



NJA Newsletter

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Regional Expert Consultation on IHL with the Judicial Sector

NJA-Nepal, in partnership with the International Committee of Red Cross (ICRC), conducted a Regional Expert Consultation on IHL with the judicial sector on September 3, 2016 in Kathmandu. The objective of the Expert Consultation was to enhance understanding of IHL and to improve better structure in the current training pedagogical tools and teaching methods used during continued professional development sessions for judges. Judges and judicial educators from SAARC countries i.e. Afghanistan, Bangladesh, Bhutan, India, Maldives, Nepal, Pakistan and Iran took part in the Expert Consultation.

Rt. Hon'ble Chief Justice Sushila Karki, as the Chief Guest of the concluding session, observed that IHL issues are highly pertinent and need to be incorporated in the training curricula for judges. She appreciated and congratulated both NJA-Nepal and ICRC Nepal for taking timely initiatives to organize such an important Expert Consultation. Hon'ble Minister of Law, Justice and Parliamentary Affairs Ajay Shankar Nayak and Hon'ble Attorney General Raman Kumar Shrestha also delivered remarks highlighting the relevancy of the program.



Rt. Hon'ble CJ Sushila Karki addressing the concluding session of Regional Expert Consultation on IHL

Delivering his remarks, Mr. Andre Paquet, Head of Mission, ICRC Nepal observed that ICRC Nepal was delighted to work with NJA-Nepal and the judiciary of Nepal on IHL.

The Expert Consultation was considered relevant and useful for throwing light on the IHL issues and the inclusion of the IHL issues in the training curricula. During the Expert Consultation, presentations were made by the experts on IHL, besides carrying out group exercises to identify

the role of judges and judicial educators in the training curricula and their delivery in the training program.

Executive Director of NJA-Nepal Hon'ble Keshari Raj Pandit presided over the consultation which also adopted a four-point Kathmandu Declaration affirming the participants' commitment to include the IHL issues in the training curricula. In total, 23 participants attended the Expert Consultation.

Report Launching Event on Women's Access to Justice

NJA-Nepal, in partnership with UN Women, organized a Report Launching event on Women's Access to Justice on August 14, 2016 in Kathmandu. Launching the report, Chief Guest Rt. Hon'ble Chief Justice Sushila Karki observed that the present study on women's access to justice is very relevant in the present context of Nepal. Further, she threw light on women's access to justice, imparting justice and ensuring participation of women in every aspect of social life. She extended thanks to both NJA-Nepal and UN Women for taking the timely initiative in this regard.

Registrar of NJA-Nepal Mr. Bimal Poudel highlighted the objectives of the research report. On behalf of the study team, Hon'ble District Judge Surya Prasad Parajuli made a brief presentation on the report highlighting its findings and the main recommendations. Supreme

Court Justice Hon'ble Sapana Pradhan Malla, Attorney General Hon'ble Raman Kumar Shrestha and Ms. Geetanjali Singh, Deputy Country Representative of UN Women, also expressed their views on women's and marginalized

group's access to justice and also the significance of the report. Chairing the launching event, Executive Director Hon'ble Keshari Raj Pandit finally delivered a vote of thanks followed by his closing remarks.



Rt. Hon'ble CJ Sushila Karki launching the Report on Women's Access to Justice

An Interaction Program of Honorable Justices of Supreme Court

NJA-Nepal organized an interaction program for the Hon'ble Justices of Supreme Court of Nepal on September 10, 2016 at Chandragiri Hills, Kathmandu. Senior-most Justice of Supreme Court of Nepal Hon'ble Baidya Nath Upadhyay was the Chief Guest of the program. Executive Director Hon'ble Keshari Raj Pandit delivered welcome remarks on behalf of NJA Nepal. Hon'ble Pandit described present state of affairs prevailing at NJA-Nepal including the challenges and physical and financial constraints faced by the institution. His presentation was followed by lively discussion

among the Hon'ble Justices. Hon'ble Justice Govinda Kumar Upadhyay made a presentation on improvement of the art of judgment writing. His presentation

included description of different styles of judgment writings including comparative perspective. The presentation was followed by lively discussions.



A group photograph of Hon'ble Supreme Court Justices during the Interaction Program

Training on Use of Forensic Science and Scientific Evidence for Public Prosecutors

NJA-Nepal conducted a four-day long Training Program on Use of Forensic Science and Scientific Evidence for Public Prosecutors from September 25 to 28, 2016 at NJA, Manamaiju, Kathmandu. There were two major objectives of the program. The first was to enhance the knowledge of Public Prosecutors regarding the need and importance of physical and scientific evidence in prosecution of criminal cases and the second was to acquaint them with the use of Forensic Science and scientific evidence in law courts. Senior Judges, Police officials and Forensic Science experts contributed as the resource persons in various sessions. Faculty/Judge Brajesh Pyakurel coordinated the training programme. Altogether, 22 participants actively participated in the training program.



Consultant Hon'ble Dr. Hari Bansh Tripathi, Faculty/District Judge Hon'ble Brajesh Pyakurel and other members of the NJA Nepal with participants of the training program

Seminar on Review of Contemporary Mediation Process

National Judicial Academy, Nepal, conducted a three-day long Seminar on Review of Contemporary Mediation Process with the support of JICA-SCC Project from August 21 to 23, 2016 in Kathmandu. The objective of the Seminar was to enhance the knowledge of the participants regarding the emerging dimensions of the contemporary mediation process. The major topics discussed during the Seminar included basic and advanced mediation as well as Training of Trainers (ToT) on mediation. The participants comprised of the mediation trainers from the Supreme Court, Patan Appellate Court and Nepal Mediators Society. Prof. Kajuto Inaba from Japan facilitated as the resource person. The inaugural

session of the Seminar was chaired by Hon'ble Executive Director Keshari Raj Pandit. The senior most Supreme Court Justice

Hon'ble Baidyanath Upadhyay graced the occasion as the chief guest. Altogether, 23 participants participated in the Seminar.



Participants of the seminar on Mediation along with Hon'ble Justice Baidyanath Upadhyay, Hon'ble ED Keshari Raj Pandit and Prof. Kajuto Inaba

A Talk Program on Current Issues of Mediation Process

NJA-Nepal conducted a talk program on the current issues of mediation process with the support of JICA-SCC Project on August 8, 2016 in Lalitpur, Nepal. Prof. Kajuto Inaba from Japan delivered a talk on current issues of mediation process in Japan. The inaugural session of the Seminar was chaired by Hon'ble Executive Director Keshari Raj Pandit. Senior most Supreme Court Justice Hon'ble Baidyanath Upadhyay was the chief guest of the event, which was attended by 74 participants.



The Session on Mediation in Progress

Training on Art of Advocacy and Professional Skill Development for New Entrant Lawyers

NJA-Nepal conducted three three-day long Training Programs on Development of Art of Advocacy and Professional Skill Development for new entrant lawyers. The first training program was held from September 8 to 11, 2016; the second one was held from Sept. 12 to 14, 2016 and the third and last one was held from Sept. 15 to 17, 2016 at NJA, Manamaiju, Kathmandu. All those three training programs focused on the development of art of advocacy and professional efficiency of the new entrant lawyers. The objective of the training was to enhance the knowledge, skills and functional capacity of the participants. Senior defense lawyers facilitated as resource persons in the sessions. There were altogether 58 participants in the three programs.

Training on Art of Advocacy and Development of Prosecutorial Skill for Public Prosecutors

NJA-Nepal conducted a five-day long Training Program on Art of Advocacy and Prosecutorial Skill Development for Public Prosecutors from September 11 to 15, 2016 at NJA, Manamaiju, Kathmandu. The objective of

the training program was to enhance the knowledge, skill and functional capacity of Public Prosecutors as the representatives of Government. The training program focused on the development of art of advocacy



Hon'ble ED Keshari Raj Pandit, Deputy Attorney General Mr. Rajendra Subedi with the participants of the training program

Training Program on SOP and In-Camera Hearing for Justice Sector Actors

NJA-Nepal, in collaboration with UNDP/ ROLHR, organized a two-day Training Program on SOP (Standard Operating Procedures) and In-Camera Hearing for the Justice Sector Actors during September 29 to 30, 2016 at Godavari, Lalitpur. The major objectives of the training was to enhance the knowledge and transfer skill on the procedures for maintaining confidentiality of the parties of special types of cases and in-camera hearing. Altogether, 25 participants comprising Court Officers, Govt. Attorneys and Police Officers had actively participated in the program. The participants had actively discussed some related problems

generally encountered during discharging their professional duty and the way-forward regarding implementation of SOP.



Group photo of participants along with NJA-Nepal Consultant Hon'ble Dr. Hari Bansh Tripathi, Hon'ble District Judge Rajendra Kharel, Program Coordinator Hon'ble Shiv Bahadur Ranabhat and Mr. Sudip Gautam from UNDP/RoLHR

and professional efficiency among the persecutors. It also enhanced the functional knowledge and capacity of the participants. The training program highlighted the need of compliance with the Code of Conduct of Public Prosecutors, and intensively discussed on the significance of the role and responsibility of Prosecutors, court decorum, pleading skills and witness examination. The most of the sessions were conducted in both theoretical and practical manner. Senior Judges and Prosecutors had facilitated as resource persons in the sessions. Faculty/ Judge Shiva Bahadur Ranabhat coordinated the training programme. Altogether, 22 Public Prosecutors participated in the training program.

A Training Program on the Extended Jurisdiction of District Court

NJA-Nepal conducted a three day long training program on the extended jurisdiction of district court for the district judges from Oct 19 to 21, 2016 at NJA, Manamaiju, Kathmandu. The major objectives of this training program was to enhance the knowledge and skill of district judges and to discuss about the present constitutional and legal provisions regarding the extended jurisdiction of district

court. The major topics presented and discussed in the training included current constitutional and legal provisions relating to the jurisdiction of district court, jurisdiction of district court on writ petition, procedure of registration of appeal and hearing process of district court, Interim order and Interlocutory order, Nepalese Judicial practice on nature of injunction and petition of habeas corpus etc.



ED Hon'ble Keshari Raj Pandit addressing the participants. Seated on dais is Supreme Court Justice Hon'ble Gopal Prarajuli.

Basic Judicial Training (BaJuT-I) for Class-III Officers of Judicial Service

NJA-Nepal is currently conducting a three month Basic Judicial Training (BaJuT-I) for 48 newly appointed Class III Officers of Nepal Judicial Service. The major objectives of Basic Judicial Training (BaJuT-1) are to make them familiar with the various disciplines of the judicial service and their responsibilities, to discuss the probable challenges and their solutions to execute their prospective solutions so as to work with uniformity, to elucidate the legal provisions and its practical implementation and to advance a positive attitude and thinking regarding their professional duty and public Service.

The inauguration program of BaJuT-I took place at the premises of the Supreme Court on November 8, 2016. Rt. Hon'ble Chief Justice Sushila Karki had kindly consented

to be the Chief Guest. Rt. Hon'ble Karki threw light on the need of effective service delivery in Nepali judiciary and the importance of the use of modern techniques and women's participation in the judicial service delivery. Similarly, Special Guest Minister of Law, Justice and Parliamentary Affairs Hon'ble Ajay Shanker Nayak asked

newly appointed officers to always endeavor with diligence and decency in order to establish a lawful society. At the end, Hon'ble Executive Director Keshari Raj Pandit, from the chair, delivered a vote of thanks with his closing remarks. The BaJuT-I is stated to end on February 5, 2016.

The 48 officers are divided in two groups and are co-ordinated by Faculty/ Judge Shiva Bahadur Ranabhat and Registrar Mr. Bimal Poudel.



ED Hon'ble Kessari Raj Pandit addressing the inaugural session of BaJuT-I. Seated on dias can be seen beside others, Rt. Hon'ble CJ Sushila Karki, Hon'ble Justice Gopal Parajuli and Hon'ble Minister of Law and Justice Ajay Shankar Nayak

Workshop on the Challenges of Transitional Justice Process in Nepal

NJA – Nepal, in association with International Commission of Jurists (ICJ), organized a two day Workshop on the Challenges of Transitional Justice Process in Nepal from August 5 to 6, 2016 in Mahendranagar. The program was held with the aim of familiarizing the stakeholders comprising Judges, Officers of the Court, Public Prosecutors, Police Officers and Private Lawyers about the transitional justice process of Nepal. The participants actively discussed the challenges faced by the transitional justice process and the way-forward in the program.

Altogether, 30 participants benefitted from the Workshop.

Nepali Delegation to Observe Korean Judicial System

A Nepali judicial delegation participated in a 12 day invitational training program organized by Supreme Court of Korea from September 19 to 30, 2016. The Nepali delegation had got a fruitful opportunity to observe and understand how the Korean justice system has been implemented effectively and efficiently in Korea. During their training, Nepali delegation also visited many judicial institutions and industrial places. They also participated in cultural programs as well. The Nepali delegation was led by Hon'ble Mr. Keshari Raj Pandit, Executive Director of NJA-Nepal. He was accompanied by Hon'ble Chief Judge Mr. Bam Kumar Shrestha, Court of Appeal Nepalgunj, Hon'ble Court of Appeal Judge Mr. Shiva Narayan Yadav, Hon'ble District Judges

Training on Guilty Plea/ Plea Agreement Process and Trial Advocacy Skill Development

NJA Nepal, in collaboration with Office of Overseas Prosecutorial Development Assistance (OPDAT), the US Embassy in Nepal, organized two training programs simultaneously on Guilty Plea and Trial Advocacy. The first program was on Guilty Plea/Plea Agreement Process: Structure, Policy and Practical Application. It was conducted from November 3 to 5, 2016 at Manamaiju Kathmandu. The main objective of the program was to make familiar to the trial court Judges and public prosecutors with the US Criminal Trial System in comparison with the system of Nepal. Former Chief Justice of Nepal Hon'ble Kalyan Shrestha, Former Deputy Attorney General Mr. Surya Koirala besides US Attorney John W. Vaudreuil, Senior Litigation Counsel Andrew Dunne and US District Judge Victoria Roberts were among the prominent personalities who

facilitated the program. Faculty/Judge Brajesh Pyakurel coordinated the programme. Altogether, 22 participants actively participated in the program.

Similarly, the second training program conducted by NJA Nepal in cooperation with OPDAT was on Trial Advocacy Skill

Development. It was held from November 7 to 11, 2016 at NJA City Office, Harihar Bhawan. The purpose of the program was to enhance the Trial Advocacy skills of Public Prosecutors. Faculty/Judge Brajesh Pyakurel facilitated and coordinated the program. In all, 22 Public Prosecutors actively took part in the program.



Participants of the program along with ED Hon'ble Keshari Raj Pandit and Trainers from the US.

Mr. Rameshraj Pokharel, Mr. Bashudev Poudel, Faculty Member of NJA-Nepal Mr. Rishi Ram Acharya, Registrar of NJA-Nepal Mr. Bimal Poudel. Mr. Prem Prasad Neupane and Mr. Arjun Prasad Koirala, Bench Officers of Supreme Court of Nepal and Mr. Rajan Kumar KC, Business Development Manager of NJA Nepal had also joined the delegation.



NJA delegates with Korean counterparts

Observation of Juvenile Justice System in Australia

Hon'ble Mr. Keshari Raj Pandit, Executive Director of NJA-Nepal, had participated in a week long observation visit of Sydney, Australia from October 7, 2016. The objective of the visit was to observe the juvenile justice

system in Australian judiciary. The visiting team was led by Hon'ble Devendra Gopal Shrestha, Justice of Supreme Court of Nepal. Other delegation members included High Court Judge Hon'ble Til Prasad Shrestha, Registrar

of Supreme Court Mr. Shreekant Poudel, Hon'ble District Judge Balendra Rupakheti. The Juvenile Justice Coordination Committee, Nepal coordinated and facilitated the visit.

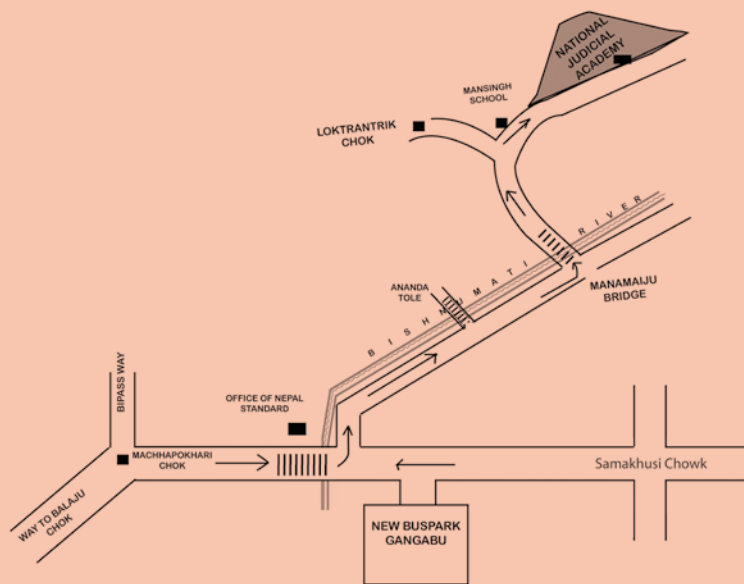
Participation in IHL Training

Deputy Director Mr. Shreekrishna Mulmi participated in 28th South Asia Teaching Session on International Humanitarian Law from October 23 to 28, 2016 in New Delhi, India. The training was jointly

organized by ICRC and Indian Society of International Law. The themes discussed and deliberated included Basic Concepts of Public International Law, Means and Methods of Warfare, Laws relating

to Prisoner of War, Superior and Command Responsibility, Relation between IHL and IHRL, Refugee Law, IHL in post conflict situations etc. Delegates from Nepal, India, Bhutan, Sri Lanka, Afghanistan, Maldives, Bangladesh and Iran had participated in the training.

Location Map of NJA Nepal Manamaiju Office



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