



## Workshop on Litigation Management

Organized By: GST & Indirect Taxes Committee

24  
CPE HRS

Jointly Hosted By: .....

Date & Time	Venue
.....	.....

**Registration & Welcome address: 09:30 A.M. to 10:00 A.M.**

Timing	Topics & Speakers
--------	-------------------

### DAY-1

10.00 A.M.- 11:00 A.M.	<i>About the course and importance of representation</i> <i>Speaker: .....</i>
<i>Tea Break- 15 minutes</i>	
11.15 A.M. - 1:15 A.M.	<i>Relevant statutory provisions under Indirect Taxes (Pre and Post GST)</i> <i>Speaker: .....</i>

**Lunch - 01.15 P.M TO 02.15 P.M**

Timing	Topics & Speakers
2:15 P.M. - 3:15 P.M	<i>Importance of Legal Maxims and Phrases, such as:</i> <ul style="list-style-type: none"> <li>➤ <i>Timeliness of agitation (vigilantibus doctrine)</i></li> <li>➤ <i>Truthfulness of actions (clean-hands doctrine)</i></li> <li>➤ <i>Mens rea not presumed, only proof not required</i></li> <li>➤ <i>Bona fide view versus innocent/ignorant errors</i></li> <li>➤ <i>Ignorance of law versus impossible law</i></li> <li>➤ <i>Hearing and adjournment (audi alterim)</i></li> <li>➤ <i>Applicability of authorities to litigant and to others</i></li> <li>➤ <i>Re judicata, sub judice and re integra</i> <i>(maxims on Construction of Statutes to be excluded)</i></li> </ul> <i>Speaker: .....</i>
3:15 P.M. - 4:15 P.M.	<i>Introduction to concept of Administrative law:</i> <ul style="list-style-type: none"> <li>➤ <i>Difference between Judicial Review and Appeal</i></li> <li>➤ <i>Role of Writ Court</i></li> <li>➤ <i>Interlocutory Applications and invoking 151 of CPC</i></li> <li>➤ <i>Importance of Limitation in judicial remedy</i></li> <li>➤ <i>Locus, maintainability and jurisdiction</i></li> <li>➤ <i>Remedy sought to be within power of authority to grant</i></li> <li>➤ <i>Legality of non-appealable orders</i></li> </ul> <i>Speaker: .....</i>
<i>Tea Break- 15 minutes</i>	
4:30 P.M. - 5:30 P.M.	<i>Few relevant concepts of Evidence law such as:</i> <ul style="list-style-type: none"> <li>➤ <i>Fact and fact-in-issue</i></li> <li>➤ <i>Issues and framing of issues</i></li> <li>➤ <i>Onus, onus probandi and contra profirentum</i></li> </ul>

	<ul style="list-style-type: none"> <li>➤ Assumed, presumed</li> <li>➤ Proved, not proved and disproved</li> <li>➤ Proof, degree of proof and not to be proved</li> <li>➤ Facts, assumption, inference and findings</li> <li>➤ Evidentiary value of books, private records, third-party's documents and contemporaneous records</li> <li>➤ Summons – appearance and failure, statement and retraction, etc.</li> <li>➤ Opinion of experts and CA certificate as proof of facts</li> <li>➤ Electronic records and IT Act</li> </ul> <p style="text-align: right;"><i>Speaker: ... ..</i></p>
--	--

## DAY-2

Timing	Topics & Speakers
09.45 A.M. - 11.15 A.M	<i>Advisory role during litigation including search, seizure, audit, investigation etc.</i> <p style="text-align: right;"><i>Speaker: ... ..</i></p>
<i>Tea Break- 15 minutes</i>	
11.30 A.M. - 1.00 P.M	<i>Handling representation before the <b>adjudicating authority</b> with practical tips and illustrations</i> <p style="text-align: right;"><i>Speaker: Adv. ... ..</i></p>

### Lunch - 01.00 P.M TO 02.00 P.M

Timing	Topics & Speakers
2.00 P.M.- 3.45 P.M.	<i>Handling litigation before the <b>appellate authority</b> with practical tips and illustrations</i> <p style="text-align: right;"><i>Speaker: ... ..</i></p>
<i>Tea Break- 15 minutes</i>	
4.00 P.M. - 5.15 P.M.	<i>Litigation strategy and role of dress code, craft and logistics in aiding success</i> <p style="text-align: right;"><i>Speaker: ... ..</i></p>

## DAY-3

Timing	Topics & Speakers
9:45 A.M. - 11.15 A.M.	<i>Drafting and pleadings and its importance; advantage of command over language</i> <p style="text-align: right;"><i>Speaker: ... ..</i></p>
<i>Tea Break- 15 minutes</i>	
11.45 A.M. - 1.00 P.M.	<i>Drafting audit reply and other correspondence during audit and investigation; brief and to-the-point but not disclosing defence</i> <p style="text-align: right;"><i>Speaker: ... ..</i></p>

### Lunch - 01.00 P.M TO 02.00 P.M

Timing	Topics & Speakers
2.00 P.M. - 3.30 P.M	<i>Drafting of reply to SCN (analysis of SCN, evidence and grounds); identifying missing elements in SCN</i> <p style="text-align: right;"><i>Speaker: .....</i></p>
<i>Tea Break- 15 minutes</i>	
3.45 P.M. - 5.15 P.M.	<i>Drafting of appeal to Tribunal including form, statement of facts, grounds, prayer and verification; common errors to avoid</i> <p style="text-align: right;"><i>Speaker: .....</i></p>

## DAY-4

Timing	Topics & Speakers		
9.45 A.M. - 11.00 A.M.	<i>Mock Hearing (adjudication/first appellate authority)</i> <i>Speaker: ... ..</i>		
<i>Tea Break- 15 minutes</i>			
11.15 A.M. - 1.00 P.M.	<i>Mock Hearing (adjudication/first appellate authority)</i> <i>Speaker: .....</i>		
<b>Lunch - 01.00 P.M TO 02.15 P.M</b>			
2.15 P.M. TO 3.15 P.M.	<i>Mock Tribunal</i> <i>Speaker: .....</i>		
<i>Tea Break- 15 Minutes</i>			
3.30 P.M. TO 4.30 P.M.	<i>Mock Tribunal</i> <i>Speaker: .....</i>		
4.30 P.M. TO 5.30 P.M	<i>Ethical practices and integrity</i> <i>Speaker: .....</i>		
<b>Programme Chairman</b> Chairman, GST & Indirect Taxes Committee ☎ +91 0120-3045954 ✉ <a href="mailto:gst@icai.in">gst@icai.in</a>	<b>Programme Convener</b>	<b>Programme Co-ordinator</b>	<b>Contact for Registration</b>

**Limited Seats, registration will be on first come-first serve basis.**

1. **Fees:** For Member: Rs. ..../- per Delegate
2. **24 CPE Hours will be granted subject to attendance**