BHARATIYA NAGARIK SURAKSHA SANHITA 2023

B.A.LL.B/B.B.A.L.L.B/BCom.LLB   (Honous/Non Honours),   Course Code 7.2
LLB(Honours/Non Honours) ,Course Code 3.2

COURSE OBJECTIVES

1. To acquaint with the importance of Nagarik Suraksha Sanhita.
2. To provide knowledge about the procedural aspect of justice delivery system in India.
3. To explain the power, function and jurisdiction of different courts in the country .
4. To acquaint with the knowledge of investigation process and power of police.
5. To develop an understanding of all the stages of criminal trials.

COURSE OUTCOME: after completion of the course, the students shall be able to;

1. Develop a conceptual understanding about the nature and importance of Nagarik Suraksha Sanhita and criminal proceeding in the country.
2. Differentiate between various courts; their jurisdiction and powers.
3. Distinguish between bail- nonbailable, FIR-Complaint, Warrant-Summon.
4. Analyse the provision for granting maintenance to wives, children and parents.
5. Understand the rights of arrested persons
6. Analyse the provision of Appeal, references, review and transfer of criminal cases.

End Semester -80
Internal Assessment -20
Total Marks: 100

Unit 1: Introduction   **Marks 16**
1.1 Introduction to Bharatiya Nagarik Suraksha Sanhita and Its Importance
1.2 Classification of offences
 1.3 Definitions (S 2)
 1.4 Classes of Criminal Courts (S.6) , Powers and Jurisdiction (Ss. 7-13,21-29)&197-209
 1.5Executive Magistrates andJurisdiction of Executive Magistrates   (Ss.14-17)
 1.6 Powers (Ss. 125-143, 148-151, 152-162, 163,164-167)

Unit 2: Arrest of Persons, Rights of arrested Persons   **Marks 16**

2.1 Powers of Police Officers (Ss. 30-34)

2.2 Arrest of Persons, Rights of arrested Persons (Ss. 35-62) and Bail(Ss478-496)

2. 3 First Information Report (S. 173), Evidentiary Value of F.I.R

2.4 Summons and warrant of arrest (Ss 63-71, 72-83)

2.5 Proclamation and Attachment (Ss 84-89)

2.6 Search Warrant (Ss.96-110)

2.7 Police Investigation (Ss. 173-196)

Unit 3: Maintenance &Condition requisite for initiation of proceedings   **Marks 16**

 3.1 Maintenance of wife, children, and parents (Ss. 144-147)

 3.2 Condition requisite for initiation of proceedings (Ss. 217-222)

3.3 Public Prosecutors (Ss. 18-20, 248-249)

3.4 Complaints to Magistrates and commencement of proceedings (Ss.223-233)

3.5 Charges and Joinder of Charges (Ss. 234-247)

Unit 4: Trials   **Marks 16**

4.1 Trial before a Court of Sessions (Ss. 248-260)

4.2 Trial of Warrant Cases

* 4.2.1. Instituted on police report (Ss. 261-266)

* 4.2.2. Instituted on other than police report (Ss. 267-270)

4.3 Trial of summon cases by Magistrate (Ss. 274-282)

4.4 Summary trials (Ss. 283-288)

4.5 Plea Bargaining (Ss. 289-300)

4.6 Commissions for the examination of witnesses (Ss. 319-336)

4.7 General Provision for enquiry and trial (Ss. 337-349, 356-360, 362, 365, 367, 368, 383, 387)

Unit 5 : Judgement, Appeals, Revisions etc.   **Marks 16**

5.1 Judgement (Ss 392 – 406)

5.2 Appeals (Ss. 413-435)

5.3 Reference and Revision (Ss. 436-445)

5.4 Transfer of criminal cases (Ss. 446-452)

5.5 Execution, Suspension, Remission and Commutation of Sentences (Ss.453-477)

5.6 Miscellaneous (Ss. 520 to 531)

Internal Assessment   20

Referred Cases:

1.   BrijNandanJaiswal Vs. Munna AIR 2009 SC 2001
2.   Bridaban Das Vs. State of W.B. (2009) 3 SCC 329
3.   Balbir Singh Vs. State of Delhi AIR 2007 SC 2397
4.   State of Haryana Vs. Dinesh Kumar (2008) 3 SCC 222
5.   ZahiraHabibullah H Shiekh Vs. State of Gujrat (2004) 4 SCC 158
6.   Prahlad Singh Bhati Vs. NCT, Delhi (2001) 4 Sec 280
7.   D K Basu Vs West Bengal
8.   Nilawati Behera Vs State Of Orissa

Recommended Books: 1. Ratanlal and Dhirajlal'sThe Code of Criminal Procedure, Lexis Nexis, 20th Edition 2016 and (the latest edition)
2. M.P. Tendon, Criminal Procedure Code, Central Law Agency, 2016 Edition and (the latest edition)
3. K.N. Chandrasekharan, Pillai, Kelkar's Criminal Procedures Code, Eastern Book Company, 2016 Edition and (the latest edition)