



## **TAMIL NADU STATE JUDICIAL ACADEMY REGIONAL CENTRE, MADURAI**

### **Professional Development Programme-II for District Judges**

**24.09.2022 and 25.09.2022**

### **PROGRAMME REPORT**

A two day Professional Development Programme - II for District Judges was held on 24.09.2022 and 25.09.2022 in the Tamil Nadu State Judicial Academy, Regional Centre, Madurai.

#### **Day - 1 (24.09.2022)**

Mr. S. Muthu Maharajan, Deputy Director, TNSJA-RC, Madurai commenced the programme by delivering Welcome Address. The first session of the said programme was on the topic 'Culpable Homicide and Murder – Case Law Discussion' in which four case laws were discussed by four participant Judicial Officers.

Mr. M. Christopher, Principal District Judge, Srivilliputhur elaborately discussed the case law '*Virsa Singh vs. State of Punjab*' (1958 SCR 1495), Mr. A. Abdul Kadhar, Principal District Judge, Pudukottai discussed the case law '*Vinod Kumar vs. Amritpal @ Chhotu*' (2021 SCC Online SC 1150), Mr. C. Sanjai Baba, Principal District Judge, Theni, discussed the case law '*The State of Uttarakhand vs. Sachendra Singh Rawat*' (2022 4 SCC 227) and Mr. P.

Thangavel, III Additional District Judge, Tiruchirapalli discussed the case law '*Jaswinder Singh (Dead) Vs. Navjot Singh Sidhu*' (2022 7 SCC 628). They emphasized the crux of the cases and elaborated the principles laid down in the said cases and reiterated that the prosecution must prove four elements before it can bring a case under Section 300 of I.P.C.

After the case law presentations, the programme was continued with Question-and-Answer session, which was moderated by Mr. A. Abdul Kadhar, Principal District Judge, Pudukottai. In this session, the moderator summed up facts of all cases discussed by the participant Judges. He also referred many other relevant case laws and clarified the doubts raised by the participant Judicial Officers.

In the post lunch session, the topic '*Law of Wills*' was taken by Mr. M. Vallinayagam, Senior Advocate, Madurai. He explained the scope and objective of will and kinds of will. He differentiated probate proceedings and Letters of Administration in detailed manner. He also explained relevant provisions and necessary aspects relating to Will. He referred various Judgments relating to the subject. At the end of the session, he answered all the queries raised by the participant Judicial Officers.

### **Day – 2 (25.09.2022)**

On the second day, the topic '*Scheduled Caste & Scheduled Tribe (Prevention of Atrocities) Act, 1989 and Emerging Trends*', was taken by four participant Judicial Officers. Mr. V. Padmanabhan, II Additional District Judge (PCR), Tirunelveli, was the Moderator for the said topic and he explained on the overview of the topic. Mr. M. Chenkamalaselvan, Additional District

Judge and Presiding Officer, Principal Special Court under E. C. Act, Madurai, Mr. P. Ramachandran, Trainee District Judge, Madurai explained entire Act by referring relevant Judgments on the topic and they also elaborated the vital aspects to be taken note of while dealing with the cases under the Act.

Mr. A. K. Babulal, Additional District Judge and Presiding Officer, Principal Special Court under E. C. Act, Pudukottai, explained relevant rules relating to the topic, with the help of Power point presentation. After presentation, the moderator referred important case laws on the topic and the session was continued with interaction. He answered all the queries from the participants.

In the post lunch session, the topic '*Manoj effect in rarest of rare cases – Manoj & Ors. Vs. State of Madhya Pradesh – 2022 SCC Online SC 677*' was handled by participant Judicial Officers. Mr. S. Arulmurugan, Principal District Judge, Nagercoil was the moderator of the session and he highlighted the crux of the Judgment. Mr. A. Philip Nicholas Alex, II Additional District Judge, Thoothukudi, discussed the important aspect of the case. He also referred to *Bachan Singh* case and *Barath Singh* case on the said concept. Ms. J. Tamilarasi, II Additional District Judge (CBI cases), Madurai, elaborated on the evolution of the doctrine '*rarest of rare case*' and explained the precedents on the sentencing aspects. Mr. R. Joseph Joy, Additional District Judge (Fast Track Court), Nagercoil, explained the decision of the Manoj case and also explained as to the principles laid down in the said case with the help of Power point presentation. All the doubts raised by the participant Judicial Officers were clarified by the speakers.

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