



Kot Bhalwal, Jammu



Model Institute of Engineering  
& Technology (Autonomous)  
Course Handout

## COURSE HANDOUT

Law of Crimes –II (LL.B- 303)

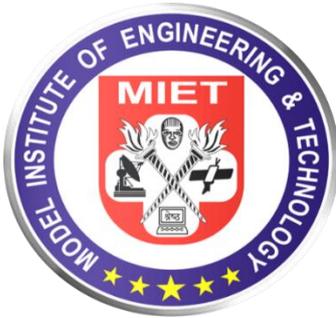
LL.B- IIIrd SEMESTER

ACADEMIC YEAR (2024-25)

**Ms. Harneet Kour**

Assistant Professor

School of Law



School of Law

Model Institute of Engineering & Technology (Autonomous)

Kot Bhalwal, Jammu - 181122

[www.mietjmu.in](http://www.mietjmu.in)



Dr. Arun K. Gupta Teaching-Learning Centre

Version 1.1



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Course Code	Course Name	Course Type	Cd	L	T	P	Marks		
							Sessional	Final Exam	Total
LL.B-303	Law of Crimes- II	Generic Core	4	4	0	0	30	70	100

### COURSE OUTCOMES

At the end of the course the student will be able to:	
CO1	Discuss the fundamentals of the Bhartiya Nagarik Suraksha Sanhita.
CO2	Examine the concept of Pre-Trial Proceedings.
CO3	Analyze the law relating to Trial Proceedings.
CO4	Apply the law relating to the Appeals, Reference and Revision.
CO5	Discuss the miscellaneous provisions under BNSS.

### Detailed Syllabus

#### Unit-I: Introduction

- 1.1 Nature, Scope and Features of BNSS.
- 1.2 Definitions under the BNSS - Cognizable, Non-Cognizable, Electronic Communication Investigation, Inquiry and Trial, Bailable and Non-Bailable Offences, Summon and Warrant Cases (Section 2(1) (c)- (Section 2(1) (z).
- 1.3 Constitution of Criminal courts and offices under the New Code.
- 1.4 Powers of the Court and Powers of Superior Officers of Police and aid to Magistrate and the Police
- 1.5 Arrest of Persons (Sections 35(1) (2)- Section 60). **(10 Hrs)**

#### Unit-II: Pre-Trial Proceedings

- 2.1 Information to the Police and their powers to Investigate (S. 173-196)
- 2.2 Process to Compel Appearance- Summons, Warrant of Arrest (Sections 63-83)
- 2.3 Proclamation and Attachment (Sections 84-89)
- 2.4 Processes to compel the Production of things (Section 94-101)
- 2.5 General Provisions relating to Searches (Section 102-110) **(09 Hrs)**

#### Unit-III: Trial Proceedings

- 3.1 Framing Charge (Sections 234-247)
- 3.2 Trial before a Court of Session (Sections 248-260)
- 3.3 Trial of Warrant cases by Magistrates (Sections 261-273)
- 3.4 Trial of Summons cases by Magistrates (Sections 274-282)
- 3.5 Summary Trials (Sections 283-288) **(09 Hrs)**

#### Unit-IV: Appeal, References and Revision

- 4.1 Concept Plea Bargaining (Sections 289-299)
- 4.2 Appeals (Sections 413- 435)
- 4.3 Reference and Revision (Sections 436-445)
- 4.4 Transfer of Criminal Cases (Sections 446-452)
- 4.5 Execution, Suspension, Remission and Commutation of sentences (Section 453-477) **(09 Hrs)**

#### Unit-V: Miscellaneous Provisions





- 5.1 Bail and Bonds (Sections 478-496)
- 5.2 Maintenance to Wife, Children and Parents (Sections 144-147)
- 5.3 Maintenance of Public order and Tranquility (Section 148- 167)
- 5.4 Saving of Inherent powers of High Court (Section 528)
- 5.5 Trial and proceedings to be held in Electronic Mode (Section 530)

(09 Hrs)

#### Textbooks

S.No	Name of the Books	Name of the Author	Publisher Name	Edition (Pub.Yr.)
1	The Bhartiya Nagarik Suraksha Sanhita	S.N. Misra	Central Law Publications	22nd ed.
2.	R.V. Kelkar's Lectures on Criminal Procedure	K.N. Chandrasekharan Pillai	Eastern Book Company	6 <sup>th</sup> Edition, 2023.

#### Reference Books

S.No	Name of the Books	Name of the Author	Publisher Name	Edition (Pub.Yr.)
1	Ratanlal & Dhirajlal The Code of Criminal Procedure	K Kannan and Anjana Prakash	Lexis Nexis	23rd ed., 2019
2.	Takwani – The Bhartiya Nagarik Suraksha Sanhita	C.K. Thakker and M.C. Thakker	Lexis Nexis	4th ed., 2014

#### COURSE PLAN

##### Unit-I Introduction

S.No	Topics	Recommended Books
1	Nature, Scope and Features of Criminal Procedure Code	Book 1, Ch.1
2	Definitions under the Code- Cognizable, Non- Cognizable, Investigation, Inquiry and Trial, Bailable and Non-Bailable offences, Summon and Warrant Cases	Book 1, Ch.1
3	Functionaries under the Code	Book 1, Ch.1
4	Jurisdiction and powers of Criminal Courts	Book 2, Ch.2
5	Arrest of a Person and Rights of an Arrested Person	Book 2, Ch.2
<b>Unit-II Pre- Trial Proceedings</b>		
2.1	Information and Police Powers to Investigate	Book 1, Ch.4
2.2.	Process to compel Appearances- Summons, Warrant of Arrest	Book 1, Ch.3
2.3	Proclamation and Attachment of Property	Book 1, Ch.5
2.4	Enquiry by the Magistrate	Book 2, Ch.5
2.5	Complaint to the Magistrates	Book 2, Ch.6



Unit-III Trial Proceedings		
3.1	Framing of Charge and Joinder of Charges	Book 2, Ch.4
3.2	Trial before a Court of Session	Book 2, Ch.5
3.3	Trial of warrant cases by Magistrates	Book 2, Ch.7
3.4	Trial of Summon cases by Magistrates	Book 2, Ch.8
3.5	Summary Trials	Book 2, Ch.9
Unit-IV Appeal and Inherent Powers of the Court		
4.1	Concept of Plea Bargaining	Book 2, Ch.10
4.2	Appeals	Book 1, Ch.11
4.3	Reference	Book 1, Ch.12
4.4	Revision	Book 2, Ch.12
4.5	Inherent Powers of the Court	Book 1, Ch.12
Unit-V Miscellaneous Provisions		
5.1	Bail and Bonds	Book 2, Ch.15
5.2	Maintenance to Wife, Children and Parents	Book 1, Ch.5
5.3	Security for Keeping Peace and Good Behaviour	Book 2, Ch.8
5.4	Disputes related to Immovable Property	Book 1, Ch.14
5.5	General Provisions as to Inquiries and Trials	Book 2, Ch.17

#### ADDITIONAL WEB RESOURCES

1.	<b>New Criminal Laws Explained: The Bharatiya Nagarik Suraksha Sanhita, 2023</b> Available at <a href="https://www.youtube.com/watch?v=ema7q49WwYc">https://www.youtube.com/watch?v=ema7q49WwYc</a> .
2.	<b>SWAYAM: Criminal justice system and access to justice</b> <a href="https://nludelhi.ac.in/moocs.aspx">https://nludelhi.ac.in/moocs.aspx</a>

#### GRADING AND ASSESSMENT

- **Sessional Test:** 15 marks
- **Assignment:** 10 marks
- **Attendance:** 5 marks
- **Final Examination:** 70 marks

#### COURSE POLICIES

- **Attendance:** Minimum 75% attendance is mandatory to appear in the final examination of the course.
- **Academic Integrity:** MIET's academic integrity policies apply. Plagiarism will not be tolerated.
- **Late Submissions:** Assignments and projects must be submitted by the specified timelines.



### FACULTY INFORMATION

- **Office Hours**

Monday (12:55 PM - 1:45 PM)

Friday (12:55 PM - 1:45 PM)

- **Contact Information**

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