

**DELHI JUDICIAL ACADEMY**

**Programme Name & Code:** Orientation Course on the Mental Healthcare Act, 2017 & Related Issues  
**Duration, Date & Day:** One Day; 28<sup>th</sup> July, 2023  
**Participants:** CMMs/ACMMs/MMs (including all i.e. General/Mahila Court/NI Act/Reliever), Mental Health Professionals in the NCR of Delhi & Officials of Delhi Police  
**Venue:** Seminar Hall, 2<sup>nd</sup> Floor, Delhi Judicial Academy.  
**Programme Coordinator:** Ms. Sadhika Jalan, Joint Director, Delhi Judicial Academy

Date & Day	10:15 am – 11:30 am	11:30 12:00 pm	12:00 pm – 01:15 pm	01:15 02:00 pm	02:00 pm – 03:15 pm	03:15 03:45 pm	03:45 pm – 05:00 pm
28.07.2023 (Friday)	<b><u>Session-I</u></b>		<b><u>Session-II</u></b>		<b><u>Session-III</u></b>		<b><u>Session-IV</u></b>
	<p><b>Comprehending Mental Health &amp; Mental Illness</b></p> <ul style="list-style-type: none"> <li>- Shattering stereotypical understanding of Mental Illness</li> <li>- Conceptual definitions &amp; explanations</li> </ul> <p><b>Understanding ‘Capacity’</b></p> <ul style="list-style-type: none"> <li>• Mental Capacity &amp; Legal Capacity – Understanding interplay within &amp; Inter-se</li> <li>• Understanding Capacity as envisaged under UNCRPD</li> </ul> <p><b>Speakers:</b></p> <ul style="list-style-type: none"> <li>• Dr. Aditi Choudhary, Director (Academics)/ Chairperson</li> <li>• Mr. Arjun Kapoor, Programme Manager &amp; Research Fellow, Centre for Mental Health Law and Policy, Pune</li> </ul>	<b>T E A  B R E A K</b>	<p><b>Mental Healthcare Act, 2017</b></p> <ul style="list-style-type: none"> <li>• Legal Provisions: <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 Health Care</li> </ul> </li> <li>- De-criminalisation of Suicide (Section 115)</li> <li>• Interplay of the Mental Health Care Act &amp; Rights of Persons with Disability Act, 2016</li> </ul> <p><b>Speakers:</b></p> <ul style="list-style-type: none"> <li>• Mr. Arjun Kapoor, Programme Manager &amp; Research Fellow, Centre for Mental Health Law and Policy, Pune</li> </ul>	<b>L U N C H</b>	<p><b>Case Studies under the Mental Healthcare Act, 2017</b></p> <ul style="list-style-type: none"> <li>• Responsibilities of the Stakeholders: <ul style="list-style-type: none"> <li>- Duties of Mental Healthcare Institutions</li> <li>- Duties of Police &amp; Courts</li> <li>- Duties of Jail Superintendent</li> </ul> </li> <li>• Sections 100-102, Mental Healthcare Act, 2017</li> <li>• Case Studies under Different Laws Applicable to Persons with Psychosocial &amp; Intellectual Disabilities</li> </ul> <p><b>Speaker:</b></p> <ul style="list-style-type: none"> <li>• Mr. Mihir Samson, Advocate</li> </ul>	<b>T E A  B R E A K</b>	<p><b>Law on Fitness to Stand Trial</b></p> <ul style="list-style-type: none"> <li>• Objective and Procedure</li> <li>• Role of the Mental Health Professional and the Court</li> <li>• Release of Accused</li> <li>• Resumption of Inquiry/Trial</li> <li>• Challenges in Implementation</li> <li>• Reading rights under the Mental Healthcare Act, 2017 and Rights of Persons with Disabilities Act, 2016 into the law on Fitness to Stand Trial</li> </ul> <p align="center"><b>Defence of Insanity</b></p> <ul style="list-style-type: none"> <li>• Prerequisites</li> <li>• Burden of Proof</li> <li>• Factors impacting Judicial Determination</li> <li>• Question of Mental Illness in Judicial Process – Procedure</li> </ul> <p align="center"><b>Case study on Fitness to Stand Trial and Insanity Defence</b></p> <p><b>Speaker:</b></p> <ul style="list-style-type: none"> <li>• Ms. Maitreyi Misra, Associate (Research), Centre on the Death Penalty, National Law University, Delhi</li> </ul>