

NATIONAL SEMINAR ON ALTERNATIVE DISPUTE RESOLUTION [P-1457]

Participants: District Judiciary

3rd – 4th May 2025

Venue: National Judicial Academy (NJA), Bhopal

Academic Coordinator: Ms. Nitika Jain, Faculty, NJA

PROGRAMME SCHEDULE

| Saturday | Day-1: 03.05.2025 |
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| SESSION 1 10:00am – 11:30am (11:15am – 11:30am Q&A/Discussion) | <i>ADR Mechanisms and Legal Framework: Access to Justice</i> <u>Proposed scope of discussion:</u> <ul style="list-style-type: none">➤ Significance of ADR and Key ADR mechanisms➤ ADR practices in other jurisdictions➤ Role of District Judges in ADR: Facilitator, referee, supervisor➤ Changing judicial attitudes towards ADR mechanisms. Statutory Framework for ADR: <ul style="list-style-type: none">➤ Arbitration and Conciliation Act, 1996.➤ Legal Services Authorities Act, 1987.➤ Specific Acts governing sectoral ADR (e.g., Consumer Protection Act, 2019, Indian Contract Act, Commercial Courts Act and Family Courts Act, 1984). <u>Speakers</u> Justice M.I. Arun Justice U.C. Dhyani Dr. Justice Sudhir Kumar Jain |
| 11:30am - 12:00noon | Tea Break |
| SESSION 2 12:00noon - 01:30pm (1:15pm – 1:30pm Q&A/Discussion) | <i>Mediation as a Tool for Dispute Resolution</i> <u>Proposed scope of discussion:</u> <ul style="list-style-type: none">➤ Understanding Mediation: Key principles: Voluntary, neutral, confidential.➤ Comparison between judicial process, mediation, and arbitration.➤ Cases suitable for Mediation➤ Best Practices for Judges in Mediation: Encouraging parties to mediate; Effective referral mechanisms; monitoring and ensuring the integrity of the mediation process.➤ Mediation Act 2023: Community Mediation <u>Speakers</u> Justice Ajay Bhanot Dr. Justice Sudhir Kumar Jain |
| 01:30pm - 02:30pm | Lunch |
| SESSION 3 02:30pm - 04:00pm (3:30pm – 3:45pm Q&A/Discussion) | <i>Fundamentals and Scheme of Arbitration</i> <u>Proposed scope of discussion:</u> <ul style="list-style-type: none">➤ Arbitration and Section 89 of CPC➤ Role of Courts in making domestic arbitral institutions into “good seat”➤ Role of the district judge in supporting arbitration: Stay of court proceedings, interim orders, etc.➤ Supervisory jurisdiction vs. intervention: Grounds for setting aside arbitral awards➤ Addressing common challenges in the arbitration process. <u>Speakers</u> Justice M. Sundar Justice Ajay Bhanot |
| 04:00 PM | Tea at Cafeteria |

| Sunday | Day-2: 04.05.2024 |
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| SESSION 4 10:00am – 11:30am <i>(11:15am – 11:30am Q&A/Discussion)</i> | <i>Conciliation, Lok Adalats, and Other ADR Mechanisms</i> <u>Proposed scope of discussion:</u> <ul style="list-style-type: none"> ➤ Difference between Mediation, Conciliation and Lok Adalat ➤ Role of the conciliator, the process, and its advantages ➤ Types of cases suitable for Lok Adalats. ➤ The role of judges and other stakeholders in Lok Adalats ➤ Hybrid ADR Models: Med-Arb and Arb-Med ➤ Online Dispute Resolution Mechanism (ODR) ➤ Negotiations <p style="text-align: center;"><u>Speakers</u> Justice U.C. Dhyani Mr. Vijay Chandra</p> |
| 11:30am - 12:00pm | Tea Break |
| SESSION 5 12:00noon - 01:30pm <i>(1:15pm – 1:30pm Q&A/Discussion)</i> | <i>Maintaining the Balance: Judicial Stress and Wellness</i> <u>Proposed scope of discussion:</u> <ul style="list-style-type: none"> ➤ Bench and Occupational Stress ➤ Attitudinal differences and Biases ➤ Interpersonal isolation: Withdrawal from society and community involvement ➤ Mindfulness: Staying focused & on task ➤ Adapting to change – Psychosocial adjustments. ➤ Stress Management : Relaxation Techniques <p style="text-align: center;"><u>Speaker</u> Dr. Samindara Sawant</p> |
| 01:15pm - 01:30pm | Audit of the Course by Participant Judges |
| 01:30pm | Lunch & Departure |

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