session; 2. Being judicial officer usually in an endeavor to follow the procedural laws properly, sometimes, we miss the track the letter and spirit for which the family courts are established. The refresher programmes like this will help to come on right track again; 3. It helped to become better counselor before reconciliation table.</p> <p>2. Psycho- social aspect and tools &amp; techniques; judges as a counsellor.</p>
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3. 1. Smooth working of court; 2. Allow parties to speak without fear; 3. Effective mediation process.

4. 1. Mediation and conciliation skills; 2. Techniques for resolution of family disputes; 3. Court room management for creating conducive environment to forge settlement between parties.

5. Tools and techniques for effective resolution of family disputes; Understanding family disputes: A Psycho-social Approach; Laws relating to family disputes: Divorce, Maintenance, and Custody & Guardianship.

6. 1. Family matter cases to be dealt with quite more sensibly; 2. ADR method should be more emphasized; 3. Parties complaint and concerned should be addressed properly.

7. 1. Understanding the impact of emotional aspect in discord between spouses; 2. Techniques to be adopted for communication for dispute resolution; 3. Role of judge as a counsellor for settlement of the case.

8. 1. Through this programme I have gained new techniques ideas and knowledge to solve family disputes which I can use for best results; 2. All legal aspects regarding child custody and guardianship were very well explained which will be useful to bring clarity in my work; 3. The provided reading material content updated and relevant that will help me work effectively.

9. 1. ADR mechanism in family matters; 2. Custody of child in family disputes; 3. Special communication techniques for dispute resolution.

10. 1. Decide the matter most expeditiously; 2. Jurisdiction of reconciliation must be exercised rather than adjudication; 3. Difference between custody and guardianship and what does mean by welfare and in the interest of child.

11. 1. Mark sheet to be prepared for the spouses (as suggested by Dr. Shetty) to evaluate their personalities and to know who among the two is at fault; 2. Mediation, Mediation and Mediation is the only best solution for matrimonial disputes; 3. While deciding the custody of the child, the rights of the child and also the grand parents should be borne in mind.

12. Determination of best interest of child in family disputes, because it highlighted about specific observation to be made in the ordering portion about reasons as to handover the custody of child to the other including visitation right in detail terms to avoid multiple petition thereafter.

13. 1. Very useful topics chosen for discussion, which will enable us in disposing of matrimonial disputes by way of settlement; 2. Very relevant discussions for us; 3. The presentations made by learned speakers and experts were in very interesting mode and in easy way.

14. 1. Concept of marriage; 2. Custody of child; 3. Divorce & judge role in proceeding.

15. Such type of programme should be organized on quarterly basis.

16. Hon'ble speaker Ms. S. Susheela has given nice information regarding the conciliation with parties and also suggested the questions which are to be put forward to the concern parties. The suggested questions are useful in day to day conciliation in the court. Further Hon'ble Justice Dr. Shalini S. Phasalar Joshi has also given tips and

guidance in how to handle with the matters as well as with the parties. Hon'ble speaker Mr. Sudhir kumar Jain has also explained the term mediation and also guided us how to mediate between the parties.

17. Experience of Hon'ble Judge experience in V/c very much helpful to us for disposal of family matter pending before the court.

18. Psychological factors and their impact on family relations; Determination of best interests of child in family disputes; Roll of family court judge.

19. Helped me understand that young lives must not be worked in adjudication. It helped me to understand that judge must have compassion.

20. 1. The right of the child must be protected in family dispute matters; 2. Amicable settlement of dispute in necessary for human existence; 3. New definition of marriage is that it is partnership of love & happiness.

21. Nil.

22. Communication techniques for dispute resolution, courtroom environment for amicable settlement and balancing individual rights.

23. None.

24. 1. It refreshed me; 2. Updated me on the latest laws; 3. Learnt about the best interests of the child in a family dispute.

25. 1. Learnt new techniques in conducting mediations with regard to family disputes; 2. Learnt the way of approach to deal with different situation in solution in solving the problem mostly pertaining to psychological related problems.

26. 1. Nuances of functioning of family court; 2. Focused approach to solving cases; 3. Time frame for solving disputes.

27. 1. Lot of inputs regarding social culture and psychological factors on family relations; 2. Input regarding resolution of family disputes and its resolutions; 3. Awareness regarding interest of child in family matters.

28. The entire programme was very informative, awakening and helped to deal with the matters with even more sensitivity.

29. 1. Lot of inputs regarding social culture and psychological factors on family relations and dispute; 2. Input regarding resolution of family disputes and its resolutions; 3. Awareness regarding interest of child and both parent in family matters.

30. What is the marriage in modern time? What is the real disputes in modern marriage life? Who to decide child custody?

31. Enlightenment on various issues relating to family disputes; Understanding family disputes through a psycho-social approach; Virtual mode of training programme is useful and effective.

32. Participant did not comment.

33. I could talk with parties with a motive of reunion and could succeed in reuniting of couples after session.

34. I can't segregates the learning achievements and I enjoy the full training.

	<p>35. Overall view of the family court; Re-conciliation method; Understanding the psychology.</p> <p>36. 1. Understanding family disputes; 2. Tools, techniques for effective resolution of family techniques; 3. Importance of counselling, conciliation &amp; mediation in resolving family disputes.</p> <p>37. 1. Manner and conduct of family court; 2. Scope of alternative disputes redressal in such disputes; 3. Family court should be empathetic.</p> <p>38. 1. Ethically; 2. Knowledgeable; 3. Updated.</p> <p>39. Very useful in our daily works subjects were clearly communicated new skills were dealt with.</p> <p>40. 1. I came to know about the latest law's through this training course; 2. Training course helps me to do my day to day work more efficiently; 3. It also enhances my skill in dealing in family court matters.</p>
<p>2. Which part of the Programme did you find most useful and why</p>	<p>1. Special communication techniques for dispute resolution.</p> <p>2. <b>Session 3:</b> Tools &amp; Techniques for Effective Resolution of Family Disputes - <i>Cultivating Relevant Judicial Persona for Dispute Resolution. Special Communication Techniques for Dispute Resolution; Suitable Courtroom Environment to foster Amicable Settlement.</i>—come to know tools and techniques for dispute resolution.</p> <p>3. All were most useful.</p> <p>4. The lecture by Justice Basant is most inspiring and useful that changed the mindsets of officers who consider divorce a taboo.</p> <p>5. Tools and techniques for effective resolution of family disputes; Most of the topics are related to family disputes pending before the family courts.</p> <p>6. <b>Session 3:</b> Tools &amp; Techniques for Effective Resolution of Family Disputes - <i>Cultivating Relevant Judicial Persona for Dispute Resolution. Special Communication Techniques for Dispute Resolution; Suitable Courtroom Environment to foster Amicable Settlement;</i> <b>Session 4:</b> Counselling, Conciliation &amp; Mediation in Resolving Family Disputes—Relevance and Importance; <i>ADR methods in Family Disputes: Mechanisms &amp; Role of Family Court Judge; Judge as a Counsellor in the Family Court.</i>— was most useful because resource persons has addressed their topics more elaborately.</p> <p>7. Tools &amp; techniques for effective resolution of family disputes. This part of the programme is most relevant in the context of development of judge's ability to deal with the cases more effectively.</p> <p>8. Subject matter of session 3 of the programme was most useful because through this session I have gained new techniques, ideas and knowledge to solve family disputes. Which will be useful for good results.</p> <p>9. ADR methods because it is most useful to resolve family disputes.</p> <p>10. I find useful session 1<sup>st</sup> 2<sup>nd</sup> and 4<sup>th</sup> and discussion part.</p> <p>11. When Dr. Harish Shetty was putting examples before the participant judges and asking about them and also the interactive session because interactions make the sessions more lively.</p> <p>12. 1. Psychological factors &amp; their impact on family relation; 2. Best interest of child in family disputes; 3. Judge as counsellor in the family court in the family court, because lively citations &amp; deep routed thoughts have been expressed.</p>

13. I found the most useful part of the programme **Session 4: Counselling, Conciliation & Mediation in Resolving Family Disputes—Relevance and Importance; ADR methods in Family Disputes: Mechanisms & Role of Family Court Judge; Judge as a Counsellor in the Family Court**— which elaborately explained the ADR methods for resolving the family disputes pending before the family courts.
14. Judge role in divorce & custody of child.
15. All programmes are equally useful.
16. I liked the session most in which Dr. Harish Shetty has delivered his speech. Dr. Harish Shetty has narrated the session with actual cases came before him which are very useful to me while dealing the matters pending before me. Further Hon'ble Speaker S. Susheela has also nicely explained the cases came before her and also persuade us how to deal with parties as well as with the matters.
17. Entire programme more useful for the various there with recent case such on various citation of Hon'ble speaker and other high court regarding family laws.
18. The entire programme was very useful. However, the programme regarding roll of family court judge in resolving family disputes through ADR method was most useful.
19. I found the 3<sup>rd</sup> part of the programme very useful. Family disputes have less to do with law and more to do with emotions of parties. It helped no understand that judges should not be critical but emphasis.
20. All programmes were useful.
21. Nil.
22. All the sessions were very useful. All resource persons presented the sessions so nicely and taught how sensitively the judge of the family court shall function.
23. **Session 1: Understanding Family Disputes: A Psycho-social Approach -Social, Cultural & Psychological Factors & their Impact on Family Relations.-Reading between the Lines: Apparent/Stated Dispute & Underlying Causes of Discord; Session 2: Laws Relating to Family Disputes: Divorce, Maintenance, Custody & Guardianship-Institution of Marriage & the Individual: Balancing Individual Rights with Societal Interests.-Determination of Best Interests of Child in Family Disputes.**
24. **Session 1: Understanding Family Disputes: A Psycho-social Approach -Social, Cultural & Psychological Factors & their Impact on Family Relations.-Reading between the Lines: Apparent/Stated Dispute & Underlying Causes of Discord-** as it improved my understanding regarding family disputes.
25. All programmes.
26. Discussions in individual sessions, since they improved the overall understanding.
27. **Session 3: Tools & Techniques for Effective Resolution of Family Disputes - Cultivating Relevant Judicial Persona for Dispute Resolution. Special Communication Techniques for Dispute Resolution; Suitable Courtroom Environment to foster Amicable Settlement-** It gives lot of practical knowledge regarding the techniques of effective resolution of family disputes.
28. The psychological aspect as it gave an introspective view into the human mind and relationships.
29. It gives lot of practical knowledge regarding the techniques of effective resolution of family matter.
30. Tools and techniques of effective resolution of family disputes; Mediation and ADR process in discussed. And it is very useful for family court judge.

	<p>31. <b>Session 3:</b> Tools &amp; Techniques for Effective Resolution of Family Disputes - <i>Cultivating Relevant Judicial Persona for Dispute Resolution. Special Communication Techniques for Dispute Resolution; Suitable Courtroom Environment to foster Amicable Settlement.</i>— Tools and techniques for effective resolution of family disputes as it helps to settle family disputes in most effective ways.</p> <p>32. Deliberation with Ms. S. Susheela.</p> <p>33. Reconciliation, Child custody and maintenance.</p> <p>34. All the parts were most useful because of importance. The programme was drafted considering the problems shared by courts.</p> <p>35. Every part of the programme was very useful because it gave an overview of the topic and I came to know the nuances of dealing with the family court matters.</p> <p>36. Cultivating relevant judicial persona for dispute resolution and special communication techniques as they have direct link in our daily function.</p> <p>37. All the sessions are very informative and useful as all the problems in day to day working of family court is discussed and explained.</p> <p>38. None.</p> <p>39. <b>Session 3:</b> Tools &amp; Techniques for Effective Resolution of Family Disputes - <i>Cultivating Relevant Judicial Persona for Dispute Resolution. Special Communication Techniques for Dispute Resolution; Suitable Courtroom Environment to foster Amicable Settlement</i> and <b>Session 4:</b> Counselling, Conciliation &amp; Mediation in Resolving Family Disputes—Relevance and Importance; <i>ADR methods in Family Disputes: Mechanisms &amp; Role of Family Court Judge; Judge as a Counsellor in the Family Court</i>— dealt by Dr. Justice Shalini S. Phansalkar Joshi matter was clearly communicated and how to deal with issues practically was also dealt with.</p> <p>40. The whole part of the training course was useful.</p>
<p>3. Which part of the Programme did you find least useful and why</p>	<p>1. Nil.</p> <p>2. Nil.</p> <p>3. NA.</p> <p>4. Almost all the lectures are relevant and helpful and since I am a newly inducted family court judge everything is learning for me and I don't find any lecture as least useful.</p> <p>5. None of the topic.</p> <p>6. <b>Session 1:</b> Understanding Family Disputes: A Psycho-social Approach-<i>Social, Cultural &amp; Psychological Factors &amp; their Impact on Family Relations; Reading between the Lines: Apparent/Stated Dispute &amp; Underlying Causes of Discord.</i></p> <p>7. I do not find any part of the programme least useful.</p> <p>8. Nature of family disputes of the present time, I did not find any part of the programme least useful.</p> <p>9. Participant did not comment.</p> <p>10. <b>Session 3:</b> Tools &amp; Techniques for Effective Resolution of Family Disputes - <i>Cultivating Relevant Judicial Persona for Dispute Resolution. Special Communication Techniques for Dispute Resolution; Suitable Courtroom Environment to foster Amicable Settlement</i>- tool and techniques for effective resolution of family dispute, held by Ms. S. Susheela, is found least useful. Because, there cannot be unique and striate jacket formula, to apply all these techniques; The technique of soothing environment</p>



and empathy for parties are in built in family court, judges. So there was nothing new in it.

11. No one.
12. Does not arise.
13. None.
14. Nil.
15. All programme are equally useful for participants.
16. All the sessions of the programme are very much useful to me in my day to day work while dealing with matters.
17. No comment.
18. Does not arise.
19. None to say about.
20. All programme were useful.
21. Nil.
22. No.
23. None.
24. **Session 4:** Counselling, Conciliation & Mediation in Resolving Family Disputes— Relevance and Importance; *ADR methods in Family Disputes: Mechanisms & Role of Family Court Judge; Judge as a Counsellor in the Family Court*— as it has been dealt with various times earlier.
25. All programme are useful.
26. Nothing as such.
27. Nil.
28. Mediation part as it is not of much use in the regular court proceedings.
29. Nil.
30. Family disputes regarding psycho-socio approach.
31. All parts of programme were creditworthy.
32. Participant did not comment.
33. None.
34. No comment as I have written in that column.
35. Participant did not comment.
36. None.
37. All were useful.
38. None.
39. The entire programme was fruitful.
40. NA.

<p>4. Kindly make any suggestions you may have on how NJA may serve you better and make its programmes more effective</p>	<ol style="list-style-type: none"> <li>1. Participant did not comment.</li> <li>2. Virtual training programmes through video conferencing.</li> <li>3. NA.</li> <li>4. Authorities quoted by the resource persons could not be followed as they used to rush. The citations could be typed by the technical persons available in the academy in the chat box for reference of every participants.</li> <li>5. This education programme can be continued.</li> <li>6. Reading material provided is very large and elaborate. It possible please provide the reading material in very short and concise manner like as ready reference. Due to paucity of time ready reference will be more useful. Reorganize such refresher course.</li> <li>7. Thanks to Covid-19 that NJA has introduced virtual mode for refresher course. I hope NJA would consider to continue holding of refresher courses through virtual mode even after normalization of situation.</li> <li>8. In the interactive session of the programme none of the participants should not be allowed to know the opinion of the resource persons in the matter under consideration in any court.</li> <li>9. Refresher course organize time to time so that the help for solve the cases.</li> <li>10. I believe that, duration of course was short. It must have cover other enactment also, like foreign marriage, foreign decree, more detail about varies, maintenance laws. I also believe that, apart from the resource persons, the discussion during programme and thereafter, amongst the participants plays more important role in training programme. Soo, instead of online, physical training would be more useful.</li> <li>11. 1. Hindi version of whatever is aid should appear on the screen; 2. Time for interactive session should be increased; 3. Topic wise interactive session be held. In one topic no other topic should be mixed or permitted.</li> <li>12. NJA has taken adequate &amp; necessary steps to make each of the programme effective. Up dated case laws and reading material including some more time for interactive discussion will make the programme ever remembering one.</li> <li>13. All the sessions were very useful for us as family court judges. Thanks to respected NJA faculty members, learned guest speakers for organizing and conducting successful training programme through virtual mode.</li> <li>14. Study material should be provided in time.</li> <li>15. After Covid-19 the NJA should be organize &amp; such programme in physical mode.</li> <li>16. The NJA has organized programme very nicely. The Screen time and length of program is perfect. Thanks NJA for arranging such a nice and wonderful Programme. Hope, in future, also NJA will give me opportunity to attend such programme.</li> <li>17. This kind of programme really help to all officer dealing with family method. Time was very short for discussion. Time of programme may be extended to 5 p.m. in two days.</li> <li>18. NJA is requested to give more emphasis on the topic of manners of psycho-social approach in resolving family disputes through conciliation, counseling etc.</li> </ol>
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	<p>19. In my opinion the online programme are less effective. The actual physical presence of participants makes any programme more lively and much easier to participant in.</p> <p>20. More time &amp; opportunity be provided to participants, so that they can raise questions and share experiences. Further if the participants thinks that the answer given by faculty is not correct then that question must be kept for answering the same after due research.</p> <p>21. Nil.</p> <p>22. The training sessions were very useful in day today functioning. But due to virtual training, personal and exhaustive interaction had not taken place. I suggest such physical sessions of at least four five days may be conducted by the academy after Covid-19.</p> <p>23. Nil.</p> <p>24. Decrease the number of sessions and increase the duration of the sessions.</p> <p>25. More lectures on techniques of mediation are necessary to the judges of family courts on order to get more results.</p> <p>26. The internet connectivity of the guest speakers may be improved in case virtual training programmes are held.</p> <p>27. No special suggestions.</p> <p>28. Greatly beneficial and would wish to have more sessions involving psychology not only in matrimonial matters but also criminology and victimology.</p> <p>29. No any special suggestions.</p> <p>30. Programme is very effective and need frequently for each and every judges.</p> <p>31. Reading material are useful.</p> <p>32. No comment.</p> <p>33. Family court presiding officers need this type of seminar every year.</p> <p>34. I am of the opinion that virtual training programmes are not more effective so the NJA should adopt its regular training scheme.</p> <p>35. Participant did not comment.</p> <p>36. Participant did not comment.</p> <p>37. This type of programmes should be held frequently.</p> <p>38. Participant did not comment.</p> <p>39. Study materials may also be supplied.</p> <p>40. Instead of conducting training in the NJA Bhopal, the virtual training course is effective, and should be provided time to time.</p>
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