



# NJA Newsletter

Volume 1, Issue 3, March 14 - July 15, 2016 (Chaitra, 2072 - Ashadh, 2073)

## Foundation Stone-laying of Trainees Dormitory

On the auspicious occasion of the 13th Annual Day of NJA-Nepal, the then Rt. Hon'ble Chief Justice Kalyan Shrestha laid the foundation stone for construction of a trainees dormitory on March 17, 2016 at Manamaiju, Kathmandu.

On this occasion the then Rt. Hon'ble Chief Justice Shrestha, delivering his keynote speech, observed that continuous judicial education is indispensable for judicial capacity building. Throwing light on the background of the establishment of NJA-Nepal, he expressed full appreciation for the collective efforts put in by the Executive Director and NJA team for organizational development and judicial reform. The then Rt. Hon'ble Chief Justice further noted that despite limited resources and several constraints, NJA-Nepal has been successful in conducting several meaningful programmes for judicial capacity enhancement of its stakeholders which is suffice to put



The then Rt. Hon'ble CJ Kalyan Shrestha laying the foundation stone

it at par with Judicial Academies of developed countries.

The then Minister for Law, Justice and Parliamentary Affairs Hon'ble Agni Prasad Kharel observed that today there was no skepticism about the need of continuous judicial education for capacity building of judges, lawyers and officers of Nepal judicial service.

Chairing the programme, the then senior most Justice of Supreme Court Hon'ble Sushila Karki appreciated the constructive role played by NJA-Nepal in judicial empowerment, and congratulated NJA-Nepal for taking the timely initiative for construction of a well equipped dormitory for the trainees.

Executive Director of NJA-Nepal Hon'ble Keshari Raj Pandit gave brief highlights about the major activities and achievements of NJA-Nepal accomplished so far and the proposed Master Plan for the construction of new NJA buildings and facilities at Manamaiju.

On the occasion, the then Rt. Hon'ble Chief Justice Shrestha also gave away "Best NJA Employee Award



ED Hon'ble Keshari Raj Pandit addressing the gathering. Seated on dais are (from right to left): the then senior most Supreme Court Justice and currently Rt. Hon'ble CJ Sushila Karki, the then incumbent Rt. Hon'ble CJ Kalyan Shrestha and Hon'ble Law Minister Agni Kharel



2072" along with cash prize to three employees of NJA-Nepal, namely, Vehicle Drivers Mr. Yagya Raj Karki and Mr. Shiva Kafle and Security Guard Mr. Bishnu Katuwal.

Guests including Hon'ble Justices, Judges, Secretaries of various Ministries, senior court officers, government attorneys, senior lawyers, representatives from partner

organizations, extended faculty members of NJA-Nepal, senior Police Officers and other distinguished invitees graced the occasion with their presence.

## Rt. Hon'ble Chief Justice Sushila Karki assumes office

Rt. Hon'ble Acting Chief Justice Sushila Karki formally assumed office as Rt. Hon'ble Chief Justice of Nepal on July 11, 2016 after taking oath of office and secrecy from Rt. Hon'ble President Bidya Devi Bhandari. Earlier, the Parliamentary Hearing Special Committee had

approved her name on July 10, 2016 as recommended by the Constitutional Council on April 10, 2016 for her appointment to the august office. Rt. Hon'ble Chief Justice has got the unique honor of becoming the first woman to hold the top post of the apex court.

Earlier in her capacity as the senior most Hon'ble Justice of the Supreme Court of Nepal, she had assumed the charge of Rt. Hon'ble Acting Chief Justice of Supreme Court of Nepal on April 14, 2016 following the statutory retirement of outgoing Rt. Hon'ble Chief Justice Kalyan Shrestha on April 12, 2016.



Rt. Hon'ble Chief Justice of Nepal is also ex-officio Chairperson of Judicial Academy Council which is the apex policy body of NJA-Nepal. NJA-Nepal takes this opportunity to extend its best wishes for her successful tenure, and also looks forward to receiving her proactive stewardship and creative guidance for judicial empowerment through implementation of the training and research programmes of NJA-Nepal.

## Workshop on Implementation of Laws on Banking Offences

NJA-Nepal, in partnership with Nepal Rastra Bank, the Central Bank of the country, organized a *Workshop on Challenges and Measures for Solution in the Implementation of Laws on Banking Offences* on July 8, 2016 at Hotel Yak and Yeti, Kathmandu. The objective of the Workshop was to discuss law relating to Banking sector to combat Banking offences. As the chief guest of the Workshop, Rt. Hon'ble Chief Justice Sushila Karki highlighted the need of interaction among the relevant institutions. Addressing the programme, the then Hon'ble Attorney General Hari Phuyal and Governor of Nepal Rastra Bank Dr. Chiranjibi Nepal stressed the need of strengthening institutional mechanisms to combat

Banking offences. Four papers on different issues were presented and discussed in the Workshop. Justices of Supreme Court of Nepal, Chief Judges and Judges of Court of Appeal, Inspector General of Police, high level officers of Nepal Judicial Service and Nepal

Rastra Bank, besides others, were present in the Workshop. There were altogether 82 participants in the Workshop which was presided over by Executive Director Hon'ble Keshari Raj Pandit. Deputy Director Mr. Shreekrishna Mulmi was the Coordinator of the Workshop.



Rt. Hon'ble Chief Justice Sushila Karki flanked on her left by Hon'ble AG Hari Phuyal and on her right by ED of NJA Hon'ble K.R. Pandit and NRB Governor Dr. Chiranjibi Nepal

# Workshop on Strengthening Integrity and Accountability Mechanisms

NJA-Nepal, in coordination with Supreme Court and UNDP Nepal, organized a *Workshop on Strengthening Integrity and Accountability Mechanisms of the Judiciary* on 8 - 9 April, 2016 at Park Village Resort, Kathmandu. The objective of the Workshop was to discuss the national and international measures including risks to integrity in the judiciary of Nepal, and challenges confronted by it.

The then Rt. Hon'ble Chief Justice Kalyan Shrestha was the Chief Guest at the inaugural session which

was presided over by Executive Director Hon'ble Keshari Raj Pandit. Extending thanks to both NJA-Nepal and UNDP Nepal for organizing the programme, the then Rt. Hon'ble Chief Justice Shrestha observed that high level judicial integrity is important for all aspects of rule of law. Judges should be a synonym of high integrity as expected by justice seekers. Judges of Court of Appeal and District Courts, high level officials of Nepali judiciary along with NJA faculty members and other invitees participated in the Workshop. International experts, Chief Judges of Court of Appeal and

experts from Bangkok Regional Hub of UNDP as well as Nepali experts facilitated and led the Workshop sessions.

The Workshop themes were divided into different topics. The first theme was Anti-Corruption Laws and Experiences in Nepal. The second theme was international legal framework and standards on judiciary and national and international contexts etc. Justices of Supreme Court of Nepal led each theme in the Workshop. Under those themes, several presentations were made followed by lively discussions and deliberations. Deputy Director Shreekrishna Mulmi was the Coordinator of the Workshop.

## IHL Workshop

NJA-Nepal, with support from International Committee of the Red Cross (ICRC), organized a *Workshop on International Humanitarian Law (IHL)* on Mar. 25-26, 2016 at NJA-Nepal, Manamaiju, Kathmandu. Executive Director of NJA-Nepal Hon'ble Keshari Raj Pandit, delivering the opening remarks, observed that this kind of interaction programme

was organised for the first time by NJA-Nepal and hoped that it will be fruitful for the participants. Ms. Dragana Kojic, Head of Delegation, ICRC Nepal expressed the opinion that the Workshop would be relevant for the judges and other participants. The main objective of the Workshop was to enhance knowledge of District Judges, Prosecutors and Court Officers.

The major topics presented and discussed during the Workshop included importance of IHL for national judicial authorities, main principles of IHL, international criminal law and international human rights law, repression of serious violations of IHL, restorative and transitional justice for international crimes including the missing persons and the role of judicial authorities. Case studies along with presentations were made by the participants to give practical knowledge about the subject. Chairperson of National Commission for Human Rights of Pakistan Chief Justice (Retd.) Ali Nawaz Chowhan and Regional Legal Advisor for ICRC Ms. Kristy Welch had acted as resource persons including also some Nepali experts. Deputy Director Mr. Shreekrishna Mulmi was the Convener who was assisted by Research Officer Mr. Sanjib Rai.



Group photo of participants along with ED Hon'ble K.R. Pandit and representatives of ICRC



## In-service Training of Public Prosecutors and Judicial Officers

NJA-Nepal organized two in-service Training for Public Prosecutors and Judicial Officers on Feb. 14, 2016 and Mar. 18, 2016 respectively at NJA-Nepal. The main objective of the Training was to enhance knowledge, skill, working capacity and positive attitude of the participants regarding the execution of their assigned jobs. The major topics presented and discussed during both training were Access to Justice, Positive Attitude, Fair Trial, Basic Elements of Judgment Writing, and Court Management. During the training, participants were also taken to visit Central Police Forensic Laboratory as a part of regular session. Participants were taken to Armed Police Force Disaster Management Training Centre, Kurintar, Chitwan in course of a three day long field visit. Deputy Directors Mr. Kedar Ghimire and Mr. Paras Poudel were the training Conveners who were assisted respectively by Section Officer Ms. Bimala Regmi and Personal Secretary Ms. Poonam Lakhey.



Participants of in-service training

## Training on Cyber Crimes

With an objective to sensitize private law practitioners on cyber crime issues, NJA-Nepal organized a *Training on Cyber Crimes* on 24–26 March, 2016 at NJA, City Office, Harihar Bhawan, Lalitpur. The topics discussed and deliberated upon in the sessions were functioning of Internet for lawyers, introduction to online banking, cyber crime issues, investigation, prosecution and adjudication on cyber crimes. Expert Judges, lawyers, Police Officers and IT experts led the sessions as facilitators. Faculty Member Hon. Judge Ratna Bahadur Bagchand was the Coordinator of the training programme.



Training session presided over by Appeal Court Judge Hon'ble R.B. Bagchand

## Orientation for Bench Officers' Skill Enhancement

In a bid to orient Bench Officers working in different Courts, NJA-Nepal organized an *Orientation Programme for Bench Officers' Skill Enhancement* from April 17 to 23, 2016 at NJA Office, Manamaiju, Kathmandu. The objective of the training was to enhance skill of judgment writing and management of court rooms and to conduct practical exercise on judgment writing. Registrar Mr. Bimal Poudel was the Convener of the training programme.



Group photo of participants along with ED Hon'ble K.R. Pandit and Registrar Bimal Poudel



## Training of Trainers

In order to expand the roster of resource persons, NJA-Nepal conducted two *Training of Trainers (ToT) Programmes* for District Judges and high level officers of Nepal Judicial Service. The first ToT was held from April 24 to 29, 2016 and the second from May 1 to 6, 2016 at NJA-Nepal, Manamaiju, Kathmandu. Since both Workshops were process based ToT, adult learning principles and process, training management, systematic training process and role of a trainer, lesson and session plan and training methods including practical presentation exercises were covered in the programmes. Experts on training methods from

Nepal Administrative Staff College and NJA itself led the sessions in the programmes. There were altogether 42 participants in both

programmes. Deputy Director Mr. Paras Poudel was the Convener of the programme who was assisted by Research Officer Sanjib Rai.



ToT Programme participants along with ED Hon'ble K.R. Pandit and Training Expert Dr. Dinesh Pant

## Leadership Development and Court Management Training

NJA-Nepal organized a *Training on Leadership Development and Court Management* from April 24 to 29, 2016 at NJA-Nepal, Manamaiju, Kathmandu. The participants of the training were Shrestedars (Registrars) working at different District Courts in the country. The objective of the

training programme was to develop judicial leadership and excellence in court management including strengthening service delivery of the court to its customers. The topics discussed and deliberated upon in the sessions included positive attitude building,

leadership development, role of Registrars in financial management, annual court calendar designing and reporting mechanisms, role of court staff dealing with customers. Registrar Mr. Bimal Poudel was the Convener of the training programme.



Registrar Mr. Bimal Poudel highlighting the training objectives

# Advanced Training on Court Annexed Mediation

As in the past, NJA-Nepal conducted three *Advanced Training on Court Annexed Mediation* with the support from Supreme Court of Nepal. The inaugural session of the training was chaired by senior most Hon'ble Supreme Court Justice Baidya Nath Upadhyaya. The objective of all the three programmes was to develop advanced mediators for the court referred cases. The training programmes were held on different dates. Discussed and deliberated upon in the sessions were the topics like the art of mediation, role play, steps of mediation, identifying common errors in mediation, cross cultural dimensions of communication, effective communication skills and needs of specialization

on specific disputes, effective communication skills etc. There were altogether 72 participants equally divided in those three groups. Faculty/Hon'ble District

Judge Mr. Rishi Ram Acharya was the Convener of the training programme whereas Mr. Mahendra Prasai was the Lead Trainer.



Inaugural Session chaired by Hon'ble Justice Baidyanath Upadhyaya, and Faculty Judge Hon'ble R.R. Acharya delivering welcome speech

## Workshop on Restorative Justice

NJA-Nepal, in partnership with the Asia Foundation, organized a residential *Workshop on Legal Provisions Regarding Restorative Justice in Nepal: Challenges and Measures for Solution* from June 17 to 18, 2016 at Hotel Araniko,

Dhulikhel, Kavre. The objective of the Workshop was to introduce the concept of restorative justice and to learn best of practices of other jurisdictions and their application in the Nepali context. As the Chief Guest of the Workshop Hon'ble

Justice Devendra Gopal Shrestha, Supreme Court, highlighted the need of restorative justice system for realizing justice in Nepal.

Various papers on restorative justice were presented and discussed in the Workshop. Further, group exercises were also conducted for identifying hindrances in the application of restorative justice principles and measures for solution. Plenary presentation was done after such exercises. Judges of Court of Appeal Patan and District Judges of Kathmandu Valley were present in the Workshop. Prosecutors, representatives of concerned line Ministries, Police officers, advocates and representatives from some NGOs also participated in the Workshop. Business Development Manager Mr. Rajan Kumar KC was the Coordinator of the Workshop.



ED Hon'ble K. R. Pandit addressing the Workshop



## Participation in Foreign Training, Observations and Visits

There were a number of NJA-Nepal participations in foreign observation visits and training programmes in this quarter. They are as follows:

### Observation of the Criminal Justice System of Japan

A Comparative Study Programme on Criminal Justice System of Japan and Nepal was organized by UNAFEI, in Tokyo Japan from 7 to 17 March, 2016. The programme was focused on a comparative study of Criminal Justice Systems of Japan and Nepal.

Crime investigating authorities (Police), Public Prosecutors and Judges jointly participated in the programme. Hon. Brajesh Pyakurel, Judge/Faculty from NJA-Nepal also participated in the programme.

The main objective of this programme was to make the participants familiar with crime investigation process, criminal prosecution and trial process of Japan. The study programme is expected to be quite useful to the stakeholders of Criminal Justice System of Nepal particularly in the context of promulgation of the new Constitution of Nepal and the proposed draft of three major Codes related to Criminal Justice System of Nepal, i.e., Criminal Code, Criminal Procedural Code and the Sentencing Act.

## Programme on Strategies of Case Management

Registrar Mr. Bimal Poudel participated in the Programme on Strategies of Case Management which was held from April 4 to 8, 2016 in Singapore. The programme was organized by the Singapore Judicial College. The issues discussed and deliberated upon during the programme included Singapore Judiciary's experience of being a paperless court, proactive and differentiated case management to tackle backlog of cases, electronic technologies for civil litigation and international framework for court excellence. There was participation of senior judges and judicial officials from 23 countries. The programme was helpful to examine the various approaches to case management and the use of Information Technology in case management. It also created innovative ideas on case management and their use in the judiciary.



Faculty/Judge Hon'ble Brajesh Pyakurel handing over NJA Law Journals to Director of UNAFEI, Mr. YAMASHITA, Terutoshi

## Trial Advocacy Training in Bangkok

On behalf of NJA-Nepal, District Judges/Faculty Members Hon'ble Brajesh Pyakurel and Hon'ble Rishi Ram Acharya took part in Trial Advocacy Training Programme organized by US Department of Justice (DoJ) from May 23 to 27, 2016 in Bangkok, Thailand. The programme intensively discussed judges' views about the improvement of preparation of charge-sheets, taking statement of defendant, statement of witness in the court, and advocacy skills of the lawyers. There were in total 22 participants including judges and prosecutors from Nepal and Pakistan.



Nepali delegates posing for photograph in the program

## Institutional Capacity Building Training at JRTI

As a part of continued support for institutional capacity building, Deputy Director Mr. Kedar Ghimire and Research Officer Mr. Sanjib Rai participated in a month-long Institutional Capacity Building Programme at Judicial Research and Training Institute (JRTI) in Republic of Korea from May 30, 2016 to June 27, 2016. The programme was focused on introduction of Korean judicial education, training management and legal and judicial system. Observations of different institutions such as Supreme Court, Supreme Court IT Centre, Seoul Southern District Court, Commercial Court etc. were covered in the programme including meetings with different institutions. Officers of NJA-Nepal felt benefited by learning Korean legal and judicial system including judicial education techniques.



Deputy Director Mr. Kedar Ghimire and Research Officer Mr. Sanjib Rai with Hon'ble President of JRTI Cho Yong Koo



## Judicial Observation Visit to Sri Lanka

Under the leadership of Hon'ble Executive Director Keshari Raj Pandit, NJA-Nepal conducted an observation visit to Sri Lanka judiciary from May 28 to June 5, 2016. Apart from Hon'ble Executive Director Pandit, Registrar Mr. Bimal Poudel, Deputy Directors Mr. Shreekrishna Mulmi and Mr. Paras Poudel and Finance Officer Mr. Keshab Dahal of NJA-Nepal were part of the delegation. The

objective of the observation visit was to strengthen institutional relationship between Sri Lanka Judges' Institute and NJA-Nepal, and learn the best practices of Sri Lankan judicial education and judicial system. During the visit, the delegation had a meeting with Justice Priyasath Dep of the Supreme Court of Sri Lanka in Supreme Court building. They also visited Sri Lanka Judges' Institute in Colombo. The delegation

members also made observation visits to Negombo Court Complex and Kandy Court Complex where they had meetings with High Court judges, District Court judges, Magistrate's Court judges and Labour judges. Observation visits to High Court, Dumbura Prison and Children Receiving Home in Colombo were also conducted. A meeting was also held with the Chairperson of Mediation Board Commission. All the visits and meetings were coordinated by the Sri Lanka Judges' Institute.

## Participation in End to End Court Technology in Singapore

Deputy Director Mr. Kedar Ghimire participated in a five-day training programme called

"End to End Court Technology" organized by Singapore Judicial College in Singapore from July

11-15, 2016. There were in total 28 participants in the programme from various countries. The training was focused on IT system which has enhanced the effectiveness of the Singapore judiciary by making it more integrated, efficient and user-centric. The participants gained insights into the design and development of the IT system and had been able to assess and evaluate the suitability of various tried-and-tested court technology solutions for their respective jurisdictions. The participants also became familiar with criminal e-litigation system and civil e-litigation system during the five-day compact programme.

During the training programme, the participants got opportunity to visit State Courts and Family Justice Courts, Supreme Court and other IT related organizations such as Ecquaria and Crimson Logic in Singapore.



Deputy Director Mr. Kedar Ghimire handing over token of love to Hon'ble Foo Chee Hock, Dean of Singapore Judicial College

## Orientation on Forensic Science and Medico-legal Issues for District Judges

NJA-Nepal conducted an *Orientation Programme on Forensic Science and Medico-Legal Issues for District Judges* from May 2 to 7, 2016. The main objective of the programme was to enhance the knowledge and skill of District Judges about Forensic Science and Medico-legal issues. Judges and experts in the area of Forensic

Science were invited as resource persons for various sessions. An observation visit of National Forensic Lab and TU Teaching Hospital was conducted during the training programme. District Judge/Faculty Hon'ble Brajesh Pyakurel was the Convener who was assisted by Research Officer Mr. Jyoti Pandey.

## Training on Leadership Development, Court Management and Implementation of Strategic Plan

NJA-Nepal organized a *Training on Leadership Development, Court Management and Implementation of Strategic Plan of Nepali Judiciary* from May 9 to 13, 2016 at NJA-Nepal, Manamaiju, Kathmandu. The participants of the training were Registrars working at different Courts of Appeal across

the country. The objective of the training programme was to develop judicial leadership and promote excellence in court management including strengthening services of the Court to its customers. The topics discussed and deliberated upon in the sessions included positive

attitude building, leadership development, role of Registrars in financial management, annual calendar designing and reporting mechanisms and the role of court staff dealing with customers. Registrar of NJA-Nepal Mr. Bimal Poudel was the Convener of the training programme.

## Training on Land Administration



Participant Hon'ble District Judges with ED Hon'ble K.R. Pandit, Hon'ble Judge Dwarika Man Joshi and Faculty/Judge Hon'ble R.R. Acharya

In order to enhance skills and knowledge on adjudication of land disputes, NJA-Nepal organized a *Training on Land Administration for Judges of District Courts* from May 9 to 14, 2016 at Manamaiju, Kathmandu. The topics discussed and deliberated upon in the sessions included land administration in Nepal, transfer of ownership of land, survey of land, land belonging to Trust and its management, inheritance property, technicality of land disputes etc. Group exercises were also conducted to make the training more effective and practical. Justices of Supreme Court, Judges of Courts of Appeal and experts in the field of land administration and trust were invited as resource persons to lead the sessions. There were altogether 22 participants in the programme which was coordinated by Faculty Member / District Judge Hon. Rishi Ram Acharya.



# Consultation on Draft Report on Transitional Justice

NJA-Nepal, with the support from International Commission of Jurists (ICJ), Nepal, organized a *Workshop on "Draft Report of Execution Status of Judgments of Supreme Court and Court of Appeal regarding Transitional Justice, Impunity and Accountability"* on

March 20, 2016 at Hotel Shangri-La. The programme was chaired by Executive Director of NJA-Nepal Hon'ble Keshari Raj Pundit. Deputy Director of NJA-Nepal Mr. Shreekrishana Mulmi delivered welcome remarks and highlighted the objective of the Workshop.

Joint Govt. Attorney Mr. Sanjib Raj Regmi presented the Draft Report to collect the views and suggestions for the improvement of the study. The participants provided their opinions and suggestions during the discussion. At the end of the Workshop, the Chair Hon'ble Keshari Raj Pandit, highlighting the importance of the Workshop, also thanked all the distinguished participants for their active participation.

## Workshops on Transitional Justice Process in Nepal

NJA-Nepal, in partnership with International Commission of Jurists (ICJ)-Nepal, organized two residential Workshops on *"Challenges of Transitional Justice Process in Nepal"* in Sindhuli and Nepalgunj. The first Workshop was held on June 10 and 11, 2016 and the second was held on June 24 and 25, 2016. The participants of the Workshop were Judges, Govt. Attorneys, Police Officers and

defense lawyers from the adjoining districts. The objectives of the Workshop were to discuss and share international and national laws and practices on transitional justice including challenges faced in the process of investigation, prosecution and adjudication. The contents discussed and deliberated upon in the sessions were Basic Concept of Transitional Justice and Right to Effective Remedy and Reparation

under International Laws/Standards, Nepali Jurisprudence on Transitional Justice, Relation between Transitional Justice Mechanism and Criminal Justice System etc. There were 95 participants comprising Judges of Court of Appeal and District Courts, Court Officers, Public Prosecutors, Lawyers, and Police Officers. Deputy Director Mr. Shreekrishna Mulmi was the Convener of the Workshop.



Workshop in Progress

# Training for New Private Law Practitioners

NJA-Nepal conducted three three-day-long training programmes targeting the new private law practitioners. The first training programme was held from June 21 to 23, the second one was held from June 26 to 28 and the third one held from June 29 to July 1, 2016 at NJA Manamaiju, Kathmandu. All

the three training programmes focused on development of advocacy skills and professional efficiency enhancement of the participating new private law practitioners. The major topics presented during the training included role of lawyers, pleading skills, Code of Conduct of lawyers, skill of witness

examination, etc. Senior judges and advocates had facilitated as resource persons in the session. Deputy Director Mr. Shreekrishna Mulmi was the Convener who was assisted by Research Officer Mr. Jyoti Pandey. Altogether 60 participants had participated in the above mentioned three training programmes.



Deputy Director Shreekrishna Mulmi delivering welcome speech

## Prosecutorial Skill Development Training

NJA-Nepal conducted *Training on Development of Prosecutorial Skill and Art of Advocacy for Junior Prosecutors* from June 19 to 24, 2016 at NJA Manamaiju, Kathmandu.

The training programme focused on development of advocacy skill

and professional efficiency enhancement of the participating Prosecutors (Class III Officers). In the inaugural session, Hon'ble Attorney General Mr. Hari Phuyal highlighted the need of compliance with the Code of Conduct by the Prosecutors. Code of Conduct of Prosecutors, significance of role of Prosecutors, pleading skills, court

decorum, witness examination, role of Prosecutors in criminal cases etc. were major topics. Senior judges and Prosecutors had facilitated as resource persons in the session. Faculty Member Hon'ble District Judge Brajesh Pyakurel was the Convener of the training. Altogether 22 Prosecutors had participated in the training programme.



# Programme on Professionalism Development of Judicial Human Resources

NJA-Nepal set a stage for discussion on Role of NJA-Nepal regarding Professionalism Development of Judicial Human Resources among Special Class Officers of Nepal Judicial Service from July 1 to 2, 2016 at Dhulikhel. In the residential Workshop, Hon'ble Executive Director Keshari Raj Pandit, NJA-Nepal discussed in detail the role of NJA-Nepal in the context of other

training institutions. Further, Mr. Tek Prasad Dhungana, Secretary, the Ministry of Law, Justice and Parliamentary Affairs presented a paper on Challenges and Opportunities regarding clustering of Special Class Officers in Civil Service. Mr. Shreekantha Poudel, Registrar of the Supreme Court, made a presentation on Service Rules of the Officers of Nepal Judicial Service

and finally Mr. Mahesh Sharma Poudel, Secretary of the Commission on Investigation of Disappeared Persons presented a paper on Service Rules of Public Prosecutors. Extensive lively discussions followed the three presentations. Altogether 8 Special Class Officers, besides 11 members of NJA, were present in the programme, which was coordinated by Registrar Mr. Bimal Poudel.



A glimpse of residential Workshop

## Publications of NJA-Nepal

In addition to training and research programmes, NJA-Nepal regularly publishes research journals, research reports, resource materials, manuals, guidelines, compilation of judgments of courts of different tiers for capacity building and knowledge enhancement of judges and human resources of its stakeholders. NJA, in this quarter, has been able to bring out following publications:

- NJA Law Journal, 2016
- Pratipadan, 2073 B.S
- Compilation of Judgments of Court of Appeal and District Courts (2 Independent Volumes)
- Study Report on Restorative Justice and National Laws, 2016
- Study on Implementation Status of Orders/Decisions of Supreme Court and Court of Appeal on Transitional Justice, 2016
- Resource Materials on Juvenile Justice 2016 ( for District Judges, Court Officers, Govt. Attorneys and Police Officers)
- Resource Materials on Juvenile Justice 2016 (for Junior Court Officers)

# Workshop on Commercial Law for Judges of Court of Appeal

NJA-Nepal organized a Workshop on Commercial Law for the Judges of Court of Appeal from April 24 to 29, 2016 at NJA City Office, Hariharbhawan, Lalitpur. The Workshop was organized to discuss the relevant laws and cases which fall under the jurisdiction of the Commercial Bench. As the Chief Guest in the concluding session, Rt. Hon'ble Chief Justice Sushila Karki stressed the need of discussing various aspects of adjudication of cases relating to Commercial Law. Hon'ble Justice Gopal Parajuli was also present as a Special Guest in the concluding session. Various aspects of Company Law, Law of Contract and Trademark, Cyber-crime, Insurance, Procurement Laws, Banking Law, Law of Arbitration etc.

were covered by the programme. In order to make the programme more effective and practical, some interaction sessions were also introduced. Senior judges, thematic experts and Senior Advocates were

invited as resource persons and/or panelists during the programme. Faculty Member Hon. Ratna Bahadur Bagchnad, Judge of Court of Appeal, was the Coordinator of the training programme.



Rt. Hon'ble Chief Justice Sushila Karki distributing certificates to the participants. Standing on her left is Hon'ble Justice Gopal Parajuli

## Workshop on Nepali Prosecution System Sharing the Experiences of Japanese System

NJA-Nepal conducted a one-day Workshop on *"Reform in Nepali Prosecution System with Experiences of Japanese Practice"* at the Office of the Attorney General on June 29, 2016. This programme was organized to share the outcomes of the training conducted by UNAFEI in Japan for Prosecutors and Judges including a Faculty member of NJA-Nepal. The main theme of the programme was to focus on improving the quality of charge-sheet as prosecutors' original and effective document. Attorney General of Nepal, Deputy Attorney Generals and other senior Prosecutors actively participated in the programme and developed a consensus for the modification of charge-sheet writing.

Hon'ble District Judge/Faculty Member Brajesh Pyakurel, as Coordinator of the programme, highlighted the objective of the programme. Executive Director Hon'ble Keshari Raj Pandit presided over the programme. Representative of JICA Ms. Tomita

also participated in the programme as a guest speaker. At the end of the programme, Hon'ble Attorney General Hari Phuyal made his commitment to make necessary modifications and improvements in the present framework of charge-sheet writing.



NJAFaculty/Judge Hon'ble Brajesh Pyakurel addressing the participants. Seated on dais (from left to right) are Ms. Tomita of JICA, Hon'ble AG Hari Phuyal, ED Hon'ble K. R. Pandit and Deputy Attorney General D. B. Pokharel



## Sapling Plantation

As a measure aimed at controlling air pollution, promoting soil conservation and creating a greenery-friendly environment, NJA-Nepal has started an initiative of planting different types of saplings at NJA-Nepal campus, Manamaiju, Kathmandu. Various saplings have been planted including Bodhichitta, Avocado, Apple, Apricot Fresh, Pear, Mango and others.

Some distinguished guests including Rt. Hon'ble Chief Justice of Nepal, Hon'ble Justices of Supreme Court, Hon'ble Minister of Law and Justice, Hon'ble Attorney General, Hon'ble Judges of Court of Appeal, District Judges, among others, had taken part in the plantation campaign on different dates. Further, NJA Executive Director, extended faculty members including NJA

team also took part in plantation campaign conducted on different dates.

Advocate Prakash Maharjan from Lalitpur Bar Association, Ms. Nirmala Poudel, Joint Secretary

of Judicial Council Secretariat, Mr. Surendra Maharjan, a local resident of Manamaiju and District Soil Conservation Office, Kathmandu displayed the good gesture of contributing some plants for plantation.



NJA team led by ED Hon'ble K.R. Pandit assembled for a click after plantation

## Partnership Meetings

Several meetings were held with the delegates who visited NJA-Nepal for partnership, and to carry out activities such as training, study and research which were meant to enhance capacity of judges and judicial stakeholders.

Ms. Nandita Baruah, Deputy Country Representative of the Asia Foundation (TAF), visited NJA-Nepal on April 26, 2016. During her visit, programme and activities on TIPs, the launching of Restorative Justice Report and curricula were discussed. In the meeting, Ms. Baruah was accompanied by Ms. Aruna Thapa Rana, Chief of Party and Ms. Rina Pathak, Programme Manager from CTIP, TAF.

Mr. Krishna Prasad Chalise, Head of Communication Department from ICRC-Nepal, had a meeting with Executive Director Hon'ble Keshari Raj Pandit including other members

of NJA-Nepal on May 12, 2016. During the meeting, the upcoming regional workshop on International Humanitarian Law to be held in September, 2016 was discussed.

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ED Hon'ble K.R. Pandit and NJA team along with representatives of US UPDAT

Ms. Tomita from JICA Project had a meeting with Hon'ble Executive Director Keshari Raj Pandit and other members of NJA-Nepal on May 20, 2016. Issues about the Japan visit on case management and mediation were discussed.

Mr. Russell L. Carlberg, Resident Legal Advisor of US UPDAT and Mr. Sundeep Bista, Legal Specialist of Department of Justice, Criminal Division (OPDAT) had a meeting with Hon'ble Executive Director

Keshari Raj Pandit as well as other members of NJA-Nepal on June 9, 2016. Extensive discussion was held about capacity development programmes for the judges and Prosecutors on different themes.

On July 12, 2016, a delegation from UNDP Nepal including Country Director Mr. Renaud Meyer visited NJA-Nepal and had a meeting with Executive Director Hon'ble Keshari Raj Pandit and other members of NJA-Nepal on

strengthening cooperation between NJA-Nepal and UNDP Nepal. Mr. Meyer assured that UNDP is ready to collaborate with the issues of concern to NJA-Nepal. The issues such as women's access to justice, human rights and transitional justice were mainly discussed in the meeting.

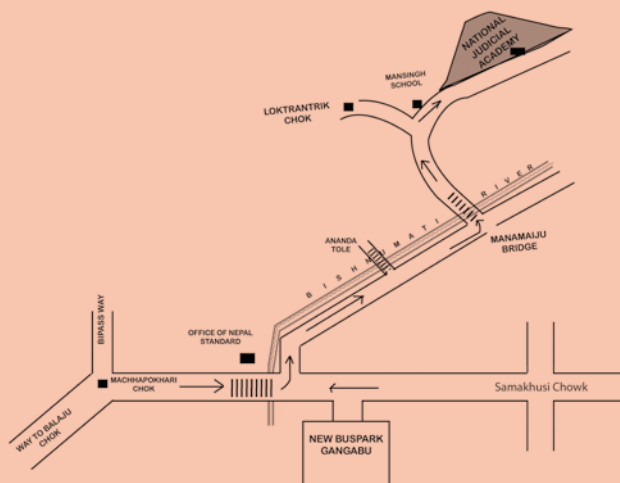
## Overall Activities of NJA-Nepal

During the fiscal year 2072/73, NJA-Nepal has been able to conduct altogether 45 capacity building programmes that included training, workshops, interactions etc. for Judges, Prosecutors, Judicial Officers

and Lawyers, besides, the support staff of Nepal Judicial Service. Those programmes, in all, included 1205 human resources of various levels. Duration of those programmes varied from one day to three months.

Thus, in total, 467 day programmes were held as some of those training programmes were held concurrently. Apart from those programmes, NJA-Nepal has also brought out a number of publications and conducted national and international visits and meetings.

## Location Map of NJA Nepal Manamaiju Office



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