



SALIENT POINTS OF THE TRAINING SESSION DAY 2 (22-07-2020)



Continuous Legal Education is an important component to improve efficiency of justice sector stakeholders. The Sindh Judicial Academy under the leadership and kind guidance of **Mr. Justice Muhammad Ali Mazhar**, Acting Director General designed a number of training programs during 2020 however, could not continue because of COVID-19 situation in the country subsequently a decision was taken to conduct online training sessions for Judges, Prosecutors, Investigators and Members of the Bar.



Mr. Munir Ahmed Malik, President, Karachi Bar Association and **Mr. Waseem Saif Khoso**, Chairman, Legal Education Committee requested for conducting sessions for the members of the Bar and accordingly it was placed before Hon'ble Director General Mr. Justice Muhammad Ali



Mazhar who appreciated the efforts of the Bar in current pandemic situation and directed to arrange online sessions for the members of the Bar.

- This training session was arranged on the topic “**Examination of a Witness**”. Mr. Muhammad Shahid Shafiq, District & Sessions Judge/Senior Faculty Member, Sindh Judicial Academy and Mr. Waseem Saif Khoso, Chairman Legal Education Committee, Karachi Bar Association

**SINDH JUDICIAL ACADEMY
& KARACHI BAR ASSOCIATION**

'EXAMINATION OF A WITNESS'
For Members of Karachi Bar Association

DATE: WEDNESDAY 22nd JULY 2020 | TIME: (11:00 AM-12:30 PM)

Organize Online session via zoom

You would learn-

- Relevant law
- Type of questions to be put to witness
- Practical exercises

Speaker
Muhammad Shahid Shafiq
District & Sessions Judge

addressed to the participants. About 25 advocates attended this Webinar and 1000 views were noticed on Facebook as it was also available live on it.

- Mr. Muhammad Shahid Shafiq, District & Sessions Judge/Senior Faculty Member, Sindh Judicial Academy spoke about the procedure, which is followed in the court of law for recording statement of a witness, in particular, *examination-in-chief*.
- He shared relevant provisions of law i.e. Articles 130 to 143 of Qanun-e-Shahadat, 1984. He explained nature of questions, which are to be put to a witness during *examination-in-chief* and *cross-examination*.
- He discussed Articles 136 & 137 and explained ‘leading questions format’ when these questions are to be put or should be avoided. He shared that leading questions can not be put to a witness during *examination-in-chief*. He also shared contents of a plaint and the questions which were articulated from text of the plaint.
- He explained that during *examination-in-chief* questions should start from “W” and the advocate should not ask the question(s) which have answer(s) in it.
- He further explained that during *cross-examination* attempt is to be made to put leading questions otherwise new facts may come on record which may be used against his own client.
- He further explained that during *examination-in-chief*, the witness should disclose the facts which are from the pleadings, whereas, in criminal cases the questions should be as per statement of a witness recorded during course of investigation under Section 161 Cr.P.C. and the memos prepared before submitting of challan.
- Lastly Participants asked question and speakers responded.

