

**MAHAKAUSHAL UNIVERSITY,**  
**JABALPUR**



**Updated Syllabus**  
**For**  
**Bachelor of laws**  
**Course Code : B.A.LL.B.**  
*(Effective from JULY 2024)*

**Department of Law**  
**Faculty of Law**

**Duration of course : 5 year**  
**Examination Mode : semester**  
**Examination system : Non Grading**

## Law of Crimes I [The Bharatiya Nyaya Sanhita, 2023]

**(BALLB- 0504)**

Paper code	Title of the paper	Periods Per week				Distribution of Marks									Grand Total (i=d+h)	Duration of Exam
		L	T	P	C	Theory		MST (c)		Total (d=a+c)	Practical		TW (g)	Total (h=e+g)		
						Max (a)	Min (b)	Max	Min		Max (e)	Min (f)				
BALL B- 0504	Law of Crimes I	6	2	0	8	80	32	20	8	100	0	0	0	0	100	3 Hours

### UNIT-I

#### 1. General

- Conception of crime
- State's responsibility to detect, control and punish crime.
- Distinction between crime and other wrongs.
- Applicability of B.N.S. :

Territorial

Personal

Salient features of the B.N.S.

#### 2. Elements of criminal liability

- Author of crime- natural and legal person
- Mens rea-evil intention
- Importance of mens rea
- Recent trends to fix liability without mens rea in certain socio-economic offences.
- Act in furtherance of guilty intent
- Injury to another

#### 3. Stages of a crime

- Guilty intention- mere intention not punishable

Preparation

Preparation not punishable

Exception in respect of certain offences of grave nature or of peculiar kind such as possession of counterfeit coins, false weights and measures.

- Attempt:

Attempt when punishable- specific provisions of BNS

Tests for determining what constitutes attempt- proximity, equivocally and social danger impossible attempt.

## 2. Preliminary

- Definitions
- General explanations

## UNIT II

### 1. Of Punishments

- Death.
- Alternatives to capital punishment
- Imprisonment-for life, with hard labour, simple imprisonment
- Forfeiture of property
- Fine
- Discretion in awarding punishment.
- Minimum punishment in respect of certain offences

### 2. General Exceptions of the Right to Private Defense

- Mistake of fact
- Minority
- Necessity.
- Mental incapacity
- Insanity – impairment of cognitive faculties, emotional imbalance
- Medical and legal insanity
- Intoxication – involuntary
- Private Defense – justification and limits
- When private defense extends to causing of death to protect body and property

### 3. Of Abetment, Criminal Conspiracy and Attempt

## UNIT III

### 1. Of Offences against Women and Children

- Of Sexual Offences
- Of criminal force and assault against women
- Of Offences relating to marriage
- Of causing miscarriage, etc.

### 2. Of Offences Affecting the Human Body

- Of Offences Affecting Life
- Of Hurt
- Of wrongful restraint and wrongful confinement

- Of Kidnapping, Abduction, Slavery and Forced Labour

#### UNIT IV

1. Of Offences Against the State
2. Of Offences Relating to the Army, Navy and Air Force
3. Of Offences Relating to Elections
4. Of Offences Relating to Coins, Bank Notes, Currency Notes and Government Stamps
5. Of Offences Against the Public Tranquility
6. Of Offences by Or Relating to Public Servants
7. Of Contempt of Lawful Authority of Public Servants
8. Of False Evidence and Offences against Public Justice.
9. Of Offences affecting the Public Health, Safety, Convince, Decency and Morals
10. Of Offences Relating to Religion

#### UNIT V

##### 1. Of Offences against Property

- Of Theft
- Of Extortion
- Of Robbery and Dacoity
- Of Criminal Misappropriation of Property
- Of Criminal Breach of Trust
- Of receiving of stolen property
- Of Cheating
- Of Fundamental Deeds and Disposition of Property
- Of Mischief
- Of Criminal Trespass

##### 2. Of Offences Relating to Documents and to Property Marks

- Of Documents
- Of Property Marks

##### 3. Of Criminal Intimidation, Insult, Annoyance, Defamation, Etc

- Intimidation, Insult and Annoyance
- Of Defamation
- Of breach of contract to attend on and supply wants of the helpless person

##### Repeal and Savings

**Note: - In addition to the above topics other questions may be asked on aspects related with this paper.**

## Law of Crimes – II (Bharatiya Nagrik Suraksha Sanhita, 2023)

BALLB0603

### Unit-I

- **Bharatiya Nagrik Suraksha Sanhita, 2023:**
  - Background
  - Importance and Objective
  - Salient features of BNSS
  - Rationale of the changes in Criminal Procedure
- **Definitions:** Cognizable and Non-cognizable offence, Bailable and Non-Bailable offence, Complaint, FIR, Investigation, Inquiry, Trial, Summons cases, Warrant cases, Charge, Compoundable and Non-compoundable offences, Bail, Bail Bond, Bond and Victim.
- **Hierarchy and Constitution of Criminal Courts.**
- **Powers of Criminal Courts.**
- **Appointment and Role of Prosecuting Officers.**
- **Directorate of Prosecution.**

### Unit-II

1. **Pre-Trial Process: Arrest**
  - **Arrest without warrant (Sections 35 to 43)**
  - **Rights of the arrested person. (Section 46 to 48, 57, 58, 62)**
  - **Medical Examination of Accused (Section 51 to 53)**
2. **Pre-trial Process: Processes to compel appearance of persons and production of things:**
  - **Basic steps to ensure presence of persons at trial:(Section 63-83)**
    - Summons (including e-summons and modes of service of summons).
    - Warrant (bailable and non-bailable) and execution of warrant
  - **Proclamation:**
    - Issuance and Publication of Proclamation (Section 84)
    - Proclaimed Offender
    - In absentia trial of proclaimed offender (Section 356)
  - **Attachment of property of absconder:**
    - Issuance of order for attachment and simultaneous attachment.(Section 85)
    - Claims and objections to attachment.(Section 87)
    - Release, sale and restoration of attached property.(Section 88)
  - **Summons to produce document, etc. (Section 94-95)**
  - **Search Warrant (Sections 96-97) and search without warrant (Section 185).**
  - **Seizure (Section 106)**
  - **Recording of search and seizure.(Section 105)**
3. **Maintenance to Wife, Children and Parents (Sections-144 to 146), Order for removal of nuisance and Power in urgent cases of nuisance.(Section 152 to 164)**

### Unit-III

1. FIR and Investigation:
  - **First Information Report: (Section 173)**
    - Meaning and Importance
    - Information in relation to non-cognizable offence and procedure there on.(Section 174)
    - Evidentiary value of FIR
    - e-FIR
    - Zero FIR
    - Preliminary inquiry
    - Remedy in case of refusal to register FIR.
  - **Investigation:(Sections:175to196)**
    - Police officer's power to conduct investigation.
    - Magistrate's power to order investigation.
    - Interrogation.
    - Evidentiary value of statements.
    - Magistrate's power to record confession and statements.
    - Police Remand, Judicial Remand and Default Bail.
    - Police Report, e-Charge Sheet, Further investigation.
    - In quest report.
2. Jurisdiction of Criminal Courts in Inquiries and Trials. (Sections:197 to 203)
3. Initiation of Proceedings.(Sections 210, 213, 217 to 222)
4. Complaints to Magistrate: (Sections 223 to 226)
  - a. Examination of complainant and hearing accused.
  - b. Order for investigation.
  - c. Dismissal of complaint.

### Unit-IV

1. Charge:
  - **Contents of charge. (Section 234 to 236)**
  - **Joinder of charges. (Section 241 to 246)**
2. Trial Process:
  - a. **Trial before Court of Sessions.**
  - b. **Trial of warrant cases.**
  - c. **Trial of summons cases.**
  - d. **Summary trial.**
3. Plea Bargaining Concept, Importance and Procedure. (Section 289 to 300)

4. Protection against double jeopardy.(Section 337)
5. Victim Compensation.(Section 395 and 396)
6. Appeal and Revision:
  - Appeal: A Creature of Statute.(Section 413)
  - Appeal against Conviction.(Section 415 and 420)
  - No appeal incertain cases.(Section 416 and 417)
  - Appeal in case of inadequate sentence.(Section 418)
  - Appeal against acquittal.(Section 419)
  - Power of Revision.(Sections 438,440,442)

#### Unit-V

##### 1. Provisions as to Bail:

- Bail in bailable offences.(Section 478)
- Bail to under-trial prisoners.(Section 479)
- Bail in non-bailable offences.(Section 480)
- Anticipatory bail.(Section482)
- Bail pending appeal.(Section430)

##### 2. Juvenile delinquency:[**Juvenile Justice (Care and Protection of Children) Act,2015**]:

- Object
- Classification of offences.
- Juvenile Justice Board.
- Procedure of inquiry.

##### 3. Releasing a convicton Probation

- Object
- Provisions under BNSS.
- Provisions under The Probation of Offenders Act, 1958.

**Note:-In addition to the above question may be asked on aspects related with this paper.**

**THE BHARATIYA SAKSHYA ADHINIYAM, 2023**

**(BALLB-0901)**

**UNIT – I**

Preliminary, general principals of relevancy -

- *Closely connected facts*
- *Admissions and confession*

**UNIT – II**

RELEVANCY OF FACTS:

- *Statements by persons who cannot be called as witnesses*
- *Statements made under special circumstances*
- *How much of a statement is to be proved*
- *Judgments of Courts when relevant*
- *Opinions of third persons when relevant*
- *Character when relevant*

**UNIT – III**

Facts which need not be proved -

- Of oral evidence,
- Of documentary evidence
  - a) *Public documents*
  - b) *Presumptions as to documents*

**UNIT - IV**

Of the exclusion of oral evidence by documentary evidence, Production and effect of evidence, Of the burden of proof, ESTOPPEL

**UNIT - V**

Of witnesses, Of examination of witnesses, Of improper admission and rejection of evidence, Repeal and savings.

Text book

- |                    |                     |
|--------------------|---------------------|
| 1. Dr. avtar singh | 2. K. D. Gaur       |
| 3. Dr. paranjape   | 4. V. Nageswara Rao |