



TAMIL NADU STATE JUDICIAL ACADEMY REGIONAL CENTRE, MADURAI

Special Training Programme on Family Court Matters

04.12.2022

PROGRAMME REPORT

A Special Training Programme on Family Court Matters, was conducted on 04.12.2022 at Tamil Nadu State Judicial Academy, Regional Centre, Madurai. The said Programme was commenced with Welcome Address by Mr. S. Muthu Maharajan, Deputy Director, Tamil Nadu State Judicial Academy, Regional Centre, Madurai.

In the first session, the topic “Issues relating to Divorce and Custody” was taken by Hon’ble Mr. Justice G. Rajasuria, Former Judge, High Court of Madras, by focusing the areas of Hindu Marriage Act, 1955, Divorce Act, 1869, Special Marriage Act, 1954. His Lordship delivered an interesting lecture on the said topic and explained Golden Principles and relevant provisions relating to the said topic. His Lordship explained various legal maxims and discussed as to the usage of it while writing Judgments if the law is inadequate. His Lordship shared his practical experiences and the tricks for dealing with the Matrimonial and Child

Custody matters. His Lordship also discussed about Child Marriage Act, Family Court Act, Benami Act, Guardian and Wards Act, Muslim Marriage Act, Indian Divorce Act, Christian Marriage & Special Marriage Act. His Lordship enriched the Judicial Officers on the topic and encouraged them by clarifying their doubts. The session was very interactive and insightful.

In the post lunch session, the topic “Role of Judges in Divorce, Maintenance, Custody and Guardianship Proceedings” was taken by Mr. M. Vallinayagam, Senior Advocate, Madurai Bench of Madras High Court, Madurai, by focusing areas of “1) Balancing individual rights and institution of marriage, 2) Determination of best interest of child, 3) Visitation rights”. He explained various provisions in Family Court Act and cited various relevant case laws. He distinguished between the limitation of appeal under Hindu Marriage Act and Family Court Act. He explained various aspects of Sec 15 and Mental Cruelty of Hindu Marriage Act, Custody of Child, Hindu Minority & Guardianship Act and Principles of Law in relation to the custody of minor child. He elaborately discussed about the cooling period while dealing with the cases of Mutual Divorce. In all the said aspects, he discussed case laws and clarified all the doubts raised by the participant Judicial Officers.