

## DELHI JUDICIAL ACADEMY

**Programme name** : Orientation Course on the Mental Healthcare Act, 2017  
**Duration** : 01 day  
**Participants** : CMMs/ACMM's/MMs (1/4<sup>th</sup> of the total strength) and other Stakeholders  
**Venue** : Online Training through CISCO WebEx meeting platform  
**Programme Co-ordinator** : Ms. Jyoti Kler, Additional Director, Delhi Judicial Academy

Date & Day	10.00 am – 11:15 am	11.15 11.45 am	11.45 am – 01.00 pm	01.00 01.45 pm	01.45 pm – 03.00 pm	03.00 03.30 pm	03.30 pm – 04.45 pm
21.05.2022 (Saturday)	<p style="text-align: center;"><u>Session-I</u></p> <p><b>Overview of the Programme</b></p> <ul style="list-style-type: none"> <li>• Legislative framework governing Mental Health in India: Paradigm shift in Mental Healthcare Act, 2017</li> <li>• Understanding the Concept of Mental Health &amp; Mental illness</li> <li>• Difference between mental retardation, mental disability and mental illness</li> </ul> <p><b>Salient Provisions of the Mental Healthcare Act, 2017</b></p> <ul style="list-style-type: none"> <li>• Rights of Persons with Mental Illness</li> <li>• Informed consent</li> <li>• Prohibited Procedures</li> <li>• Advance Directive</li> <li>• Patient Autonomy</li> <li>• De-stigmatizing Mental Healthcare</li> </ul> <p><b>Speaker:</b></p> <ul style="list-style-type: none"> <li>• Dr. Soumitra Pathare, Consultant Psychiatrist and Director of Centre for Mental Health Law and Policy, ILS Law College, Pune.</li> </ul>	<p><b>B R E A K</b></p>	<p style="text-align: center;"><u>Session-II</u></p> <p><b>Responsibilities of the Duty Holders:</b></p> <ul style="list-style-type: none"> <li>• Duty towards:             <ul style="list-style-type: none"> <li>○ persons of mental illness found wandering</li> <li>○ persons of mental illness being ill treated in private residence</li> </ul> </li> <li>• Orders by Magistrates under Section 102 Mental Healthcare Act, 2017</li> <li>• Duties of Jail Superintendent :             <ul style="list-style-type: none"> <li>○ to refer prisoners with mental illness to Mental Health Establishment</li> </ul> </li> <li>• Vulnerability of mentally ill persons to sexual offences</li> <li>• Reproductive rights of mentally ill person</li> </ul> <p><b>Speaker:</b></p> <ul style="list-style-type: none"> <li>• Dr. Soumitra Pathare, Consultant Psychiatrist and Director of Centre for Mental Health Law and Policy, ILS Law College, Pune.</li> </ul>	<p><b>B R E A K</b></p>	<p style="text-align: center;"><u>Session-III</u></p> <p><b>Dealing with Persons of Unsound Mind by Magistrates during Judicial process</b></p> <ul style="list-style-type: none"> <li>• Procedure for dealing with accused of unsound mind:             <ul style="list-style-type: none"> <li>○ At the stage of inquiry (Sec.328 Cr.P.C)</li> <li>○ At the time of Trial (Sec. 329 Cr.P.C.)</li> </ul> </li> <li>• Release of persons of Unsound Mind pending Investigations (Sec.330 Cr.P.C.)</li> <li>• Resumption of inquiry/trial (Sec. 331 Cr.P.C.)</li> <li>• Dealing with questions of Mental illness in Judicial process (Sec.105 Mental Healthcare Act, 2017)</li> </ul> <p><b>Speaker:</b></p> <ul style="list-style-type: none"> <li>• Ms. Mrinal Kanwar, Advocate</li> </ul>	<p><b>B R E A K</b></p>	<p style="text-align: center;"><u>Session-IV</u></p> <p><b>Determination and Treatment Decisions for Mental Illness</b></p> <ul style="list-style-type: none"> <li>• Principle for determination of mental illness</li> <li>• Capacity to make treatment decisions</li> <li>• Advance directive for nominating representatives</li> <li>• Duties of nominated representatives</li> </ul> <p><b>Speaker:</b></p> <ul style="list-style-type: none"> <li>• Dr. Rajesh Sagar, Professor, Department of Psychiatry, AIIMS</li> </ul>