

DELHI JUDICIAL ACADEMY

Programme name : Workshop on loopholes in investigation and legal implications during trial covering – NDPS, MCOCA, NSA, SC & ST (prevention of Atrocities) Act, 1989, Banking, Frauds & Cheating

Duration : 02 days

Participants : Special Executive Magistrates (SEM)

Venue : Online Cisco WebEx Platform

Date & Day	10.30 am – 11.30 am	11.30 12.00 pm	12.00 pm – 01.00 pm	01.00 02.00 pm	02.00 pm – 03.15 pm	03.15 03.45 pm	03.45 pm – 05.00 pm
01.02.2022 (Tuesday)	Session-I Overview of the programme <ul style="list-style-type: none"> • Drug trafficking • Organized crime • National Security Act • SC & ST (POA) Act Filing of charge sheet in the Court <ul style="list-style-type: none"> • Role of Police • Bottlenecks • Challenges and way forward Speakers: <ul style="list-style-type: none"> • Sh. Ravinder Dudeja, Chairperson (Officiating)/ Director (Academics) • Sh. O. P. Saini, former Principal District & Sessions Judge, Delhi 	B R E A K	Session-II Understanding concepts of NDPS Act: Overview of the schemes of NDPS Act and role of Courts to combat drug related offences <ul style="list-style-type: none"> • Narcotic Drugs • Psychotropic Substances • Controlled Substances • Intoxicating liquids • Qualitative and Quantitative Assessment – issues and challenges • Disposal of Contraband • Rehabilitation Speakers: <ul style="list-style-type: none"> • Sh. Ravinder Dudeja, Chairperson (Officiating)/ Director (Academics) • Sh. J. N. Barowalia, Former Principal Secretary (Law), Himachal Pradesh • Sh. Japan Babu, DLA, Narcotic Control Bureau 	B R E A K	Session-III Procedure of Search & Seizure (NDPS): <ul style="list-style-type: none"> • Search <ul style="list-style-type: none"> ○ Recording of secret information ○ Procedure for search ○ Authorized person ○ From Public Place, private premises and conveyance • Seizure <ul style="list-style-type: none"> ○ Sampling ○ Weighing ○ Spot testing ○ Cultivated Drugs • Precautions and Mandatory Compliances under NDPS Act Speakers: <ul style="list-style-type: none"> • Sh. Ravinder Singh, Joint Director, DJA • Sh. J. N. Barowalia, Former Principal Secretary (Law), Himachal Pradesh • Sh. Japan Babu, DLA, Narcotic Control Bureau 	B R E A K	Session-IV MCOCA <ul style="list-style-type: none"> • Provisions and Practical aspects • Offences: <ul style="list-style-type: none"> ○ Proceeds of Crime ○ Continuing unlawful activity • Interception, forfeiture and seizure of property • Recording of Confessions & their evidentiary value Speakers: <ul style="list-style-type: none"> • Sh. Ravinder Dudeja, Chairperson (Officiating)/ Director (Academics) • Sh. Manoj Chaudhary, Addl. Public Prosecutors, Saket Courts

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02.02.2022 (Wed.)	<p align="center"><u>Session-V</u></p> <p>Basic concepts of SC & ST (POA) Act</p> <ul style="list-style-type: none"> • Preliminary inquiry – legality • Investigation by the police officer of the rank of DSP- Implications for not following the mandatory provision • Public place and Public view: latest Judicial Pronouncement • Public witnesses – Importance • Case study of Mirchpur cases and other Judicial Pronouncements • Do's and Don'ts in the investigation <p>Speakers:</p> <ul style="list-style-type: none"> • Sh. Ravinder Dudeja, Chairperson (Officiating)/ Director (Academics) • Sh. Ajay Gupta, ASJ-cum-ASJ (Electricity), East, KKD 	B R E A K	<p align="center"><u>Session-VI</u></p> <p>Economic offences: Banking and Corporate Frauds – hearing the sounds of wakeup call</p> <ul style="list-style-type: none"> • Collection of relevant Documents from Banks, Public Offices etc. during investigation • Mode of Proof of Bank documents • Collection of sample hand writing and signatures • Forensic examination for proving handwriting and signatures <p>Speakers:</p> <ul style="list-style-type: none"> • Sh. Ravinder Singh, Joint Director, DJA • Sh. Rajeew Awasthi, Advocate 	B R E A K	<p align="center"><u>Session-VII</u></p> <p>Loopholes in Investigation</p> <p>Safeguards and precautions to be taken during the investigation</p> <ul style="list-style-type: none"> • Speedy, fair and transparent • Case Diary- Importance- implications of not maintaining proper case diary • Associating public witnesses • Avoiding stock witnesses • Prompt recording of statements of witnesses • Proper storage of case property <p>Speakers:</p> <ul style="list-style-type: none"> • Sh. Ravinder Singh, Joint Director, DJA • Sh. Rajiv Mohan, Additional Public Prosecutor 	B R E A K	<p align="center"><u>Session-VIII</u></p> <p>Electronic Evidence: new horizons, collection, preservation and appreciation</p> <ul style="list-style-type: none"> • Settling, resettling & unsettling: evolutionary process of law on electronic evidence • Evolving nature of electronic evidence • Challenges in collection and preservation of electronic evidence <p>Speakers:</p> <ul style="list-style-type: none"> • Sh. Ravinder Dudeja, Chairperson (Officiating)/ Director (Academics) • Sh. Pavan Duggal, Advocate