

Khyber Pakhtunkhwa Judicial Academy



NEWSLETTER



Justice is a divine command. This command should not be confined to legal and judicial matters, rather it ought to prevail in social, economic, political, administrative, public and private facets of our individual and collective lives. The menace of injustice is making the roots of this nation hollow. Uneven distribution of resources has made life of a common man miserable. The masses are suffering at the hands of the mighty. Corruption has reached its zenith, and I fear that the corrupt elements will soon devour our resources, should this practice continue unnoticed. In this darkness of disappointment and despair, there is a brightness of optimism and sanguinity. The only institution set to halt these evils is the judiciary. While discharging this sacred and noble duty, judges should stand as the paradigms of salvation and role models for the society. They should be equipped with the required skills and should be men of high moral character.

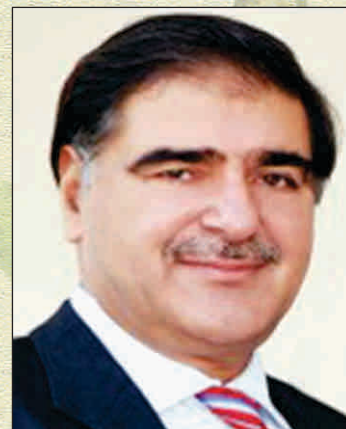
An institution to enhance the capabilities and moral uplifting of the judicial officers has always been my dream, and I am very fortunate that I saw this dream coming true. I am confident that this prestigious institute is by now in safe hands, and is prospering with each passing day. The Academy has a determined agenda for public outreach and this newsletter will be an effective instrument for such an outreach. I congratulate the Academy's administration and researchers on preparing this edition and hope that the practice would continue in future.

Chief Justice Dost Muhammad Khan,
Chairman KPJA



The Director General's Message

We are living in an era where individuals are striving for justice, and as such, the judiciary in general and district judiciary in particular is confronted with the gigantic challenge of administering justice. This challenge can be met by an efficient and proactive judiciary- an institution that is manned by physically and mentally fit, and intellectually equipped judicial officers. Khyber Pakhtunkhwa Judicial Academy has been assigned with this sacred charge; and willfully and wholeheartedly, we embrace this charge. We are coming with our promises and commitments to build capacity of our noble officers. This Newsletter is to reveal the success story of the previous two quarters. Thanks to the concerted efforts of our team and generous support of the donor agencies and KP Government that the Academy is becoming a role model for many other institutions not only in this country but even beyond its borders. No doubt, all these achievements would not have been possible, had there not been the guidance, support and supervision of our Pater Familias, Honorable the Chief Justice and Chairman, Mr. Justice Dost Muhammad Khan, who devoted all his energies for the establishment and elevation of this institution.



Hayat Ali Shah

Editor-in-Chief's Note:

Inaugurated on 19th July 2012, the Khyber Pakhtunkhwa Judicial Academy has undoubtedly achieved many milestones in the shortest span of time. The credit of all these achievements definitely goes to Hon'ble the Chief Justice Mr. Justice Dost Muhammad Khan who's dynamic leadership and motivation made it possible. This issue of Newsletter covers the entire activities that took place in the Academy since its inception. The team at the Judicial Academy headed by Director General Mr. Hayat Ali Shah has contributed devotedly to make all the events a real success. The generous support of the government in general and the World Bank and UNPD in particular in developing infrastructure and providing logistics support is also appreciable. Though this issue of Newsletter is a bit late, yet the delay was due to lack of human resources and engagements in research and academic activities and paving the ground for launching of FM Radio Broadcast Station at Academy which will contribute a lot in legal awareness of the general masses. Readers valuable comments and suggestions will be highly appreciated in further improving our services.



Muhammad Aamir Nazir

The Team



Mr. Hayat Ali Shah,
Director General



Mr. M. Saleem Khan,
S. Director Administration



Dr. Khurshid Iqbal,
Dean Faculty



Mr. M. Aamir Nazir,
S. Director Research



Dr. Adnan Khan,
Director Research



Qazi Ataullah,
Director Instruction



Mr. Asghar Ali,
Admin. Officer

The Inauguration

Honorable the Chief Justice Peshawar High Court, Mr. Justice Dost Muhammad Khan in a graceful ceremony formally inaugurated the Academy on 19 July, 2012. All the Judges of the High Court, Speaker Provincial Assembly Kiramatullah Chagharmati, Minister of Law & Parliamentary Affairs Arshad Abdullah, Chief Secretary Ghulam Dastageer, Presidents of High Court Bar Association (Principal Seat & Benches), Presidents District Bar Associations, all the District & Sessions Judges, all Ex-Cadre Judges, officers of the provincial government and representatives of donor agencies attended the ceremony.



Trainings on Judgment Writing

The Academy in collaboration with the UNDP and World Bank has started a series of trainings on "Judgment Writing" for Judicial Officers of the KP Province. Each training is of six days duration. The training is aimed at sensitising the judicial officers on the following areas of judgment writing:

- *Linguistic Communication*
- *Appreciation of Evidence*
- *Judgment Writing - Islamic Perspective*
- *Study of Contemporary trends*
- *Appreciation and application of case laws*
- *Removal of Psychological Barriers in Judgment Writing*

The first training of the series was conducted from 27th August to 1st September, 2012. It was attended by 25 Civil Judges-cum-Judicial Magistrates from different districts of the Province. Honorable the Chief Justice/Chairman, Mr. Justice Dost Muhammad Khan honoured the concluding ceremony as a chief guest and distributed certificates among the trained officers.

So far four trainings have been successfully conducted. In terms of the number of trainees, the Academy has made a century. Academic calender for the year 2013 has been made, and it is scheduled that all the judicial officers serving in KP Province will be trained.



Group Photo of 1st Training (27 Aug - 1 Sep 2012)



Group Photo of 2nd Training (1-6 Oct 2012)



Group Photo of 3rd Training (5-10 Nov 2012)



Group Photo of 4th Training (3-8 Dec, 2012)

One Day Workshop on Nizam e Adl Regulation

The Academy organised a workshop on Shari Nizam e Adl Regulation 2009, on 29th September, 2012. The Workshop was financially supported by the UNDP's sponsored programme "Strengthening the Rule of Law in Malakand". Members of different justice sector organisations: the Judiciary, Police, Bar, Prosecution and Prisons of Malakand Division participated in the event. Honorable the Chief Justice/Chairman, Mr. Justice Dost Muhammad Khan graced the occasion as a chief guest.



Participants of Workshop on Nizam-e-Adl

Consultation on Human Rights

SACH - Struggle for Change, a nongovernmental organisation organised a one day consultation workshop in collaboration with the Academy on 27th September, 2012. The consultation was aimed at sensitising the judicial officers to the International Convention on Refugees Law, the Human Rights standards of the Refugees and Convention against Torture. Thirty Judicial Officers from Malakand Division participated in the workshop. Honorable the Chief Justice and Chairman, Mr. Justice Dost Muhammad Khan distributed the certificates among the participants.



UNDP Delegation Visited the Academy

A delegation of UNDP visited the Academy on 2nd October, 2012. The delegates paid visit to different wings of the Academy and discussed different issues of mutual interest.



Visit of Civil Service Officers from Lahore

A group of Civil Officers from Lahore visited the Academy on 4th October, 2012. This group of 29 senior civil servants were on a country visit. They were briefed by the Dean Faculty about the Academy. The visiting group also interacted with the participants of the ongoing training on Judgment Writing.



KP Justice Coordination Group Meetings

Justice Coordination is an informal group. Its objectives are to share the ongoing interventions and best practices in justice sector. The first meeting was held on 18th October, 2012. The meeting was attended by heads of the key justice sector institutions, Chief Technical Specialist UNDP, Program Manager SRLMP, Senior Program Officer the Netherland Embassy, Project Management Specialist Governance USAID, National Program Manager and Project Coordinator LEP- UNOPS and other heads of non-governmental organisations.



Visit of World Bank Team

The World Bank team headed by Senior Governance Specialist visited the Academy on 23th October, 2012. The visit was a part of capacity monitoring and follow up of the project under the concept note in view of the Post Crises Needs Assessments (PCNA) under the Governance Support Project (GSP). The team appreciated the devotion and commitment of the Academy's administration on their expeditious journey towards achievements of their objectives.



Training of the Trainers(ToT)

KP Judicial Academy has pioneered to arrange the first ever ToT in KP Province. The training was conducted from 26th November to 1st December, 2012. It was sponsored by UNDP in collaboration with IM Sciences, Peshawar. Eighteen District and Sessions Judges/Additional Sessions Judges and fifteen District Public Prosecutors/Assistant Public Prosecutors participated in the course. Honorable the Chief Justice and Chairman, Mr. Justice Dost Muhammad Khan graced the concluding ceremony and distributed certificates among the outgoing trainers.



One Day Training Workshop Organised by C&W

A training workshop was held for officers of the C&W Department at the Judicial Academy's Seminar Hall on 11th December, 2012. The participants praised the facilities available at the Academy's premises. Honorable the Chief Justice/Chairman, Mr. Justice Dost Muhammad Khan attended the concluding ceremony as a chief guest.



Establishment of Research Wing

The Academy has been mandated with the task of initiating, promoting and encouraging research, publication of books, journals, research papers and reports on key areas of administration of justice. In this respect, a separate & independent Research Wing has been established in the Academy. The Wing has started its functions by working on different projects in collaboration with international donors. These projects include:

- *Justice on Wheels: Challenges and prospects of Mobile Courts in Pakistan's Khyber Pakhtunkhwa Province.*
- *Whether the present judicial system introduced in Malakand Division can deliver the justice to ensure peace?*
- *Development and prospects of indigenous ADR techniques including customs based dispute resolution (Jirga) and identifying mechanism to strengthen linkages between formal judicial systems and custom-based judicial systems.*
- *Present judicial system in the FATA, its impact and future prospects for a formal judicial system.*

Proposals for these research studies have already been prepared by the Research Wing and modalities of the studies with regard to funding, staff hiring and time schedule are being structured.



Computer Lab & Work Stations for Researchers

Academy gets new Directors

Mr. Muhammad Aamir Nazir, District & Sessions Judge has been appointed as Senior Director Research & Publication. His appointment is on deputation in his own pay and scale. Dr. Adnan Khan, Barrister-at-Law has been appointed as Director Research and Publication. His services have been hired through direct appointment. Qazi Ataullah, Civil Judge-cum-Judicial Magistrate has been appointed as Director Instructions on deputation from the judiciary in his own pay and scale.



FM Radio

The role of media in information sharing and extending legal awareness among the general public cannot be ignored. Realising this fact, Honorable the Chief Justice, Mr. Justice Dost Muhammad Khan desired to start FM radio to serve the following specific purposes.

***Awareness:** About rights, obligations and remedies to redress grievances.*

***Education:** Particularly distant learning; the views expressed by prominent legal experts will be helpful for those associated with the administration of justice.*

***Feedback:** Audience will be encouraged to provide feedback to the concerned justice related institutions.*

To realise the vision of his Lordship to educate, guide and sensitise the general public; particularly the neglected and down trodden segments of the society about their legal rights through distant learning, the project of establishing FM radio station at the Academy's premises and airing its broadcast was handed over to Mr. Muhammad Aamir Nazir Senior Director Research & Publication. He was assigned additional charge of Station Director. Under the kind guidance and supervision of Honourable the Chief Justice, the project of FM Radio Channel is almost complete within a short span of two months. Radio MEEZAN having frequency FM 96.6 will soon on air its broadcast.



Framing of Rules for the Academy:

Legal Draftsperson of Peshawar High Court, Mrs. Riffat Aamir has successfully drafted Rules governing the affairs of KP Judicial Academy. The task was accomplished in a shortest span of time. While recognising her determined efforts, Hon'ble the Chief Justice has issued a Letter of Appreciation to her. The Rules have been approved by the Chairman and Board of Governors, and have been published in the Official Gazette.



Forthcoming Activities

The Academy is having a busy schedule of activities for the year 2013. Some of the upcoming activities include:

Judgment Writing Trainings:

A series of "Judgment Writing" training courses designed for Judicial Officers will continue in the coming months and training will be imparted on this important topic to all the judicial officers of the Province

Training Workshop for Court Reporters:

One day training workshop for journalists on "Court Reporting" will be held in February, 2013. Modules have already been designed for the said course. Topics highlighted in the training will include:

- *Boundaries of Journalistic Freedom*
- *Islamic Perspectives of Reporting*
- *Journalistic Ethics*

Training for Lawyers on Pleadings & Legal Ethics:

One day training workshop on the topic of "Pleadings & Legal Ethics" for junior lawyers will be held in the month of February, 2013.

Training on Shari Nizam e Adl:

Shari Nizam e Adl Regulation 2009, as enforced in Malakand Division, provides that for the appointment of judicial officers, preference shall be given to those having completed Shariah training from a "recognised institution". At present, only Shariah Academy of International Islamic University has been recognised for the purpose. Concerned quarters have been approached for recognition of the KP Judicial Academy for the purpose of such training. Besides, course contents and comprehensive modules have already been prepared for the purpose. It is hoped that very soon the Academy will impart an indigenous Shariah training to the judicial officers of this Province.

Certificate Course on Human Rights Law:

Human Rights Law is one of the foundational area of contemporary legal studies; a subject that is presently considered highly topical both academically and in practice. Cognizant of its responsibility to sensitise those associated with the administration of justice with respect to human rights, and to help achieving the cherished goal of rule of law, the Academy has designed a comprehensive certificate course on human rights law. Modules prepared for the said course include:

- *Basic Concepts of Human Rights*
- *International Human Rights Law*
- *Human Rights Protection under Domestic Law*
- *Islamic Law of Human Rights*

Request has already been sent to Honorable the Chairman, and if approved, the course will start in due course.

Picture Gallery

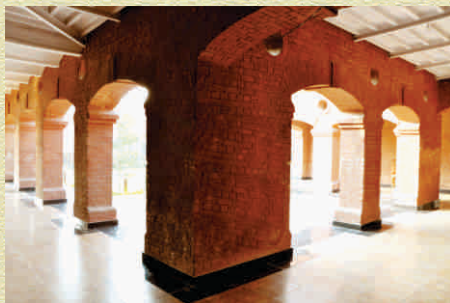




Editor's Note

Another two quarters have flown by, and certainly not without their share of achievements and challenges. Undoubtedly, one of the year's highlights was the inauguration of the Academy itself, which took place in the previous summer. This Newsletter is demanded to celebrate our success stories and to announce our forthcoming activities, to introduce (or reintroduce) our team, to demonstrate their capabilities, and to bid a gratitude to our beloved colleagues in legal fraternity. Like before, we will welcome your valuable suggestions and comments for improving our services in general, and this paper in particular.

Dr. Adnan Khan, Barrister-at-Law



We want to hear from you! Please send all comments, suggestions, ideas or inquiries to:
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