

LL.B. (Integrated) (Second Year) IIIrd Semester

Paper Code: LB - 304

Paper-IV

Bhartiya Nyaya Sanhita - I

Course Outcome

Credit-04

1. To expose students about concept & elements of crimes;
2. To apprise the students about the justified crimes and general exceptions;
3. To expose the students about inchoate offences, punishment and newly introduced offences etc.

Unit-I : Introduction to Substantive Criminal Law & its Basics & Punishments

(Lectures 10)

- Brief History of Criminal Law of India.
- Mens Rea: Meaning, Concept, Applicability & Non-applicability
- Crime: Meaning, Concept, Elements, Importance
- Stages: Stages of commission on Crime & Theories of Commission of Crime
- Organised Crime (sec-111)
- Petty Organised Crime (sec-112)
- Crime of Terrorism and Terrorist act (sec-113)
- Punishment-Definition, Kinds, Theories

Unit-II: General Exceptions & Private Defence

(Lectures 10)

- General Exception: Meaning, Nature, Scope, Applicability
- Excusable Offences: Statutory Provisions (secs-14-33)
- Private Defence: Meaning, Object, Significance
- Justifiable Offences: Statutory Provisions (secs-34 to 44)

Unit-III: General Explanations, Offences against public tranquility and offence against state

(Lectures 10)

- Group Liability/Joint Liability: Common Intention (sec-3(5) to (9))
- Unlawful Assembly (sec-189)
- Common Object (sec-190)
- Rioting (sec-191)
- Affray (sec-194)
- Promoting enmity between different groups (sec-196)
- Act endangering sovereignty, unity and integrity of India (sec-152)

Unit-IV: Abetment Criminal Conspiracy and Offences Affecting Public Health and Safety

(Lectures 10)

- Abetment (sec- 45-57)
- Criminal Conspiracy (sec-61)
- Public Nuisance (sec-270)
- Rash Driving (sec-281)

References

Text Books:

1. Pillai, PSA, Criminal Law
2. Jeroma Hall, Principles of Criminal Law
3. R.C.Nigam, Criminal Law
4. Ratan Lal & Dhiraj Law, Indian Penal Code
5. K.D.Gaur, Criminal Law cases and materials
6. Bhartiya Nyaya Sanhita, 2023 (Replacing Indian Penal Code, 1860)

LL.B. (Integrated) (Second Year) IVth Semester
Paper Code: LL - 404
Paper -IV
Bhartiya Nyaya Sanhita -II

Course Outcome

Credit-04

1. To expose students about specific crimes;
2. To apprise the students about the crime against Body and Property;
3. To expose the students about crimes like murder, theft, criminal misappropriation newly introduced etc.

Unit I: Offences Affecting Human Body

(Lectures 10)

- Culpable Homicide (sec-100 of BNS)
- Murder (sec-101)
- Mob Lynching/Concerted Acts of Five or More Persons (sec-103 (2))
- Death Caused by Negligence (sec-106)
- Hurt (sec-114)
- Grievous Hurt (sec-116)
- Force (sec-128)
- Criminal Force (sec-129)
- Assault (sec-130)

Unit II: Offences against Woman

(Lectures 10)

- Sexual Offences: Rape (sec- 63), Gang Rape (sec-70)
- Criminal Force and Assault against woman (secs-74-79)
- Offences relating to marriage: Dowry Death (sec- 80), Bigamy/Marriage during lifetime of spouse (sec-82) cruelty (sec- 85 & 86)
- Offences affecting decency and morals of woman: Obscene Acts and Songs(sec-296) - Meaning, Test, Criteria & Repercussion)

Unit III: Offences against Property

(Lectures 10)

- Theft (sec- 303)
- Snatching (sec- 304)
- Extortion (sec- 308)
- Robbery (sec- 309)
- Dacoity (sec- 310)
- Dishonest Misappropriation of Property (sec- 314)
- Criminal Breach of Trust (sec- 316)
- Cheating (sec- 318)
- Mischief (sec- 324)
- Criminal Trespass, House Trespass and House- Trespass (sec- 329 & 330)
- Forgery (sec- 336)

Unit IV: Offences relating to Freedoms/ Rights/ Insult

(Lectures 10)

- Wrongful Restraint (sec- 126)
- Wrongful Confinement (sec- 127)
- Kidnapping (sec- 137)
- Abduction (sec- 138)
- Trafficking and Exploitation of Trafficked Persons (sec- 143 & 144)
- Criminal Intimidation (sec- 351)
- Defamation (sec- 356)

References

Text Books:

Same as Semester I

LL.B. (Integrated) (Third Year) Vth Semester
Paper Code: LB - 505
Paper V
Bharatiya Nagarik Suraksha Sanhita-I

Course Objective

Credit-4

- To understand the criminal Justice system in India.
- To understand the nuances of Investigation, Inquiry and Trial.
- To understand the use of technology and forensic science in evidence collection.
- To understand how procedural law will promote and protect the interests of a common man, especially during police investigation.

Learning Outcome

- Students will be able to develop the fundamental understanding of the Criminal Procedural law in contrast to the Substantive law.
- Students will be able to identify the stages of Investigation, Inquiry and Trial.
- Students will be able to explain the powers, functions and limitations of police investigation. Students will be able to understand the requisites regarding the maintenance of public peace and the provisions regarding alimony.

Unit I: Introduction:

(Lectures 10)

History, Object, Scope and Extent of the Act (Section 1-5)
Definitions, Constitution of Criminal Courts and Offices (Section 6-20),
Powers of Courts (Section 21-29).
Powers of Superior Officers of Police and
Aid to the Magistrates and Police (Section 30-34)

Unit II: Pre-Trial Procedure:

(Lectures 10)

Arrest of Persons (Section 35-62),
Processes to Compel Appearance through Summons
Warrant of arrest and Proclamation and Attachment (Section 63-93),
Process to compel the production of things through Summons
Search Warrants and Miscellaneous including seizure,
Attachment and Forfeiture of property (Section 94-124),
Information to the Police and their Powers to Investigate (Section 173-196)

Unit III: Inquiries Procedure

(Lectures 10)

Jurisdiction of the Criminal Courts in Inquiries and Trials (Section 197-209),
Conditions Requisite for initiation of proceedings (Section 210-222),
Complaints to Magistrate (Section 223-226),
Commencement of Proceedings before Magistrate (Section 227-233)

Unit IV: Public Order and Alimony:

(Lectures 10)

Security for keeping the peace and for good behavior (Section 125-143),
Order for Maintenance of Wives, Children and Parents (Section 144-147),
Maintenance of Public order and Tranquility (Section 148-167),
Preventive Action of the Police (Section 168-172)

ACTS:

The Bharatiya Nagarik Suraksha Sanhita, 2023

BOOKS:

- R.V Kelkar's, Criminal Procedure, Pillai K.N.Chandrashekhran, Eastern Book Company.
- S.N. Mishra, Code of Criminal Procedure 1973, Central Law Publications
- Batuk lal, The Code of Criminal Procedure, Central law Agency, Allahabad
- Ratan Lal & Dheeraj Lal, Cr.PC, Universal, Delhi
- Woodroffe, Commentaries on Cr.P.C, Universal
- D.D.Basu, Code of Criminal Procedure

LL.B. (Integrated) (Third Year) VIth Semester
Paper Code: LL - 605
Paper-V
Bharatiya Nagarik Suraksha Sanhita-II

Course Objective

Credit-4

- To understand the legislative provisions related to procedure of trials and the different types of trial.
- To develop an understanding regarding various trial procedures.
- To understand the legislative provisions related to appeal, revision, reference and sentencing.
- To understand the theoretical and practical intricacies of Bail & sentencing provisions under the Bharatiya Nagarik Suraksha Sanhita

Learning Outcome

- Students will be able to identify the procedures involved in a criminal case and the kind of trial applicable to it.
- Students will be able to know the procedures regarding taking & recording evidences in a criminal case.
- Students will be able to demonstrate the understanding regarding appeals, revision and reference in a criminal case and also relate to the inherent powers of the High Court.
- Students will be able to comprehend the provisions regarding bail & bond, while also displaying the knowledge regarding The Juvenile Justice Act, 2015 and The Probation of Offenders Act, 1958.

Unit I: Charge and Trials:

(Lectures 10)

Framing of Charges-Addition, Alteration and Joinder of Charges
(Sections 234-247), Trial before a Court of Session (Sections 248-260),
Trial of warrant cases by Magistrates (Sections 261-273)
Trial of Summons case by Magistrates (Sections 274-282),
Summary Trial (Sections 283-288)
Plea Bargaining (Sections 289-300)

Unit II: Trial Procedures:

(Lectures 10)

Evidence in Inquiries and Trials (Sections 307-336)
General Provisions as To Inquiries and Trials (Sections 337-366)
The Judgement (Sections 392-406), Witness Protection Scheme

Unit III: Appeals, Revision and Reference:

(Lectures 10)

Submission of Death Sentences for Confirmation (Sections 407-412)
Appeals (Sections 413-435)
Reference and Revision (Sections 436-445)
Transfer of Criminal Cases (Sections 446-452)

Unit IV: Bail, Bonds and other Miscellaneous Provisions:

(Lectures 10)

Provisions as to Bail and Bond (Sections 478-496)
Execution, Suspension, Remission and Commutation of Sentences
(Section 453-477)
Limitation for Taking Cognizance of Certain Offences
(Sections 513- 519), Inherent Powers of High Court

Books and Acts: Same as previous Semester

LL.B. (Integrated) (Fourth Year) VIIth Semester

Paper Code: LB-704

Paper-IV

Bharatiya Sakshya Adhiniyam

Course Outcome

Credit-04

4. To expose students about concepts and idea of Evidence in Civil & Criminal Law;
5. To apprise the students about the Proof and evidences and its evidentiary value;
6. To expose the students about basic principles of evidence and Burden of Proof.

Unit -I

(Lectures 10)

Evidence and its Relationship with the Substantive and Procedural laws

Definitions: Court, Fact, Relevant, Facts in Issue, Document, Evidence, Proved, Disproved, Not proved, may presume, Shall presume, Conclusive proof, Oral and Documentary Evidence (Sec.2)

Relevancy and admissibility; Evidence may be given of facts in issue and relevant facts (Sec. 3)

Doctrine of Res Gestae (Sec. 4); Sections (5, 6, 7); Conspiracy (Sec.8); Plea of Alibi (Sec.9): Secs. 10-14

Unit - II

(Lectures 10)

Admission (Sec.15-21), Confessions (Sec.22-24), Dying Declaration (Sec.26), Sec.27, Opinion of third persons when relevant (Sec. 39-45), Relevancy of Character (Sec. 46-50)

Unit - III

(Lectures 10)

Facts which need not be proved (Sec.51-53)

Oral and documentary evidence (Sec.54-77) (with special reference to Admissibility of Electronic Evidence)

Burden of Proof (Sec.104-120) Estoppel (Sec.121-123)

Unit - IV

(Lectures 10)

Of Witnesses (Sec.124- 139)

Of Examination of Witnesses (Sections. 140-168)

Accomplice Examination of Witnesses, Order of examinations, Examination in Chief, Cross examination, Re-Examination

Leading Questions (Sec.146), Impeaching the credit of witness (Sec. 158)] Improper admission and rejection of Evidence (Sec. 169)

ACT

Bharatiya Sakshya Adhiniyam, 2023 (Replacing The Indian Evidence Act, 1872)

References

Text Books (Based on Old Act for Reference):

- Ratan Lal & Dhiraja Lal, The Law of Evidence, Lexis Nexis
- Batuk Lal: The Law of Evidence, Central Law Agency, Prayagraj.
- M. Munir: Principles and Digest of the Law of Evidence, Universal Book Agency, Prayagraj.
- Vepa P. Saradhi: Law of Evidence, Eastern Book Co., Lucknow.
- Avtar Singh: Principles of the Law of Evidence, Central Law Publications.
- V. Krishnama Chary: The Law of Evidence, S.Gogia & Company, Hyderabad.