

LAW OF CRIMES -I- (Indian Penal Code)

Object of the Course

Crime and Punishment has been the one of the most important task of rule of

law of the State. This course is designed with a prime object to familiarize

students with the principles of criminal liability and other concepts of substantive criminal law. So proper understanding of these offences & criminal

behaviors, methods of controlling them has now become extremely important in

the larger context of Indians development & to build a just and humane society.

The curriculum outlined here attempts to seek these objectives.

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Methods of teaching-learning: Lecture method shall be the main method of

learning to be followed. Dialectic method of moot and argumentation plays a

very convincing procedure of learning. The information sharing and flow of

information among the teacher and taught has to work as bonding of the entire

course. Case comment can also be a method of research writing in this paper.

Evaluation methods:

a) Theory Examination of 70 marks (Minimum marks for Passing- 33)

b) Internal assessment of 30 marks shall consist of

i) Assignment- 10mrks (Minimum marks for Passing- 4)

ii) Presentation /Seminar – 10 marks (Minimum marks for Passing- 4)

iii) Viva Voce -10 marks (Minimum marks for Passing- 4)

SYLLABUS

Unit- 1 – Concept of crime.

1.1 Concept of crime & distinction between Crime ,Ethical wrongs,sin & Moral wrongs.

1.2 Applicability of Indian Penal Code, 1860

- Territorial applicability- Extra Territorial & Intra- Territorial.

- Personal applicability.

1.3 Salient features of Indian Penal Code, 1860

1.4 General Concepts under IPC 1860.

Person, Public servant, Movable Property, Document, Injury, Valuable

security, Judge.

Unit- 2 - Foundation of Criminal Liability.

2.1 -Stages of Crime-Intention, Preparation, Attempt & commission.

2.2 –Elements of Crimes Liability.

-Actus Reus

-Mens Rea.

-Various concepts depicting Mens Rea under I.P.C.

Dishonestly, fraudulently, voluntarily, Good faith, Knowingly, Negligently,

2.3 Recent trends in fixing criminal liability without mens rea

2.4 & Group liability in crimes- common intention & common

Factors Negativating guilty Intention.

2.5 Need for providing defenses /exception.

Unit- 3 -General exceptions under sec. 76 to 106

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Unit- 4 - Of Punishment.

4.1 Concept & object of Punishment.

4.2 Various types of punishment under IPC.

4.3 Discretion in awarding punishments.

Unit- 5 – Inchoate Offences.

5.1 Concept of Inchoate offences.

5.2 Various types of inchoate offences.

Attempt, Abetment & Conspiracy.

5.3 Group liability offences-

Unlawful Assembly, Rioting.

Unit- 6- Offences affecting Life.

6.1 Culpable homicide. Murder

6.2 Hurt & Grievous Hurt.

6.3 Wrongful Restraint & wrongful Confinement.

6.4 Criminal force & assault.

6.5 Kidnapping & Abduction.

Unit- 7- Offences against Property.

7.1 Theft.

7.2 Extortion.

7.3 Robbery & Dacoity.

7.4 Criminal misappropriation of property.

7.5 Criminal Breach of Trust.

7.6 Receiving stolen property.

7.7 Cheating & Mischief.

7.8 Criminal Trespass

7.8.1 House Trespass & lurking house trespass.

7.8.2 House breaking & housebreaking by night.

Unit- 8- Offences of False Evidence & Offences Relating To Documents.

8.1 Giving false evidence & fabricating false evidence.(sec.493)

8.2 Forgery & making false document

8.3 Forged document.

Unit- 9 – Of Defamation.

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-Defamation under sections 499 to 502.

Unit- 10 - Offences affecting the public Health, Safety, Convenience, Decency and Morals (Sec 268-294A)

10.1 Offences affecting the Public Health (Section 268-278)

(i) Public Nuisance (S.268)

(ii) Acts likely to spread infection (section 269-271)

(iii) Pollution of food or drink (section 272-273)

(iv) Adullualia of drugs (section 274-276)

(v) Fouling water and relating atmosphere (section 277-278)

10.2. Offences affecting the public safety and Convenience (Section 277-

278)

(i) Rash Driving or riding on a public way. (Section 279)

(ii) Rash or negligent navigation. (Section 280)

(iii) Exposing false light, mark or being mislead navigator

(iv) Conveying any person for hire by water in an unsafe and overloaded waste Vessel(Section 282)

(v) Causing danger or obstruction to any person in public way. (Section 283)

(vi) Negligent conduct with respect to poisonous substance.(Section 284)

(vii) Negligent conduct with respect to fire, combustible substances. (section 285-289)

(viii) Continuance of Nuisance. (Section 291)

10.3. Public Decency and Morals (ss 292-294A)

A. Prevention of obscenely (ss 292-294)

B. Keeping Lottery Office (S 294A)

C. Cases related to spreading of infectious diseases

Reference Books

V Williams Glanville- The Text Book of Criminal Law

V Jerom Hall – Studies in Jurisprudence and Criminal Theory

V Jw Cecil Turner (edt.) – Kenny’s Outlines of Criminal Law

V Jw Cecil Turner - Russel on Crime

V Smith and Hogan – Criminal Law

V A.P. Simester & G.R. Sullivan – Criminal Law Theory and Doctrine

V R. C. Nigam – Principles of Criminal Law Asia Publishing House, Lucknow.

V Prof. K.N. Chndranshekhar Pillai – Essay’s on Indian Penal Code

V R. C. Srivastava – Law Relating to Crima Punishment
V Andrew Ashworth – Principles of Criminal Law
V P.S/Achuthun Pillai, Criminal Law (1995) Eastern, Lucknow.
V Prof K.D Gaur - Criminal Law Cases and Material(1991), Butterworths India.
V Dr. Hari Singh Gaur – Penal Law of India (4 volumes)
V R. A Nelson – Indian Penal Code
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V Prof. K.N. Chandranshekhhar Pillai – Essay’s on Indian Penal Code
V Ratan Lal and Dhiraj Lal – Indian Penal Code
V Prof. Raghavan – Indian Penal Code
B.M.Gandhi, Indian Penal Code (1996), Eastern, Nagpur
K.D.Gaur, a Text Book on the Indian Penal Code (1998), Universal Delhi