



TAMIL NADU STATE JUDICIAL ACADEMY REGIONAL CENTRE, COIMBATORE

PROGRAMME REPORT

Webinar Session 3 for Civil Judges (through CISCO Webex) on 17.07.2022 (Sunday)

The Webinar Session 3 for Civil Judges was held on 17th day of July 2022 through Cisco Webex on the topic “**Taking cognizance – Problems and Solutions**” and the same was conducted by the Tamil Nadu State Judicial Academy, Regional Centre, Coimbatore.

The Webinar session commenced with welcome address by the Deputy Director of the Tamil Nadu State Judicial Academy, Regional Centre, Coimbatore on 17.07.2022 at 10:00 am.

The Honorable Director of the Tamil Nadu State Judicial Academy, Chennai lucidly explained the provisions related to taking cognizance. The Director invited attention of the participant judges to Chapter XIV of the Code of Criminal Procedure, 1973 and narrated ingredients of Section 190 of the Code of Criminal Procedure, 1973. Further, the Director also emphasized the importance of Section 193 of the Code of Criminal Procedure, 1973. He also explained the importance of Sections 195 and 197 of the Code of Criminal Procedure, 1973.

Thereafter, Mr. M. Dharmaprabu, Sub Judge, Dharapuram handled a session on the topic “Taking cognizance – Problems and Solutions.” He explained the position of law with reference to the decisions of the Honorable Supreme Court of India in *R. R. Chari Vs State of Uttar Pradesh*, AIR 1951 SC

207 and *Pepsi Foods Ltd and others Vs Special Judicial Magistrate and others*, 1998 (5) SCC 749.

The Learned Resource Person also cited the decisions of the Honorable Apex Court in *Sunil Bharti Mittal Vs CBI*, 2015 (4) SCC 609 and *Dharampal Vs State of Haryana*, 2014 (3) SCC 306 and explained the role of Judicial Magistrates in respect of committal proceedings. Further, he stated that in *Manisha Vs State of Rajasthan and another*, AIR 2022 SC 1910 Honorable Apex Court laid law that "*Reasoning is the life blood of the judicial system. That every order must be reasoned is one of the fundamental tenets of our system. An unreasoned order suffers the vice of arbitrariness.*"

Thereafter, the Honorable Director and the learned Resource Person interacted and cleared the doubts which were raised by the participant judges.

Finally, the Deputy Director of the Tamil Nadu State Judicial Academy, Regional Centre, Madurai delivered vote of thanks. With the vote of thanks, the programme was concluded.
