

**TAMIL NADU STATE JUDICIAL ACADEMY,
REGIONAL CENTRE, COIMBATORE**

***Professional Development Programme-I for Civil Judges (Batch-I)
held on 25.07.2021***

PROGRAMME REPORT

One day Professional Development Programme-I for Civil Judges (Batch-I) was held on 25th July 2021 at Tamil Nadu State Judicial Academy, Regional Centre, Coimbatore.

Honourable Mr. Justice M.M. Sundresh, Judge, High Court of Madras and President, Board of Governors, TNSJA delivered motivating presidential address and explained about the scope and object of the programme.

His Lordship emphasized the importance of positive mind and invited all Civil Judges to participate in the programme by raising Questions regarding the difficulties faced by them in executing their official duties. He also encouraged the participants to be more interactive.

The first session commenced at 09.40 AM and it was handled by Thiru. N. Manokaran, Advocate, High Court of Madras. The learned Resource Person dealt with the topic "**Appreciation of Evidence in Civil Cases**". He picturized the content with an enlightening presentation and invited the attention of the audience in important provisions of the Indian Evidence Act, 1872. Learned Resource Person explained about fact, fact in issue, relevant fact, document, presumption, oath, judicial notice, burden of proof, onus of proof, ancient documents, cross examination, privileged communication and conclusive proof. He has also narrated case laws of Hon'ble Supreme Court and Hon'ble High Court of Madras. The first session concluded at about 11:30 AM.

After the Tea Break, the next session commenced at 11:45 AM and participants raised their queries and learned resource person shared his knowledge. His Lordship also interacted with Resource Person and participants. The learned Resource Person emphasized to read Salem Bar Association case. The second session concluded at about 01:10 PM.

After the lunch break, the Session was handled by Thiru. N. Swaminathan, Advocate, Mannargudi. He dealt with the topic **“Offences relating to Cheating, fraud, misappropriation and Criminal breach of Trust – An Overview”**. He explained in detail the case laws under the Copy Right Act. He explained the importance of charge framing and relied on various decisions of the Honourable Supreme Court of India and Honourable Madras High Court. The learned Resource Person explained the judgment of the Honourable Apex Court in Indian Oil Corporation Vs M/S. Npec India Limited and others, 2006(3) SCC (CrI) 188. Further, he described White Collar Offences, Red Collar Offences and Green Collar Offences.

Further, he invited attention of the audience to the decisions of the Honourable Madras High Court in Subbiah Konar vs State by the Inspector of Police, District Crime Branch, Coimbatore, (2019) 4 MLJ(CrI) 361 and S. Sivaraman vs State represented by the Inspector of Police, District Crime Branch, Salem, (2020) 4 MLJ(CrI) 64. He also suggested to read the autobiography of Justice K.T. Thomas “Honeybees of Solomon”. The third session concluded at about 03:45 PM.

The final session of the day commenced at 4:00 PM and the learned Resource Person interacted with the participants and explained the offence of cheating and placed much reliance on the decisions of the Honourable Apex Court in Md. Ibrahim & Others vs State of Bihar and another, 2009 (3) SCC (CrI) 929. The programme came to end at 4.45 PM.