

# NEWSLETTER

## DELHI MEDIATION CENTERS

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Resource Persons and Participants of Training Programme on 'Techniques of Mediation' conducted at Patna w. e. f. 10<sup>th</sup> -14<sup>th</sup> August, 2010.

(Seen) Hon'ble Mr. Justice S.K.Katriar, Judge, Patna High Court, Ms. Poonam Mendiratta and Ms. Anupam Dhingra, Advocates/Trainers.



Resource Persons and Participants of Training Programme on 'Techniques of Mediation' conducted at Jabalpur w. e. f. 11<sup>th</sup> -15<sup>th</sup> September, 2010.

(Seen) Hon'ble Mr. Justice K. K. Lahoti, Judge, High Court of Madhya Pradesh, Ms. Anu Malhotra, Director, Delhi Judicial Academy/ Master Trainer, and Ms. Anuja Saxena, Advocate/ Trainer.



Resource Persons and Participants of Training Programme on 'Techniques of Mediation' conducted at Sikkim w. e. f. 23<sup>rd</sup> -27<sup>th</sup> August, 2010.

(Seen) Hon'ble Mr. Justice D.P.Dinakaran, Chief Justice, High Court of Sikkim, Hon'ble Mr. Justice S.P.Wangdi, Judge, High Court of Sikkim, Sh. Ajay Mehta and Sh. Surender Singh, Advocates/Trainers.



Resource Person and Participants of Training Programme on 'Techniques of Mediation' conducted at Raipur w. e. f. 11<sup>th</sup> -13<sup>th</sup> September, 2010.

(Seen) Dr. Sudhir Kumar Jain, Additional Sessions Judge/Master Trainer



Resource Person and Participants of Training Programme on 'Techniques of Mediation' conducted at Raipur w. e. f. 11<sup>th</sup> -13<sup>th</sup> September, 2010.

(Seen) Mr. Jaya Goel, Advocate/Trainer



Resource Persons of Training Programme on "Referral of cases for Mediation" for Referral Judges posted at Karkardooma Courts conducted on 9<sup>th</sup> August, 2010.

### TRAINING PROGRAMME AT PATNA

A 40 hrs Training Programme on "**Techniques of Mediation**" was conducted at Patna w.e.f. 10<sup>th</sup> - 14<sup>th</sup> August, 2010 under the aegis of Mediation and Conciliation Project Committee, the Supreme Court of India. The participants were twelve Judicial Officers and four Advocates from Jamui, Aurangabad, Gopalganj, and Begusarai Districts. Ms. Poonam Mendiratta and Ms. Anupam Dhingra, Advocates/Trainers from Delhi Mediation Centre were the resource persons.

During Training Programme, the participants were introduced to 'ADR Mechanism', 'Conflict and its Resolution', 'Definition of Mediation and its Stages, Components'. The participants were also apprised about 'Techniques of Negotiation and Bargaining', 'Communication', 'Techniques to Break Impasse'. Six Role plays were also conducted to give practical inputs of Mediation to the participants. The participants also witnessed actual mediation in four pending cases out of which three cases were settled. Documentary Film prepared by Delhi Mediation Centre was also screened. The participants after conclusion of training programme felt positive change in their mindset, approach, attitude and perception about Mediation.

The Valedictory Function was held on 14<sup>th</sup> August, 2010 which was graced by Hon'ble Mr. Justice S.K. Katriar, Judge, Patna High Court.

### TRAINING PROGRAMME AT SIKKIM

A 40 hrs Training Programme on "**Techniques of Mediation**" was conducted at Sikkim w.e.f. 23<sup>rd</sup> - 27<sup>th</sup>, August under the aegis of Mediation and Conciliation Project Committee, the Supreme Court of India. The participants were eleven Advocates practicing at District Courts, South - West Sikkim. Sh. Ajay Mehta and Sh. Surender Singh, Advocates/Trainers from Delhi Mediation Centre were the resource persons.

During Training Programme, the participants were introduced to 'ADR Mechanism', 'Conflict and its Resolution', 'Definition of Mediation and its Stages, Components'. The participants were also apprised about 'Techniques of Negotiation and Bargaining', 'Communication', 'Techniques to Break Impasse'. Role plays and mock exercises were also conducted to give practical inputs of Mediation to the participants.

An Awareness Programme for Referral Judges posted at South-West and North-West Districts was conducted on 22<sup>nd</sup> August, 2010. It was also attended by Member Secretary and Joint Secretary, Sikkim State Legal Services Authority.

The Valedictory Function was held on 27<sup>th</sup> August, 2010 which was graced by Hon'ble Mr. Justice D.P. Dinakaran, Chief Justice, High Court of Sikkim / Patron-in-Chief, Sikkim State Legal Services Authority and Hon'ble Mr. Justice S.P. Wangdi, Judge, High Court of Sikkim/ Executive Chairman, Sikkim State Legal Services Authority.

### TRAINING PROGRAMME AT KANPUR

A 40 hrs Training Programme on "**Techniques of Mediation**" was conducted at Kanpur in three phases on 4<sup>th</sup>&5<sup>th</sup>, 11<sup>th</sup>&12<sup>th</sup>, and 18<sup>th</sup>&19<sup>th</sup> September, 2010 under the aegis of Mediation and Conciliation Project Committee, the Supreme Court of India. The participants were eighteen Advocates. Sh. Harish Dudani, Additional District Judge/Master Trainer and Ms. Nagina Jain, Advocate/Trainer from Delhi Mediation Centre were the resource persons. It was inaugurated by Sh. Sudhir Saxena, the District & Sessions Judge, Kanpur.

During Training Programme, the participants were introduced to Concept and Techniques of Mediation.

The Valedictory Function was held on 19<sup>th</sup> September, 2010. Hon'ble Mr. Justice Rakesh Tiwari, Judge, Allahbad High Court delivered valedictory address. Hon'ble Mr. Justice Ved Pal, Judge, Allahbad High Court also graced training programme.

### TRAINING PROGRAMME AT RAIPUR

A 40 hrs Training Programme on "**Techniques of Mediation**" was proposed to be conducted at Raipur (Chhattisgarh) in two phases under the aegis of Mediation and Conciliation Project Committee, the Supreme Court of India. The First Phase was conducted w.e.f. 11<sup>th</sup> to 13<sup>th</sup> September, 2010 at Raipur. The participants were 32 Advocates practicing at District Courts. Dr. Sudhir Kumar Jain, Additional Sessions Judge/ Master Trainer, Ms. Jaya Goel and Sh. Rajesh Gupta, Advocates/Trainers from Delhi Mediation Centre were the resource persons. Sh. Rajesh Srivastava, Joint Registrar was the coordinator of training programme.

The Training Programme was inaugurated by Hon'ble Mr. Justice Dharendra Mishra, Judge, High Court of Chhattisgarh. Hon'ble Mr. Justice T.P. Sharma and Hon'ble Mr. Justice R.N. Chandrakar, Judges, High Court of Chhattisgarh also graced the occasion. Their Lordships in respective addresses guided the participants about concept and benefits of mediation; relevance of mediation in resolution of disputes.

During Training Programme, the participants were introduced to 'ADR Mechanism', 'Conflict and its Resolution', 'Definition of Mediation and its Stages, Components'. The participants were also apprised about 'Techniques of Negotiation and Bargaining', and 'Communication'. Role plays and mock exercises were also conducted to give practical inputs of Mediation to the participants.

The participants at the end of the first phase of Training Programme have expressed satisfaction about quality of training and emphasized the need of referral of sufficient cases for mediation.

### TRAINING PROGRAMME AT JABALPUR

A 40 hrs. Training Programme on "**Techniques of Mediation**" was conducted at Jabalpur w.e.f. 11<sup>th</sup> to 15<sup>th</sup> September, 2010 for 14 participants including four Additional District Judges, nine Advocates, and one social worker. It was inaugurated by Hon'ble Mr. Justice K.K. Lahoti, Judge, High Court of Madhya Pradesh. His Lordship emphasized upon the importance of mediation in amicable settlement of disputes resulting in timely and responsive justice and reduction of arrears and delays. Ms. Anu Malhotra, Director, Delhi Judicial Academy/ Master Trainer, and Ms. Anuja Saxena, Advocate/ Trainer from Delhi Mediation Centre were resource persons.

During the Training Programme, the participants were explained the 'Relevance of Training', 'Relevance of ADR', 'Mediation: Definition and Components', 'Benefits of Mediation', and 'Conflict Management and Resolution'. The participants were explained various techniques of mediation such as 'Communication', 'Negotiation', 'Bargaining', 'Disputes which can be referred for mediation', 'Qualities of a Good Mediator', 'Impasse'. Ten Role-Plays were also conducted to give the participants practical inputs of various techniques of Mediation.

The participants after conclusion of training programme appreciated necessity of amicable dispute resolution.

The Awareness Programmes for Referral Judges posted at Jabalpur were also conducted on 14<sup>th</sup> & 15<sup>th</sup> September, 2010.

#### **AWARENESS PROGRAMME AT LUCKNOW**

An Awareness Programme for 100 Judicial Officers and Advocates was conducted on 26<sup>th</sup> September, 2010 at Lucknow. Sh. Rajiv Mehra, Presiding Officer, Motor Accident Claims Tribunal/Trainer from Delhi Mediation Centre was the resource person. The participants were apprised about concept of mediation; relevance of mediation in quick and responsive justice. The Referral Judges were impressed upon about precautions to be taken at the time of referral of a case and how to convince advocates and litigants for mediation.

#### **DELHI MEDIATION CENTRE, TIS HAZARI COURTS**

a) A Training Programme on "**Referral of cases for Mediation**" for forty four Judicial Officers posted at Tis Hazari Courts was conducted on 12<sup>th</sup> August, 2010. Sh. Brajesh Sethi, Judge In-charge and Sh. Harish Dudani, Additional District Judge/Master Trainer were the resource persons.

The participants were apprised about their significant role as a referral judge in process of mediation. The participants were guided about selection of appropriate cases for mediation and how to encourage lawyers and litigants for mediation.

b) A Refresher Course on '**Concept of Mediation**' for Mediators was conducted on 26<sup>th</sup> August, 2010. It was attended by thirty mediators. Shri Brajesh Sethi, Judge In-charge and Sh. Harish Dudani, Additional District Judge/Master Trainer were the resource persons.

The participants were apprised about mediation as voluntary, informal process; active and direct role of parties in mediation process; different stages of mediation etc.

c) An Awareness Programme on "**Mediation as a Tool of Responsive and Timely Justice**" for thirty three advocates was conducted on 8<sup>th</sup> September, 2010. Shri Brajesh Sethi, Judge In-charge and Dr. Sudhir Kumar Jain, Additional Sessions Judge/Master Trainer were the resource persons. It was also attended by President and Honorary Secretary of Delhi Bar Association, Tis Hazari Courts.

The participants were apprised about concept of mediation and its benefits; role of lawyers in success of mediation; mediation as an effective method of dispute resolution etc. The President and Honorary Secretary asked the participants for referring their cases for mediation.

d) An Advance Course on '**Techniques of Mediation**' for Mediators was conducted on 22<sup>nd</sup> September, 2010. It was attended by twenty two mediators. Shri Brajesh Sethi, Judge In-charge and Dr. Sudhir Kumar Jain, Additional sessions Judge/Master Trainer were the resource persons.

The participants were apprised about mediation process; advantages of effective communication; use of simple language; benefit of trust building etc.

#### **DELHI MEDIATION CENTRE, KARKARDOOMA COURTS**

a) A Training Programme on "**Referral of cases for Mediation**" for Referral Judges posted at Karkardooma Courts was

conducted on 9<sup>th</sup> August, 2010. Sh. Vinod Goel, Judge In charge, Mediation Centre, Karkardooma Courts, Sh. Rajiv Mehra, Additional District Judge/Trainer, and Sh. Man Mohan Sharma, Additional District Judge/ Mediator, were the resource persons.

b) An Advance Course on '**Effective Communication during Mediation**' for Mediators was conducted on 28<sup>th</sup> August, 2010. Dr.(Prof.) Prasannanshu, Associate Professor, National Law School and Sh. Man Mohan Sharma, Additional District Judge/ Mediator, were the resource persons.

c) An Awareness Programme on "**Mediation as a Tool of Responsive and Timely Justice**" for advocates was conducted on 20<sup>th</sup> July, 2010. Sh. Vinod Goel, Judge In charge, Mediation Centre, Karkardooma Courts, and Sh. Man Mohan Sharma, Additional District Judge/ Mediator were the resource person.

#### **DELHI MEDIATION CENTRE, ROHINI COURTS**

a) A Refresher Course on "**Referral of cases for Mediation**" for Referral Judges posted at Rohini Courts was conducted on 16<sup>th</sup> August, 2010. Shri Chander Shekhar, Coordinator and Dr. Sudhir Kumar Jain, Additional Sessions Judge/Master Trainer were the resource persons. The participants were apprised about their role and responsibilities as a referral judge. The participants have understood method to select appropriate cases for referral and importance of referral order.

b) A Refresher Course on '**Conflict Management and Resolution**' for Mediators was conducted on 17<sup>th</sup> September, 2010 with the objective to apprise them about conflict resolution during mediation. Shri Chander Shekhar, Coordinator, and Dr. Sudhir Kumar Jain, Additional Sessions Judge/Master Trainer were the resource persons.

#### **CONSULTATIVE MEETINGS**

Mediation & Conciliation Project Committee (MCPC), the Supreme Court of India is preparing a Mediation Training Manual proposed to be used as an authoritative guide to the trainers, mediators and referral judges.

The Consultative meetings chaired by Hon'ble Mr. Justice Cyriac Joseph, Judge, the Supreme Court of India/ Member, MCPC were held on 7<sup>th</sup> & 8<sup>th</sup> August, 2010; 28<sup>th</sup> August, 2010; 11<sup>th</sup> & 12<sup>th</sup> September, 2010; and 25<sup>th</sup> & 26<sup>th</sup> September, 2010 to finalise draft topics prepared by the Experts for Training Manual. The Experts under the guidance of Hon'ble Judge discussed and deliberated Draft Topics 'Stages of Mediation', 'Role of Mediators', 'Training of Mediators', 'Communication' and 'Negotiation'.

#### **VISITORS**

a) Hon'ble Mr. Justice Sanjiv Khanna, Judge, High Court of Delhi/Chairman, Monitoring Committee to see the Functioning of all District Mediation Centers in Delhi visited Delhi Mediation Centre, Rohini Courts on 23<sup>rd</sup> August, 2010 to see the functioning of centre.

b) Hon'ble Mr. Justice Sanjiv Khanna, Judge, High Court of Delhi/Chairman, Monitoring Committee to see the Functioning of all District Mediation Centers in Delhi visited Delhi Mediation Centre, Karkardooma Courts on 4th September, 2010 to see the functioning of centre.

c) Sh. M. L. Mehta, Principal Secretary (Law & Justice), Govt. of NCT, Delhi visited Delhi Mediation Centre, Rohini Courts on 21<sup>st</sup> September, 2010 and interacted with Advocate Mediators.

**AUGUST, 2010**

**Delhi Mediation Centers till 31-08-2010 have settled 23,886 cases including 6,141 connected cases.  
General Statistical Reports :-**

Delhi Mediation Centre, Tis Hazari Courts (01-08-2010 to 31-08-2010)	Delhi Mediation Centre, Rohini Courts (01-08-2010 to 31-08-2010)	Delhi Mediation Centre, Karkardooma Courts (01-08-2010 to 31-08-2010)	Delhi Mediation Centre, Dwarka Courts (01-08-2010 to 31-08-2010)
Cases Referred - 410 Cases Disposed of - 360 Cases Settled - 254 Connected Cases - 65 Total Cases - 319 (Settled Cases include 13 cases U/s 125 Cr. P.C., 45 cases U/s 138 N.I. Act, 18 suits of Mandatory/Permanent injunction, 07 suits of Possession and Damages, 26 Matrimonial disputes, 75 Recovery suits, and 07 MACT cases besides other cases).	Cases Referred - 291 Cases Disposed of - 224 Cases Settled - 139 Connected Cases - 44 Total Cases - 183 (Settled Cases include 01 case U/s 125 Cr. P.C., 42 cases, U/s 138 N.I. Act, 12 suit of Mandatory/Permanent Injunction, 13 Matrimonial disputes, 12 Recovery suits, 05 MACT cases besides other cases).	Cases Referred - 295 Cases Disposed of - 206 Cases Settled - 180 Connected Cases - 101 Total Cases - 281 (Settled Cases include 09 cases U/s 125 Cr. P.C., 32 Cases U/s 138 N.I. Act, 09 Suits of Mandatory/Permanent Injunction, 43 Labour & Management disputes, 45 Matrimonial disputes, 06 Recovery Suits, 23 MACT cases besides other cases).	Cases Referred - 128 Cases Disposed of - 138 Cases Settled - 90 Connected Cases - 24 Total Cases - 114 (Settled Cases include 03 cases U/s 125 Cr. P.C., 50 Cases, U/s 138 N.I. Act, 01 Suit of Mandatory/Permanent Injunction, 16 Matrimonial disputes, 03 Recovery Suits, 01 MACT case besides other cases).

**SEPTEMBER, 2010**

**Delhi Mediation Centers till 30-09-2010 have settled 24,350 cases including 6,374 connected cases.  
General Statistical Reports :-**

Delhi Mediation Centre, Tis Hazari Courts (01-09-2010 to 30-09-2010)	Delhi Mediation Centre, Rohini Courts (01-09-2010 to 30-09-2010)	Delhi Mediation Centre, Karkardooma Courts (01-09-2010 to 30-09-2010)	Delhi Mediation Centre, Dwarka Courts (01-09-2010 to 30-09-2010)
Cases Referred - 382 Cases Disposed of - 316 Cases Settled - 213 Connected Cases - 62 Total Cases - 275 (Settled Cases include 13 cases U/s 125 Cr. P.C., 45 cases U/s 138 N.I. Act, 18 suits of Mandatory/Permanent injunction, 07 suits of Possession and Damages, 26 Matrimonial disputes, 75 Recovery suits, and 07 MACT cases besides other cases).	Cases Referred - 238 Cases Disposed of - 206 Cases Settled - 107 Connected Cases - 73 Total Cases - 180 (Settled Cases include 06 cases U/s 125 Cr. P.C., 29 cases U/s 138 N.I. Act, 07 suit of Mandatory/Permanent Injunction, 16 Matrimonial disputes, 06 Recovery suits, besides other cases).	Cases Referred - 262 Cases Disposed of - 208 Cases Settled - 174 Connected Cases - 80 Total Cases - 254 (Settled Cases include 10 cases U/s 125 Cr. P.C., 22 Cases U/s 138 N.I. Act, 08 Suits of Mandatory/Permanent Injunction, 56 Labour & Management disputes, 28 Matrimonial disputes, 09 Recovery Suits, 22 MACT cases besides other cases).	Cases Referred - 151 Cases Disposed of - 119 Cases Settled - 79 Connected Cases - 18 Total Cases - 97 (Settled Cases include 04 cases U/s 125 Cr. P.C., 44 Cases, U/s 138 N.I. Act, 02 Suits of Mandatory/Permanent Injunction, 09 Matrimonial disputes, 07 Recovery Suits, 02 MACT cases besides other cases).

Notes: i) Referred Cases do not include previous pendency.  
ii) Disposed of cases include disposal of pending cases.

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