

**HIGH COURT OF GUJARAT AT SOLA, AHMEDABAD  
RESOLUTION NO.A.2201/2021**

The Honourable the Chief Justice and Honourable Judges of the High Court of Gujarat, have been pleased to nominate the following Judicial Officers working in the State, to attend the **Training Programme on 'Appellate and Revisional Jurisdiction in Civil and Criminal Cases'** for District Judges on 20.12.2021 & 21.12.2021, at the Gujarat State Judicial Academy, Behind High Court of Gujarat, Sola, Ahmedabad.

| SR. NO. | NAME OF THE JUDICIAL OFFICER           | DESIGNATION  |
|---------|--|--|
| 1       | MR. AMBALAL RANCHHODHBHAI PATEL        | JUDGE, CITY CIVIL COURT, AHMEDABAD                   |
| 2       | MR. DILIPKUMAR DHIRAJLAL THAKKAR       | JUDGE, CITY CIVIL COURT, AHMEDABAD                   |
| 3       | MR. SHAILESH HIRALAL PATEL             | JUDGE, CITY CIVIL COURT, AHMEDABAD                   |
| 4       | MR. NILESH SHANABHAI PRAJAPATI         | ADDITIONAL DISTRICT JUDGE, BHARUCH AT ANKLESVAR      |
| 5       | MS. HITA INDUBHAI BHATT                | 2ND ADDITIONAL DISTRICT JUDGE, VADODARA              |
| 6       | MR. DILIPKUMAR PURSOTTAMDAS GOHIL      | 3RD ADDITIONAL DISTRICT JUDGE, SURAT                 |
| 7       | MR. BHUPESHKUMAR SHAMBHUBHAI PARMAR    | ADDITIONAL DISTRICT JUDGE, BANASKANTHA AT THARAD     |
| 8       | MR. ASHOK AJITBHAI NANAVATI            | 3RD ADDITIONAL DISTRICT JUDGE, VADODARA AT KARJAN    |
| 9       | MR. CHANDRAPALSINGH KSHETRAPAL CHAUHAN | JUDGE, CITY CIVIL COURT, (CBI COURT.NO.7), AHMEDABAD |
| 10      | DR. SUCHITT DILIPBHAI DAVE             | 2ND ADDITIONAL DISTRICT JUDGE, JUNAGADH AT KESHOD    |
| 11      | MR. JAGDISHKUMAR DAHYABHAI SUTHAR      | 2ND ADDITIONAL DISTRICT JUDGE, BHARUCH AT ANKLESVAR  |
| 12      | MR. JAYESHKUMAR THAKORLAL SHAH         | ADDITIONAL DISTRICT JUDGE, CHHOTAUDEPUR AT BODELI    |
| 13      | MR. LILABHAI GOVINDBHAI CHUDASAMA      | 3RD ADDITIONAL DISTRICT JUDGE, PANCHMAHALS AT HALOL  |
| 14      | MR. SUNILKUMAR MANAHARLAL TANK         | 3RD ADDITIONAL DISTRICT JUDGE, ANAND AT PETLAD       |
| 15      | MR. JAGDISHKUMAR MULRAJBHAI BRAHMBHATT | ADDITIONAL DISTRICT JUDGE, BHAVNAGAR AT TALAJA       |
| 16      | MR. SHAKEELAHMED ABDULKARIM NAKUM      | 4TH ADDITIONAL DISTRICT JUDGE, ANAND                 |
| 17      | MS. REHANA AHMEDKHAN NAGORI            | 5TH ADDITIONAL DISTRICT JUDGE, KACHCHH AT BHUJ       |

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| SR. NO. | NAME OF THE JUDICIAL OFFICER            | DESIGNATION   |
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| 18      | MR. MUSTAQ AHMED BHATTI                 | JUDGE, CITY CIVIL COURT, AHMEDABAD                      |
| 19      | MR. PARVEEN KUMAR                       | JUDGE, CITY CIVIL COURT, AHMEDABAD                      |
| 20      | MS. SMITABEN<br>DEVENDRAKUMAR MEHTA     | 3RD ADDITIONAL DISTRICT JUDGE, JAMNAGAR                 |
| 21      | MR. TARUN VED PARKASH<br>AHUJA          | JUDGE, CITY CIVIL COURT, AHMEDABAD                      |
| 22      | MR. SANJIVKAMAL<br>VEDPRAKASH SHARMA    | 6TH ADDITIONAL DISTRICT JUDGE,<br>PANCHMAHALS AT HALOL  |
| 23      | MR. MAKSUDAHMED<br>MUZAFFARHUSEN SAIYED | 10TH ADDITIONAL DISTRICT JUDGE, AHMEDABAD<br>(RURAL)    |
| 24      | MISS. BHOOMIKA KANAIYALAL<br>CHANDARANA | 4TH ADDITIONAL DISTRICT JUDGE, AMRELI AT<br>SAVARKUNDLA |
| 25      | MR. JAYESHKUMAR<br>LAXMANBHAI SHRIMALI  | 13TH ADDITIONAL DISTRICT JUDGE, SURAT                   |
| 26      | MR. VIJAY PREMCHAND<br>AGRAWAL          | 4TH ADDITIONAL DISTRICT JUDGE, KHEDA AT<br>KAPADWANJ    |
| 27      | MR. MAHEBUBBHAI<br>FAKIRMAHAMAD KHATRI  | 9TH ADDITIONAL DISTRICT JUDGE, KACHCHH AT<br>BHACHAU    |
| 28      | MISS. BEENABEN CHANDULAL<br>THAKKAR     | 5TH ADDITIONAL DISTRICT JUDGE, BHARUCH                  |
| 29      | MR. SANJAYKUMAR<br>CHAMPAKLAL GANDHI    | 11TH ADDITIONAL DISTRICT JUDGE, VADODARA                |
| 30      | MR. ADVAIT SURENDRABHAI<br>VYAS         | 15TH ADDITIONAL DISTRICT JUDGE, SURAT                   |
| 31      | MR. MOHMEDHANIFBEG<br>AKBARBEG MIRZA    | JUDGE, CITY CIVIL COURT, AHMEDABAD                      |
| 32      | MR. BHARAT BHASKARBHAI<br>JADAV         | 14TH ADDITIONAL DISTRICT JUDGE, RAJKOT                  |
| 33      | MR. PIYUSH MAHENDRABHAI<br>UNADKAT      | 14TH ADDITIONAL DISTRICT JUDGE, VADODARA                |
| 34      | MR. MANOJ BHAILALBHAI<br>KOTAK          | 6TH ADDITIONAL DISTRICT JUDGE, BHARUCH AT<br>ANKLESVAR  |
| 35      | MRS. FALGUNI SAUMIL PARIKH              | 7TH ADDITIONAL DISTRICT JUDGE, BHAVNAGAR<br>AT MAHUVA   |
| 36      | MR. DIGNESHKUMAR<br>KANAIYALAL SONI     | 5TH ADDITIONAL DISTRICT JUDGE, VALSAD                   |

The following are the terms and conditions:-

- (1) They should be treated on duty during the period of the training as aforesaid including period of journey both ways, as per Note under Instruction No.(vii). **with permission to leave headquarter.**

- (2) They will be entitled to Traveling Allowance / Daily Allowance as admissible under the Rules and Orders for the time being in force, subject to Instruction No.(vii).
- (3) The posts held by them be kept vacant during the said period.

I. **Subjects:** During the Training Programme following subjects would be discussed. Participants are requested to come with preparation:-

| Sr.      | Topics   |
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| <b>A</b> | <b>CIVIL APPEAL</b>  |
| 1        | Laws governing the civil appeals.  |
| 2        | Who can file appeal -Right to appeal a substantive right?  |
| 3        | Grounds for appeal -An appeal lies only against a decree & not against judgment, Defects in the memorandum of appeal not to invalidate appeal :  |
| 4        | Admission of appeal & duty of appellate court.   |
| 5        | Appeal u/o 43, rule 1 CPC against temporary injunction & scope of interference by Appellate Court.   |
| 6        | Extent of powers of first appellate court -Appellate Court can pass interim order, Issues of facts and law both to be decided, Plea of jurisdiction at appellate stage, remand of appeal, issue of limitation. |
| 7        | Discretionary power of appellate court u/o 41, Rule 33 CPC.  |
| 8        | Procedure to decide first appeal -Reversal of findings of trial court on all issues and duty of the appellate court.   |
| 9        | Points for determination by the appellate court, fresh issue u/o 41, rule 25 CPC when not to be framed.  |
| 10       | Recording of its own reasons must for Appellate Court.   |
| 11       | Relevant considerations for permitting production of additional evidence by parties at appellate stage.  |
| 12       | Appeal cannot be dismissed on merits in default, Infructuous appeal.   |
| 13       | Cross objections in appeal when permissible?   |
| 14       | Revisional and appellate jurisdiction compared   |
| 15       | Appraisal of evidence in revision  |
| <b>B</b> | <b>CRIMINAL APPEAL</b>   |
| 1        | Powers of Appellate Court.   |
| 2        | Independent analysis of evidence and recording of findings by first appellate.   |
| 3        | No appeal, revision or bail application etc. can be heard and decided by an Additional or Assistant Sessions Judge unless transferred to him by the Sessions Judge.  |

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| 4        | Principles to be kept in mind by appellate court while dealing with appeal against acquittal.  |
| 5        | Appeal to Sessions Judge against conviction by Magistrate.   |
| 6        | Enhancement of sentence by appellate court u/s 386 (c) & (e) CrPC.   |
| 7        | Victim/complainant of offence also has right to prefer an appeal against acquittal, conviction for lesser offence or imposing inadequate compensation. |
| 8        | Time barred appeals and condonation of delay.  |
| 9        | No dismissal of appeal in default, Ex-parte proceeding in criminal appeal, Abatement of appeal (Sec. 394 CrPC).  |
| 10       | Additional evidence at appellate stage (Sec. 391 CrPC).  |
| 11       | Non appealing convicts—benefit of appellate order to extend to them.   |
| 12       | Legal assistance in criminal appeal.   |
| 13       | Powers of appellate court to record conviction for charge not framed.  |
| 14       | Suspension of sentence by appellate court u/s 389 CrPC.  |
| 15       | LR of the deceased appellant when to be permitted to continue the appeal (394 CrPC).   |
| 16       | Jail Appeals (Sec. 383 CrPC).  |
| 17       | Compounding in appeal : Sec. 320(5) CrPC.  |
| 18       | Award of compensation by trial/appellate court to victim u/s 357 CrPC.   |
| 19       | Appeal by third party/private party when to be entertained.  |
| <b>C</b> | <b>CRIMINAL REVISION</b>   |
| 1        | Object of revisional jurisdiction u/s 397 CrPC.  |
| 2        | "Interlocutory Order" & its meaning, Test of interlocutory or final order.   |
| 3        | Duty of court while passing order of Admission.  |
| 4        | Interim stay order in Revision.  |
| 5        | Requisition of lower court record not necessary.   |
| 6        | Time-barred Revisions & Condonation of Delay.  |
| 7        | Amicus curiae to be appointed in Criminal Revision/Appeal too.   |
| 8        | Revision—No dismissal in default, No Withdrawal of revision.   |
| 9        | Revision by third party or stranger.   |
| 10       | Second Revision.   |
| 11       | Impleadment of parties in Revision.  |
| 12       | Revisional court can make amendments or any consequential or incidental order.   |
| 13       | Production of document/evidence in Revision  |

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| 14 | Conversion of revision against acquittal in state case into appeal when to be done. |
| 15 | Compounding of offences at revisional stage permissible.                            |
| 16 | Cost in Revision  |

- II. To report on **20.12.2021** at **08.45 a.m.** at the Gujarat State Judicial Academy, Behind High Court of Gujarat, Sola, Ahmedabad.
- III. To attend the training in full uniform.
- IV. To intimate Academy at least 48 hours in advance on Phone 079-27664601-15, Extension – 455, for availing accommodation at the Hostel of Academy, if required. The accommodation will be provided to the participant only and not before 12 hours from the reporting time.
- V. To follow all Covid-19 Protocols/Guidelines issued by Government/Hon'ble Gujarat High Court.
- VI. To submit **detailed report** containing following parameters directly to Principal District Judge for perusal and guidance **within 07 days** after attending the training . Such report shall not be required to send to the Academy:
- I. Introduction
  - II. Evaluation of Experience in detail, on each subject discussed during the training
  - III. Self-participation
  - IV. Usefulness of the Course
  - V. General observations & suggestions
  - VI. Conclusion
- VII. Considering the Evaluation Report, the Principal District Judge shall take appropriate action as he thinks fit.

Note :The Judicial Officer shall normally avail Journey Period for the Distance between the Headquarter of Judicial Officer and Gujarat State Academy, Ahmedabad, as mentioned below:-

|   |   |                                 |
|---|---|---------------------------------|
| → | Less than 50 kms.   | Not entitled for journey period |
| → | More than 50 kms. to 200 kms.   | Half day journey period         |
| → | More than 200 kms.  | One day journey period          |
| → | In case, if Holiday / Public Holiday occurs in the prefix / suffix, no Journey Period shall be admissible and Journey is to be performed in all the above cases on holiday. |                                 |

High Court of Gujarat,  
At Sola, Ahmedabad – 380 060  
Date : 07/12/2021

  
(R.K.Desai)  
Registrar General

**No. A. 2201/2021**

**Copy forwarded with compliments, for information, to (Through E-mail Only):-**

1. The Director, Gujarat State Judicial Academy, Behind High Court of Gujarat, Sola, Ahmedabad.
2. The Principal District Judge, Ahmedabad (Rural) / Amreli / Anand / Banaskantha @ Palanpur / Bharuch / Bhavnagar / Chhotaudepur / Jamnagar / Junagadh / Kachchh @ Bhuj / Kheda @ Nadiad / Panchmahals @ Godhra / Rajkot / Surat / Vadodara / Valsad.
3. The Principal Judge, City Civil Court, Ahmedabad
4. The Treasury Officer, Ahmedabad / Amreli / Anand / Palanpur / Bharuch / Bhavnagar / Chhotaudepur / Jamnagar / Junagadh / Bhuj / Nadiad / Godhra / Rajkot / Surat / Vadodara / Valsad.

**[2 & 3 - He / She is requested to provide copy of this Resolution to the nominated Judicial Officer, working on his / her establishment.]**

High Court of Gujarat,  
At Sola, Ahmedabad – 380 060  
Date : 07 /12/2021

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Registrar General