

**HIGH COURT OF GUJARAT AT SOLA, AHMEDABAD  
RESOLUTION NO.A.2201/2020**

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 **Workshop on “Sexual Harassment to Women, Sexual Exploitation of Child and Sexual Violence with Children (POCSO ACT) and Effective Trial Process of cases under Motor Vehicle Act”, for District Judges from 23/01/2020 to 24/01/2020**, at the Gujarat State Judicial Academy, Behind High Court of Gujarat, Sola, Ahmedabad.

| Sr. No. | Name of the Judicial Officer | Designation                                                      |
|---------|------------------------------|------------------------------------------------------------------|
| 1.      | MR.P.C.JOSHI                 | ADDITIONAL PRINCIPAL JUDGE, CITY CIVIL COURT, AHMEDABAD          |
| 2.      | MR.S.V.VYAS                  | ADDITIONAL DISTRICT JUDGE, BHARUCH                               |
| 3.      | MR.M.A.KADIWALA              | ADDITIONAL DISTRICT JUDGE, NADIAD, DISTRICT KHEDA                |
| 4.      | MS.N.C.RAVAL                 | ADDITIONAL DISTRICT JUDGE, GANDHINAGAR                           |
| 5.      | MR.N.P.CHAUDHARY             | 2ND ADDITIONAL DISTRICT JUDGE, HIMMATNAGAR, DISTRICT SABARKANTHA |
| 6.      | MR.P.C.RAVAL                 | ADDITIONAL DISTRICT JUDGE, JAMNAGAR                              |
| 7.      | MR. D.A. HINGU               | ADDITIONAL DISTRICT JUDGE, ANAND                                 |
| 8.      | MR.K.M.SOJITRA               | ADDITIONAL DISTRICT JUDGE, VADODARA                              |
| 9.      | MR.H.R.RAWAL                 | ADDITIONAL DISTRICT JUDGE, MAHESANA                              |
| 10.     | MR.S.P.TAMANG                | ADDITIONAL DISTRICT JUDGE, RAJPIPLA, DISTRICT NARMADA            |
| 11.     | MR.R.L.THAKKAR               | 3RD ADDITIONAL DISTRICT JUDGE, RAJKOT                            |
| 12.     | MR.P.A.PATEL                 | ADDITIONAL DISTRICT JUDGE, AHMEDABAD (RURAL)                     |
| 13.     | MR.V.R.RAVAL                 | 2ND ADDITIONAL DISTRICT JUDGE, DAHOD                             |
| 14.     | MR.P.S.KALA                  | ADDITIONAL DISTRICT JUDGE, SURAT                                 |
| 15.     | MR.P.S.GADHAVI               | ADDITIONAL DISTRICT JUDGE, BHUJ, DISTRICT KACHCHH                |
| 16.     | MR.D.R.BHATT                 | 2ND ADDITIONAL DISTRICT JUDGE, NADIAD, DISTRICT KHEDA            |
| 17.     | MR.B.A.DAVE                  | 2ND ADDITIONAL DISTRICT JUDGE, MAHESANA                          |
| 18.     | MR.A.K.RAO                   | ADDITIONAL DISTRICT JUDGE, MODOSA, DISTRICT ARVALLI              |
| 19.     | MR.D.S.TRIVEDI               | 2ND ADDITIONAL DISTRICT JUDGE, UNA, DISTRICT GIR-SOMNATH         |

| Sr. No. | Name of the Judicial Officer | Designation                                                     |
|---------|------------------------------|-----------------------------------------------------------------|
| 20.     | MR.M.J.PARASHAR              | 2ND ADDITIONAL DISTRICT JUDGE, BHAVNAGAR                        |
| 21.     | MS.M.M.PATEL                 | 3RD ADDITIONAL DISTRICT JUDGE, BHUJ, DISTRICT KACHCHH           |
| 22.     | MR.H.B.PANERI                | ADDITIONAL DISTRICT JUDGE, NAVSARI                              |
| 23.     | MRS.M.K.CHAUHAN              | 8TH ADDITIONAL DISTRICT JUDGE, VADODARA                         |
| 24.     | MR.D.J.SHAH                  | ADDITIONAL DISTRICT JUDGE, GODHRA, DISTRICT PANCHMAHALS         |
| 25.     | MR.J.T.SHAH                  | ADDITIONAL DISTRICT JUDGE, CHHOTAUDEPUR                         |
| 26.     | MS. T.D.PADIA                | 3RD ADDITIONAL DISTRICT JUDGE, JUNAGADH                         |
| 27.     | MR. T.R. DESAI               | 4TH ADDITIONAL DISTRICT JUDGE, JAMNAGAR                         |
| 28.     | MR.R.R.BHATT                 | ADDITIONAL DISTRICT JUDGE, PORBANDAR                            |
| 29.     | MR.M.K.UPADYAY               | ADDITIONAL DISTRICT JUDGE, MORBI                                |
| 30.     | MR.R.R.CHAUDHAR Y            | 4TH ADDITIONAL DISTRICT JUDGE, PALANPUR, DISTRICT BANASKANTHA   |
| 31.     | MR.D.S.SINGH                 | 4TH ADDITIONAL DISTRICT JUDGE, NADIAD, DISTRICT KHEDA           |
| 32.     | MR.A.M.SHAIKH                | ADDITIONAL DISTRICT JUDGE, KHAMBHALIA, DISTRICT DEVBHUMI DWARKA |
| 33.     | MR.D.K.DAVE                  | 10TH ADDITIONAL DISTRICT JUDGE, RAJKOT                          |
| 34.     | MR.D.D.BUDDHDEV              | 9TH ADDITIONAL DISTRICT JUDGE, SURAT                            |
| 35.     | MR.A.D.KUMAR                 | JUDGE, CITY CIVIL COURT, AHMEDABAD                              |
| 36.     | MR. Z.B. DESAI               | 6TH ADDITIONAL DISTRICT JUDGE, JAMNAGAR                         |
| 37.     | MR. E. M. SHAIKH             | 4TH ADDITIONAL DISTRICT JUDGE, HIMMATNAGAR, SABARKANTHA         |
| 38.     | MR.V.B.RAJPUT                | ADDITIONAL DISTRICT JUDGE, BOTAD                                |
| 39.     | MR.V.A.BUDDHA                | ADDITIONAL DISTRICT JUDGE, VYARA, DISTRICT TAPI                 |
| 40.     | MR.A.M.MEMON                 | (AD-HOC) JUDGE, CITY CIVIL COURT, AHMEDABAD                     |

**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.

**INSTRUCTIONS :**

- I. To report on **23/01/2020** at **09.30 a.m.** at the Gujarat State Judicial Academy, Behind High Court of Gujarat, Sola, Ahmedabad.
- II. To attend the training in full uniform.
- III. 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.
- IV. All the drivers of the trainee Judicial Officers who are entitled to the official car and the driver will be entitled to have accommodation at the driver dormitory subject to the condition that the concerned driver shall not cause any filth at the dormitory and shall maintain the cleanness and hygiene of the campus.
- V. **SUBJECT** : During the workshop following subjects would be discussed. Participants are requested to come with preparation:

**(POCSO Act)**

| Sr.      | Topics                                                                                           |
|----------|--------------------------------------------------------------------------------------------------|
| <b>A</b> | <b>The Protection of Children from Sexual Offences Act, 2012</b>                                 |
| 1        | History, International Covenants and Constitutional provision, Legislative background and intent |
| 2        | The issue relating to age of victim and accused, Age determination of victim and accused         |
| 3        | Private complaint, Dealing with private complaint & Participation to curb social evil            |
| 4        | Issues of Investigation and collection of evidence                                               |
| 5        | Production, Remand, Anticipatory Bail and Regular Bail                                           |
| 6        | Protection of Child Rights and Role of Magistrates and Children Court                            |
| 7        | Different offences under the POCSO Act                                                           |
| 8        | Function of National and State Commission for Protection of Child Rights                         |
| 9        | Taking Cognizance and jurisdiction of special court                                              |
| 10       | Issues of prosecution and presentation before Courts                                             |
| 11       | Trial and recording of evidence of Victim                                                        |
| 12       | Appreciation of evidence and Standard of Proof                                                   |
| 13       | Quantum Of Punishment                                                                            |
| 14       | Sentencing – imprisonment, fine, compensation, etc.                                              |

|          |                                                                                                                        |
|----------|------------------------------------------------------------------------------------------------------------------------|
| 15       | Bottlenecks in disposal of cases                                                                                       |
| 16       | Presumption applicable for the trial under POCSO Act                                                                   |
| 17       | Compensation including Interim Compensation with reference to victim compensation scheme and under Sec.357 A of Cr.P.C |
| 18       | Discussion on Circulated Judgments of Hon'ble Supreme Court and Hon'ble High Court                                     |
| 19       | Sharing of Best practices by Participants in dealing with POCSO Act                                                    |
| <b>B</b> | <b>Protection of women at Work Place</b>                                                                               |
| <b>C</b> | <b>Offences against the women under IPC</b>                                                                            |

### Motor Vehicle Act

| Sr.                                                                                                          | Topics                                                                                                                                 |
|--------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|
| <b>(1) Motor Vehicle Act, 1988</b>                                                                           |                                                                                                                                        |
| 1                                                                                                            | Over-view of provisions relating to Accident Claims under MV Act; State Rules & Central Rules                                          |
| 2                                                                                                            | No Fault Liability u/s 140 and u/s 163A.                                                                                               |
| 3                                                                                                            | Production of documentary evidence before the Tribunal                                                                                 |
| 4                                                                                                            | Defense available to the Insurance Company and Scope of Section-170, M.V. Act.                                                         |
| 5                                                                                                            | Calculation of Disability – Medico legal aspect                                                                                        |
| 6                                                                                                            | Quantum and Just compensation in injury and death                                                                                      |
| 7                                                                                                            | Appreciation of evidence in MACP cases                                                                                                 |
| 8                                                                                                            | Recent decisions in MACP cases                                                                                                         |
| 9                                                                                                            | Execution of Award                                                                                                                     |
| 10                                                                                                           | Compensation in case of Hit and Run cases                                                                                              |
| 11                                                                                                           | Implementation of Hon'ble Apex Court guidelines - presentation of "DAR" disbursement of interim compensation as per structured formula |
| 12                                                                                                           | Compensation under WCA and MV Act                                                                                                      |
| N.B. The Academy may modify, add, alter, substitute or subtract the subjects / topics according to exigency. |                                                                                                                                        |

VI. To submit **detailed report** containing following parameters directly to Principal District Judge for perusal and guidance **within 07 days** after attending the Workshop. Such report shall not be required to send to the Academy:

- a) Introduction
- b) Evaluation of Experience in detail, on each subject discussed during the training
- c) Self-participation
- d) Usefulness of the Course
- e) General observations & suggestions
- f) Conclusion

VII. Considering the Evaluation Report, the Principal District Judge shall take appropriate action as he thinks fit.

VIII :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 : 15/01/2020

(H.D.Suthar)  
Registrar General

**No. A. 2201/2020**

Copy forwarded with compliments, for information, to :-

1. The Director, Gujarat State Judicial Academy, Behind High Court of Gujarat, Sola, Ahmedabad.
2. The Principal Judge, City Civil Court, Ahmedabad.
3. The Principal District Judge, Ahmedabad (Rural) / Anand / Arvalli at Modasa / Banaskantha at Palanpur / Bhavnagar / Bharuch / Botad / Chhotaudepur / Dahod / Devbhumi Dwarka at Khambhalia / Gandhinagar / Gir-Somnath at Veraval / Jamnagar / Junagadh / Kheda at Nadiad / Kutch at Bhuj / Mahesana / Morbi / Narmada at Rajpipla / Navsari / Panchmahals at Godhra / Porbandar / Rajkot / Sabarkantha at Himmatnagar / Surat / Tapi at Vyara / Vadodara.  
**2 to 3 - [ He / She is requested to provide copy of this Resolution to the nominated Judicial Officer, working on his / her establishment. ]**
4. The Treasury Officer, Ahmedabad / Anand / Modasa / Palanpur / Bhavnagar / Bharuch / Botad / Chhotaudepur / Dahod / Khambhalia / Gandhinagar / Veraval / Jamnagar / Junagadh / Nadiad / Bhuj / Mahesana / Morbi / Rajpipla / Navsari / Godhra / Porbandar / Rajkot / Himmatnagar / Surat / Vyara / Vadodara.

High Court of Gujarat,  
At Sola, Ahmedabad – 380 060  
Date : 15/01/2020

Registrar General