

BHARATIYA NYAYA SANHITA 2023

BA.LLB/BBA.LLB/Bcom.LLB(Honours/Non Honours) : Course Code 7.1

LLB(Honours/Non Honours) : Course Code 3.1

Course Objective:

1. To acquaint the students with the historical development of the Sanhita, the conceptual analysis of crime, their punishments.
2. To familiarize with the concept of criminal liability.
3. To discuss the different kinds of inchoate crimes and legal implications of offences against women and children.
4. To explain the different offences affecting human body like murder, grievous hurt, organised crime, mob lynching etc. and offences affecting reputation.
5. To acquaint the students regarding various kinds of acts that affects the State, public tranquillity and false evidence.
6. To explain the different offences relating to property.

Course Outcome:

After completing the course, the student shall be able ;

1. To understand the extent and operation of the Sanhita.
2. To analyse and interpret the concept of different kinds of offences and punishments.
3. To interpret the concept of criminal liability.
4. To analyse inchoate crime and different offences affecting women and children.
5. To identify the various offences affecting human body.
6. To explain the different offences relating to State, public tranquillity and property.
7. To analyse the applicability of recent amendments in criminal law.

End Semester – 80

Internal Assessment – 20

Total Marks – 100

1. UNIT 1: INTRODUCTION

Marks 16

1.1 Conceptual analysis of crime

1.1.1 Elements of crime

1.1.2 Stages of crime

1.2 Historical development of Bharatiya Nyaya Sanhita

1.3 Definitions and General explanation (S 2-3)

1.4 Punishments (Ss 4 – 13)

1.5 General exceptions (S 14 – 44)

2. UNIT 2: INCHOATE CRIMES & OFFENCES AGAINST WOMEN **Marks 16**

2.1 Abetment (Ss 45 – 60)

2.2 Criminal Conspiracy (S 61)

2.3 Attempt (S 62)

2.4 Offences against women

2.4.1 Sexual offences (Ss 63 -73)

- 2.4.2 Criminal force and assault against women (Ss 74 – 79)
- 2.4.3 Offences relating to marriage- Dowry Death (S 80), Bigamy (S 82) & Cruelty (S85)

3. OFFENCES AFFECTING HUMAN BODY

Marks 16

- 3.1 Offences affecting life
 - 3.1.1 Culpable Homicide (Ss 100, 102, 105, 110)
 - 3.1.2 Murder (Ss 101, 103, 104, 109)
 - 3.1.3 Suicide (Ss 107 – 108)
 - 3.1.4 Organised crime (Ss 111 – 112)
 - 3.1.5 Terrorist Act (S 113)
- 3.2 Hurt (Ss 114 – 125)
- 3.3 Wrongful Restraint and confinement (Ss 126 – 127)
- 3.4 Criminal force and assault (Ss 128 – 136)
- 3.5 Kidnapping, abduction, slavery and forced labour (Ss 137 – 146)

4. OFFENCES AGAINST CHILD, STATE, PUBLIC TRANQUILITY, FALSE EVIDENCE, PUBLIC NUISANCE AND DEFAMATION

Marks 16

- 4.1 Offences against child (Ss 91 -97)
- 4.2 Offences against state (Ss 147 -158)
- 4.3 Offences against public tranquility (Ss 189 -190)
- 4.4 Offences against public justice (Ss 227 – 238)
- 4.5 Public Nuisance (Ss 270 -273)
- 4.6 Defamation (S 356)

5. OFFENCES AGAINST PROPERTY

Marks 16

- 5.1 Theft (Ss 303 – 307)
- 5.2 Extortion (S 308)
- 5.3 Robbery (S 309 & S 313)
- 5.4 Dacoity (S 310 – 312)
- 5.5 Criminal misappropriation of property (Ss 314 – 315)
- 5.6 Criminal breach of trust (S 316)
- 5.7 Receiving stolen property (S 317)
- 5.8 Cheating (Ss 318 -319)

Internal Assessment

Marks 20

Referred Cases :

1. King v. Birendrakumar Ghosh (Common Intention)
2. Kehar Singh v. State of Delhi (Murder)
3. Vishakha v. State of Rajasthan (Sexual Harassment)
4. Nalwah Ali v. State of UP (Common object)
5. Pawan Kumar v. State of Haryana (Cruelty)

6. RoopaDeol Bajaj v. K.P.S. Gill (Outraging modesty of women)
7. State of UP v. Sukhpal Singh & Others(Dacoity& Murder)
8. Bachan Singh v. State of Punjab (Capital Punishment)
9. Gian Kaur v. State of Punjab (Euthanasia – Mercy Killing)
10. Satvir v. State of UP (Murder – Common Intention)
11. Shilpa Mittal v. State of NCT Of Delhi (Juvenile – Henious Crime)
12. Navtej Singh Johar v. Union of India (Unnatural Offences)
13. Subed Ali v. State of Assam (Murder)
14. Satyam Dube v. Union of India (Hathras Rape case)
15. Joseph Shine v. Union of India (Adultery)

Recommended Books: (The latest edition)

1. C.K.Takwani, Indian Penal Code, EBC Publishing.
2. Ratanlal and Dhirajlal, Indian Penal Code, Lexis Nexis
3. KD Guar, Criminal Law cases and material, Butterworths India
4. S.N. Mishra, Indian Penal Code, Central Law Publishing Agency
5. RC Nigam, Law of Crimes ,Vol I and II.