

NEW BHARATIYA CRIMINAL LAWS

Handbook for Investigation Officers



CHANDIGARH POLICE

WE CARE FOR YOU

Message



On 22nd December 2023, Indian Parliament passed three new criminal laws which include The Bharatiya Nyaya Sanhita 2023, The Bharatiya Nagarik Suraksha Sanhita 2023 and The Bharatiya Sakshya Adhiniyam 2023. In the words of Honorable Prime Minister Shri Narendra Modi these three new laws will prove to be milestones in the journey of 'punishment to justice' in independent India. There is sure to be a radical change in the justice system of the state under the leadership of the Honorable Home Minister with the implementation of three new criminal laws.

To effectively implement the new criminal laws, it is necessary to make some fundamental changes to our working system. Adequate knowledge and training of our investigating officers on these laws is of utmost importance, and to this end to fulfill this, Chandigarh Police has prepared a booklet in Hindi, English and Punjabi giving a simple description of the three new criminal laws, which will guide the investigating officers in criminal investigation. I hope that in the implementation of 3 new laws, this book will provide proper assistance in making the working system of our police personnel more effective.

A handwritten signature in black ink, reading "Ranjan".

Praveer Ranjan
Director General of Police
U.T., Chandigarh

NEW BHARATIYA CRIMINAL LAWS

- **Bharatiya Nyaya Sanhita
(BNS), 2023**
- **Bharatiya Nagarik Suraksha Sanhita
(BNSS), 2023**
- **Bharatiya Sakshya Adhiniyam
(BSA), 2023**

BHARATIYA NYAYA SANHITA

(BNS), 2023

COMPARATIVE CHART

**Comparison of relevant provisions of the Indian Penal Code, (45 of 1860)
with the Bharatiya Nyaya Sanhita, 2023**

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
1	Title and extent of operation of the Code	1(1)/(2)	Short title, commencement and application
2	Punishment of offences committed within India	1(3)	Short title, commencement and application
3	Punishment of offences committed beyond, but which by law may be tried within, India	1(4)	Short title, commencement and application
4	Extension of Code to extra-territorial offences	1(5)	Short title, commencement and application
5	Certain laws not to be affected by this Act	1(6)	Short title, commencement and application
6	Definitions in the Code to be understood subject to exceptions	3(1)	General Explanations
7	Sense of expression once explained	3(2)	General Explanations
8	Gender	2(10)	“Gender”
9	Number	2(22)	“Number”
10	“Man”/“Woman”	2(19)	“Man”
		2(35)	“Woman”
11	“Person”	2(26)	“Person”
12	“Public”	2(27)	“Public”
13	Definition of “Queen” [Omitted earlier]	—	—
14	“Servant of Government”	—	—
15	Definition of “British India” [Omitted earlier]	—	—
16	Definition of “Government of India” [Omitted earlier]	—	—
17	“Government”	2(12)	“Government”
18	“India”	—	—
19	“Judge”	2(16)	“Judge”
20	“Court of Justice”	2(5)	“Court”
21	“Public servant”	2(28)	“Public servant”

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
22	"Movable property"	2(21)	"Movable property"
23, para 1	"Wrongful gain"	2(36)	"Wrongful gain"
23, para 2	"Wrongful loss"	2(37)	"Wrongful loss"
23, para 3	Gaining wrongfully, losing wrongfully	2(38)	"gaining wrongfully" and "losing wrongfully"
24	"Dishonestly"	2(7)	"Dishonestly"
25	"Fraudulently"	2(9)	"Fraudulently"
26	"Reason to believe"	2(29)	"Reason to believe"
27	Property in possession of wife, clerk or servant	3(3)	General Explanations
28	"Counterfeit"	2(4)	"counterfeit"
29	"Document"	2(8)	"document"
29A	"Electronic record"	2(39)	Words and expressions not defined
30	"Valuable security"	2(31)	"valuable security"
31	"A will"	2(34)	"will"
32	Words referring to acts include illegal omissions	2(1) 3(4)	"Act" General explanations
33	"Act", "Omission"	2(1) 2(25)	"act" "omission"
34	Acts done by several persons in furtherance of common intention	3(5)	General Explanations
35	When such an act is criminal by reason of its being done with a criminal knowledge or intention	3(6)	General Explanations
36	Effect caused partly by act and partly by omission	3(7)	General Explanations
37	Co-operation by doing one of several acts constituting an offence	3(8)	General Explanations
38	Persons concerned in criminal act may be guilty of different offences	3(9)	General Explanations
39	"Voluntarily"	2(33)	"voluntarily"
40	"Offence"	2(24)	"offence"
41	"Special law"	2(30)	"special law"
42	"Local law"	2(18)	"local law"
43	"Illegal", "Legally bound to do"	2(15)	"illegal" and "legally bound to do"

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
44	"Injury"	2(14)	"injury"
45	"Life"	2(17)	"life"
46	"Death"	2(6)	"death"
47	"Animal"	2(2)	"animal"
48	"Vessel"	2(32)	"vessel"
49	"Year," "Month"	2(20)	"month", "year"
50	"Section"	—	—
51	"Oath"	2(23)	"oath"
52	"Good faith"	2(11)	"good faith"
52A	"Harbour"	2(13)	"harbour"
53	Punishments	4	Punishments
53A	Construction of reference to transportation	—	—
54	Commutation of sentence of death	5	Commutation of sentence
55	Commutation of sentence of imprisonment for life	5	Commutation of sentence
55A	Definition of "appropriate Government"	Expl. to sec. 5	Commutation of sentence
56	Sentence of Europeans and Americans to penal servitude, proviso as to sentence for term exceeding ten years but not for life [Omitted earlier]	—	—
57	Fractions of terms of punishment	6	Fractions of terms of punishment
58	Offenders sentenced to transportation how dealt with until transported [Omitted earlier]	—	—
59	Transportation instead of imprisonment [Omitted earlier]	—	—
60	Sentence may be (in certain cases of imprisonment) wholly or partly rigorous or simple	7	Sentence may be (in certain cases of imprisonment) wholly or partly rigorous or simple
61	Sentence of forfeiture of property [Omitted earlier]	—	—
62	Forfeiture of property in respect of offenders punishable with death, transportation or imprisonment [Omitted earlier]	—	—
63	Amount of fine	8(1)	Amount of fine, liability in default of payment of fine, etc.

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
64	Sentence of imprisonment for non-payment of fine	8(2)	Amount of fine, liability in default of payment of fine, etc.
65	Limit to imprisonment for non-payment of fine, when imprisonment and fine awardable	8(3)	Amount of fine, liability in default of payment of fine, etc.
66	Description of imprisonment for non-payment of fine	8(4)	Amount of fine, liability in default of payment of fine, etc.
67	Imprisonment for non-payment of fine, when offence punishable with fine only	8(5)	Amount of fine, liability in default of payment of fine, etc.
68	Imprisonment to terminate on payment of fine	8(6)(a)	Amount of fine, liability in default of payment of fine, etc.
69	Termination of imprisonment on payment of proportional part of fine	8(6)(b)	Amount of fine, liability in default of payment of fine, etc.
70	Fine leviable within six years, or during imprisonment.— Death not to discharge property from liability	8(7)	Amount of fine, liability in default of payment of fine, etc.
71	Limit of punishment of offence made up of several offences	9	Limit of punishment of offence made up of several offences
72	Punishment of person guilty of one of several offences, the judgment stating that it is doubtful of which	10	Punishment of person guilty of one of several offences, judgment stating that it is doubtful of which
73	Solitary confinement	11	Solitary confinement
74	Limit of solitary confinement	12	Limit of solitary confinement
75	Enhanced punishment for certain offences under Chapter XII or Chapter XVII after previous conviction	13	Enhanced punishment for certain offences after previous conviction
76	Act done by a person bound, or by mistake of fact believing himself bound, by law	14	Act done by a person bound, or by mistake of fact believing himself bound, by law
77	Act of Judge when acting judicially	15	Act of Judge when acting judicially
78	Act done pursuant to the judgment or order of Court	16	Act done pursuant to judgment or order of Court
79	Act done by a person justified, or by mistake of fact believing himself justified, by law	17	Act done by a person justified, or by mistake of fact believing himself justified, by law

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
80	Accident in doing a lawful act	18	Accident in doing a lawful act
81	Act likely to cause harm, but done without criminal intent, and to prevent other harm	19	Act likely to cause harm, but done without criminal intent, and to prevent other harm
82	Act of a child under seven years of age	20	Act of a child under seven years of age
83	Act of a child above seven and under twelve of immature understanding	21	Act of a child above seven and under twelve years of age of immature understanding
84	Act of a person of unsound mind	22	Act of a person of unsound mind
85	Act of a person incapable of judgment by reason of intoxication caused against his will	23	Act of a person incapable of judgment by reason of intoxication caused against his will
86	Offence requiring a particular intent or knowledge committed by one who is intoxicated	24	Offence requiring a particular intent or knowledge committed by one who is intoxicated
87	Act not intended and not known to be likely to cause death or grievous hurt, done by consent	25	Act not intended and not known to be likely to cause death or grievous hurt, done by consent
88	Act not intended to cause death, done by consent in good faith for person's benefit	26	Act not intended to cause death, done by consent in good faith for person's benefit
89	Act done in good faith for benefit of child or insane person, by or by consent of guardian	27	Act done in good faith for benefit of child or person of unsound mind, by, or by consent of guardian
90	Consent known to be given under fear or misconception	28	Consent known to be given under fear or misconception
91	Exclusion of acts which are offences independently of harm caused	29	Exclusion of acts which are offences independently of harm caused
92	Act done in good faith for benefit of a person without consent	30	Act done in good faith for benefit of a person without consent
93	Communication made in good faith	31	Communication made in good faith
94	Act to which a person is compelled by threats	32	Act to which a person is compelled by threats
95	Act causing slight harm	33	Act causing slight harm
96	Things done in private defence	34	Things done in private defence

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
97	Right of private defence of the body and of property	35	Right of private defence of body and of property
98	Right of private defence against the act of a person of unsound mind, etc.	36	Right of private defence against act of a person of unsound mind, etc.
99	Acts against which there is no right of private defence	37	Acts against which there is no right of private defence
100	When the right of private defence of the body extends to causing death	38	When right of private defence of body extends to causing death
101	When such right extends to causing any harm other than death	39	When such right extends to causing any harm other than death
102	Commencement and continuance of the right of private defence of the body	40	Commencement and continuance of right of private defence of body
103	When the right of private defence of property extends to causing death	41	When right of private defence of property extends to causing death
104	When such right extends to causing any harm other than death	42	When such right extends to causing any harm other than death
105	Commencement and continuance of the right of private defence of property	43	Commencement and continuance of right of private defence of property
106	Right of private defence against deadly assault when there is risk of harm to innocent person	44	Right of private defence against deadly assault when there is risk of harm to innocent person
107	Abetment of a thing	45	Abetment of a thing
108	Abettor	46	Abettor
108A	Abetment in India of offences outside India	47	Abetment in India of offences outside India
109	Punishment of abetment if the act abetted is committed in consequence and where no express provision is made for its punishment	49	Punishment of abetment if act abetted is committed in consequence and where no express provision is made for its punishment.
110	Punishment of abetment if person abetted does act with different intention from that of abettor	50	Punishment of abetment if person abetted does act with different intention from that of abettor
111	Liability of abettor when one act abetted and different act done	51	Liability of abettor when one act abetted and different act done

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sahita, 2023	
Section	Heading	Section	Heading
112	Abettor when liable to cumulative punishment for act abetted and for act done	52	Abettor when liable to cumulative punishment for act abetted and for act done
113	Liability of abettor for an effect caused by the act abetted different from that intended by the abettor	53	Liability of abettor for an effect caused by act abetted different from that intended by abettor
114	Abettor present when offence is committed	54	Abettor present when offence is committed
115	Abetment of offence punishable with death or imprisonment for life	55	Abetment of offence punishable with death or imprisonment for life
116	Abetment of offence punishable with imprisonment	56	Abetment of offence punishable with imprisonment
117	Abetting commission of offence by the public or by more than ten persons	57	Abetting commission of offence by public or by more than ten persons
118	Concealing design to commit offence punishable with death or imprisonment for life	58	Concealing design to commit offence punishable with death or imprisonment for life
119	Public servant concealing design to commit offence which it is his duty to prevent	59	Public servant concealing design to commit offence which it is his duty to prevent
120	Concealing design to commit offence punishable with imprisonment	60	Concealing design to commit offence punishable with imprisonment
120A	Definition of criminal conspiracy	61(1)	Criminal conspiracy
120B	Punishment of criminal conspiracy	61(2)	Criminal conspiracy
121	Waging, or attempting to wage war, or abetting waging of war, against the Government of India	147	Waging, or attempting to wage war, or abetting waging of war, against Government of India
121A	Conspiracy to commit offences punishable by section 121	148	Conspiracy to commit offences punishable by section 147
122	Collecting arms, etc., with intention of waging war against the Government of India	149	Collecting arms, etc., with intention of waging war against Government of India
123	Concealing with intent to facilitate design to wage war	150	Concealing with intent to facilitate design to wage war
124	Assaulting President, Governor, etc., with intent to compel or restrain the exercise of any lawful power	151	Assaulting President, Governor, etc., with intent to compel or restrain exercise of any lawful power

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
124A	Sedition	—	—
125	Waging war against any Asiatic Power in alliance with the Government of India	153	Waging war against Government of any foreign State at peace with Government of India
126	Committing depredation on territories of Power at peace with the Government of India	154	Committing depredation on territories of foreign State at peace with Government of India
127	Receiving property taken by war or depredation mentioned in sections 125 and 126	155	Receiving property taken by war or depredation mentioned in sections 153 and 154
128	Public servant voluntarily allowing prisoner of State or war to escape	156	Public servant voluntarily allowing prisoner of State or war to escape
129	Public servant negligently suffering such prisoner to escape	157	Public servant negligently suffering such prisoner to escape
130	Aiding escape of, rescuing or harbouring such prisoner	158	Aiding escape of, rescuing or harbouring such prisoner
131	Abetting mutiny, or attempting to seduce a soldier, sailor or airman from his duty	159	Abetting mutiny, or attempting to seduce a soldier, sailor or airman from his duty
132	Abetment of mutiny, if mutiny is committed in consequence thereof	160	Abetment of mutiny, if mutiny is committed in consequence thereof
133	Abetment of assault by soldier, sailor or airman on his superior officer, when in execution of his office	161	Abetment of assault by soldier, sailor or airman on his superior officer, when in execution of his office
134	Abetment of such assault, if the assault is committed	162	Abetment of such assault, if assault committed
135	Abetment of desertion of soldier, sailor or airman	163	Abetment of desertion of soldier, sailor or airman
136	Harbouring deserter	164	Harbouring deserter
137	Deserter concealed on board merchant vessel through negligence of master	165	Deserter concealed on board merchant vessel through negligence of master
138	Abetment of act of insubordination by soldier, sailor or airman	166	Abetment of act of insubordination by soldier, sailor or airman
138A	Application of foregoing sections to the Indian Marine Service [Omitted earlier]	—	—

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
139	Persons subject to certain Acts	167	Persons subject to certain Acts
140	Wearing garb or carrying token used by soldier, sailor or airman	168	Wearing garb or carrying token used by soldier, sailor or airman
141	Unlawful assembly	189(1)	Unlawful assembly
142	Being member of unlawful assembly	189(2)	Unlawful assembly
143	Punishment	189(2)	Unlawful assembly
144	Joining unlawful assembly armed with deadly weapon	189(4)	Unlawful assembly
145	Joining or continuing in unlawful assembly, knowing it has been commanded to disperse	189(3)	Unlawful assembly
146	Rioting	191(1)	Rioting
147	Punishment for rioting	191(2)	Rioting
148	Rioting, armed with deadly weapon	191(3)	Rioting
149	Every member of unlawful assembly guilty of offence committed in prosecution of common object	190	Every member of unlawful assembly guilty of offence committed in prosecution of common object
150	Hiring, or conniving at hiring, of persons to join unlawful assembly	189(6)	Unlawful assembly
151	Knowingly joining or continuing in assembly of five or more persons after it has been commanded to disperse	189(5)	Unlawful assembly
152	Assaulting or obstructing public servant when suppressing riot, etc.	195(1)	Assaulting or obstructing public servant when suppressing riot, etc.
153	Wantonly giving provocation with intent to cause riot—if rioting be committed—if not committed	192	Wantonly giving provocation with intent to cause riot—if rioting be committed; if not committed.
153A	Promoting enmity between different groups on grounds of religion, race, place of birth, residence, language, etc., and doing acts prejudicial to maintenance of harmony	196	Promoting enmity between different groups on grounds of religion, race, place of birth, residence, language, etc., and doing acts prejudicial to maintenance of harmony.

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
153AA	Punishment for knowingly carrying arms in any procession or organising or bolding or taking part in any mass drill or mass training with arms	—	—
153B	Imputations, assertions prejudicial to national integration	197	Imputations, assertions prejudicial to national integration.
154	Owner or occupier of land on which an unlawful assembly is held	193(1)	Liability of owner, occupier, etc., of land on which an unlawful assembly or riot takes place
155	Liability of person for whose benefit riot is committed	193(2)	Liability of owner, occupier, etc., of land on which an unlawful assembly or riot takes place
156	Liability of agent of owner or occupier for whose benefit riot is committed	193(3)	Liability of owner, occupier, etc., of land on which an unlawful assembly or riot takes place
157	Harbouring persons hired for an unlawful assembly	189(7)	Unlawful assembly
158	Being hired to take part in an unlawful assembly or riot or to go armed	189(8)/ 189(9)	Unlawful assembly
159	Affray	194(1)	Affray
160	Punishment for committing affray	194(2)	Affray
161 to 165A	[Omitted earlier]	—	—
166	Public servant disobeying law, with intent to cause injury to any person	198	Public servant disobeying law, with intent to cause injury to any person
166A	Public servant disobeying direction under law	199	Public servant disobeying direction under law
166B	Punishment for non-treatment of victim	200	Punishment for non-treatment of victim
167	Public servant framing an incorrect document with intent to cause injury	201	Public servant framing an incorrect document with intent to cause injury
168	Public servant unlawfully engaging in trade	202	Public servant unlawfully engaging in trade
169	Public servant unlawfully buying or bidding for property	203	Public servant unlawfully buying or bidding for property

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
170	Personating a public servant	204	Personating a public servant.
171	Wearing garb or carrying token used by public servant with fraudulent intent	205	Wearing garb or carrying token used by public servant with fraudulent intent
171A	“Candidate”, “Electoral right” defined	169	Candidate, electoral right defined
171B	Bribery	170	Bribery
171C	Undue influence at elections	171	Undue influence at elections
171D	Personation at elections	172	Personation at elections
171E	Punishment for bribery	173	Punishment for bribery
171F	Punishment for undue influence or personation at an election	174	Punishment for undue influence or personation at an election
171G	False statement in connection with an election	175	False statement in connection with an election
171H	Illegal payments in connection with an election	176	Illegal payments in connection with an election
171-I	Failure to keep election accounts	177	Failure to keep election accounts
172	Absconding to avoid service of summons or other proceeding	206	Absconding to avoid service of summons or other proceeding
173	Preventing service of summons or other proceeding, or preventing publication thereof	207	Preventing service of summons or other proceeding, or preventing publication thereof
174	Non-attendance in obedience to an order from public servant	208	Non-attendance in obedience to an order from public servant
174A	Non-appearance in response to a proclamation under section 82 of Act 2 of 1974	209	Non-appearance in response to a proclamation under section 84 of Bharatiya Nagarik Suraksha Sanhita, 2023
175	Omission to produce document or electronic record to public servant by person legally bound to produce it	210	Omission to produce document or electronic record to public servant by person legally bound to produce it
176	Omission to give notice or information to public servant by person legally bound to give it	211	Omission to give notice or information to public servant by person legally bound to give it
177	Furnishing false information	212	Furnishing false information
178	Refusing oath or affirmation when duly required by public servant to make it	213	Refusing oath or affirmation when duly required by public servant to make it

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
179	Refusing to answer public servant authorised to question	214	Refusing to answer public servant authorised to question
180	Refusing to sign statement	215	Refusing to sign statement
181	False statement on oath or affirmation to public servant or person authorised to administer an oath or affirmation	216	False statement on oath or affirmation to public servant or person authorised to administer an oath or affirmation
182	False information, with intent to cause public servant to use his lawful power to the injury of another person	217	False information, with intent to cause public servant to use his lawful power to injury of another person
183	Resistance to the taking of property by the lawful authority of a public servant	218	Resistance to taking of property by lawful authority of a public servant
184	Obstructing sale of property offered for sale by authority of public servant	219	Obstructing sale of property offered for sale by authority of public servant
185	Illegal purchase or bid for property offered for sale by authority of public servant	220	Illegal purchase or bid for property offered for sale by authority of public servant
186	Obstructing public servant in discharge of public functions	221	Obstructing public servant in discharge of public functions
187	Omission to assist public servant when bound by law to give assistance	222	Omission to assist public servant when bound by law to give assistance
188	Disobedience to order duly promulgated by public servant	223	Disobedience to order duly promulgated by public servant
189	Threat of injury to public servant	224	Threat of injury to public servant
190	Threat of injury to induce person to refrain from applying for protection to public servant	225	Threat of injury to induce person to refrain from applying for protection to public servant
191	Giving false evidence	227	Giving false evidence
192	Fabricating false evidence	228	Fabricating false evidence
193	Punishment for false evidence	229	Punishment for false evidence
194	Giving or fabricating false evidence with intent to procure conviction of capital offence	230	Giving or fabricating false evidence with intent to procure conviction of capital offence
195	Giving or fabricating false evidence with intent to procure conviction of offence punishable with imprisonment for life or imprisonment	231	Giving or fabricating false evidence with intent to procure conviction of offence punishable with imprisonment for life or imprisonment

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
195A	Threatening any person to give false evidence	232	Threatening any person to give false evidence
196	Using evidence known to be false	233	Using evidence known to be false
197	Issuing or signing false certificate	234	Issuing or signing false certificate
198	Using as true a certificate known to be false	235	Using as true a certificate known to be false
199	False statement made in declaration which is by law receivable as evidence	236	False statement made in declaration which is by law receivable as evidence
200	Using as true such declaration knowing it to be false	237	Using as true such declaration knowing it to be false
201	Causing disappearance of evidence of offence, or giving false information to screen offender	238	Causing disappearance of evidence of offence, or giving false information to screen offender
202	Intentional omission to give information of offence by person bound to inform	239	Intentional omission to give information of offence by person bound to inform
203	Giving false information respecting an offence committed	240	Giving false information respecting an offence committed
204	Destruction of document or electronic record to prevent its production as evidence	241	Destruction of document or electronic record to prevent its production as evidence
205	False personation for purpose of act or proceeding in suit or prosecution	242	False personation for purpose of act or proceeding in suit or prosecution
206	Fraudulent removal or concealment of property to prevent its seizure as forfeited or in execution	243	Fraudulent removal or concealment of property to prevent its seizure as forfeited or in execution
207	Fraudulent claim to property to prevent its seizure as forfeited or in execution	244	Fraudulent claim to property to prevent its seizure as forfeited or in execution
208	Fraudulently suffering decree for sum not due	245	Fraudulently suffering decree for sum not due
209	Dishonestly making false claim in Court	246	Dishonestly making false claim in Court
210	Fraudulently obtaining decree for sum not due	247	Fraudulently obtaining decree for sum not due
211	False charge of offence made with intent to injure	248	False charge of offence made with intent to injure
212	Harbouring offender	249	Harbouring offender

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
213	Taking gift, etc., to screen an offender from punishment	250	Taking gift, etc., to screen an offender from punishment
214	Offering gift or restoration of property in consideration of screening offender	251	Offering gift or restoration of property in consideration of screening offender
215	Taking gift to help to recover stolen property, etc.	252	Taking gift to help to recover stolen property, etc.
216	Harbouring offender who has escaped from custody or whose apprehension has been ordered	253	Harbouring offender who has escaped from custody or whose apprehension has been ordered
216A	Penalty for harbouring robbers or dacoits	254	Penalty for harbouring robbers or dacoits
216B	Definition of "harbour" in sections 212, 216 and 216A [Omitted earlier]	—	—
217	Public servant disobeying direction of law with intent to save person from punishment or property from forfeiture	255	Public servant disobeying direction of law with intent to save person from punishment or property from forfeiture
218	Public servant framing incorrect record or writing with intent to save person from punishment or property from forfeiture	256	Public servant framing incorrect record or writing with intent to save person from punishment or property from forfeiture
219	Public servant in judicial proceeding corruptly making report, etc., contrary to law	257	Public servant in judicial proceeding corruptly making report, etc., contrary to law
220	Commitment for trial or confinement by person having authority who knows that he is acting contrary to law	258	Commitment for trial or confinement by person having authority who knows that he is acting contrary to law
221	Intentional omission to apprehend on the part of public servant bound to apprehend	259	Intentional omission to apprehend on part of public servant bound to apprehend
222	Intentional omission to apprehend on the part of public servant bound to apprehend person under sentence or lawfully committed	260	Intentional omission to apprehend on part of public servant bound to apprehend person under sentence or lawfully committed
223	Escape from confinement or custody negligently suffered by public servant	261	Escape from confinement or custody negligently suffered by public servant
224	Resistance or obstruction by a person to his lawful apprehension	262	Resistance or obstruction by a person to his lawful apprehension

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Section	Heading	Section	Heading
225	Resistance or obstruction to lawful apprehension of another person	263	Resistance or obstruction to lawful apprehension of another person
225A	Omission to apprehend, or sufferance of escape, on part of public servant, in cases not otherwise, provided for	264	Omission to apprehend, or sufferance of escape, on part of public servant, in cases not otherwise provided for
225B	Resistance or obstruction to lawful apprehension, or escape or rescue in case not otherwise provided for	265	Resistance or obstruction to lawful apprehension or escape or rescue in cases not otherwise provided for
226	Unlawful return from transportation [<i>Omitted earlier</i>]	—	—
227	Violation of condition of remission of punishment	266	Violation of condition of remission of punishment
228	Intentional insult or interruption to public servant sitting in judicial proceeding	267	Intentional insult or interruption to public servant sitting in judicial proceeding
228A(1)/ (2)	Disclosure of identity of the victim of certain offences etc.	72	Disclosure of identity of victim of certain offences, etc.
228A(3)	Disclosure of identity of the victim of certain offences etc.	73	Printing or publishing of any matter relating to Court proceedings without permission
229	Personation of a juror or assessor	268	Personation of assessor
229A	Failure by person released on bail or bond to appear in Court	269	Failure by person released on bail bond or bond to appear in Court
230	"Coin" defined	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
231	Counterfeiting coin	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
232	Counterfeiting Indian coin	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
233	Making or selling instrument for counterfeiting coin	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes

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Section	Heading	Section	Heading
234	Making or selling instrument for counterfeiting Indian coin	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes
235	Possession of instrument, or material for the purpose of using the same for counterfeiting coin	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes
236	Abetting in India the counterfeiting out of India of coin	—	—
237	Import or export of counterfeit coin	—	—
238	Import or export of counterfeits of the India coin	—	—
239	Delivery of coin, possessed with knowledge that it is counterfeit	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
240	Delivery of Indian coin, possessed with knowledge that it is counterfeit	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
241	Delivery of coin as genuine, which, when first possessed, the deliverer did not know to be counterfeit	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
242	Possession of counterfeit coin by person who knew it to be counterfeit when he became possessed thereof	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes
243	Possession of Indian coin by person who knew it to be counterfeit when he became possessed thereof	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes
244	Person employed in mint causing coin to be of different weight or composition from that fixed by law	187	Person employed in mint causing coin to be of different weight or composition from that fixed by law
245	Unlawfully taking coining instrument from mint	188	Unlawfully taking coining instrument from mint

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Section	Heading	Section	Heading
246	Fraudulently or dishonestly diminishing weight or altering composition of coin	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
247	Fraudulently or dishonestly diminishing weight or altering composition of Indian coin	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
248	Altering appearance of coin with intent that it shall pass as coin of different description	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
249	Altering appearance of Indian coin with intent that it shall pass as coin of different description	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
250	Delivery of coin, possessed with knowledge that it is altered	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
251	Delivery of Indian coin, possessed with knowledge that it is altered	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
252	Possession of coin by person who knew it to be altered when he became possessed thereof	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes
253	Possession of Indian coin by person who knew it to be altered when he became possessed thereof	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes
254	Delivery of coin as genuine, which, when first possessed, the deliverer did not know to be altered	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
255	Counterfeiting Government stamp	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
256	Having possession of instrument or material for counterfeiting Government stamp	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes

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Section	Heading	Section	Heading
257	Making or selling instrument for counterfeiting Government stamp	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes
258	Sale of counterfeit Government stamp	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
259	Having possession of counterfeit Government stamp	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes
260	Using as genuine a Government stamp known to be a counterfeit	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
261	Effacing, writing from substance bearing Government stamp, or removing from document a stamp used for it, with intent to cause loss to Government	183	Effacing writing from substance bearing Government stamp, or removing from document a stamp used for it, with intent to cause loss to Government
262	Using Government stamp known to have been before used	184	Using Government stamp known to have been before used
263	Erasure of mark denoting that stamp has been used	185	Erasure of mark denoting that stamp has been used
263A	Prohibition of fictitious stamps	186	Prohibition of fictitious stamps
264	Fraudulent use of false instrument for weighing	—	—
265	Fraudulent use of false weight or measure	—	—
266	Being in possession of false weight or measure	—	—
267	Making or selling false weight or measure	—	—
268	Public nuisance	270	Public nuisance
269	Negligent act likely to spread infection of disease dangerous to life	271	Negligent act likely to spread infection of disease dangerous to life
270	Malignant act likely to spread infection of disease dangerous to life	272	Malignant act likely to spread infection of disease dangerous to life

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Section	Heading	Section	Heading
271	Disobedience to quarantine rule	273	Disobedience to quarantine rule
272	Adulteration of food or drink intended for sale	274	Adulteration of food or drink intended for sale
273	Sale of noxious food or drink	275	Sale of noxious food or drink
274	Adulteration of drugs	276	Adulteration of drugs
275	Sale of adulterated drugs	277	Sale of adulterated drugs
276	Sale of drug as a different drug or preparation	278	Sale of drug as a different drug or preparation
277	Fouling water of public spring or reservoir	279	Fouling water of public spring or reservoir
278	Making atmosphere noxious to health	280	Making atmosphere noxious to health
279	Rash driving or riding on a public way	281	Rash driving or riding on a public way
280	Rash navigation of vessel	282	Rash navigation of vessel
281	Exhibition of false light, mark or buoy	283	Exhibition of false light, mark or buoy
282	Conveying person by water for hire in unsafe or overloaded vessel	284	Conveying person by water for hire in unsafe or overloaded vessel
283	Danger or obstruction in public way or line of navigation	285	Danger or obstruction in public way or line of navigation
284	Negligent conduct with respect to poisonous substance	286	Negligent conduct with respect to poisonous substance
285	Negligent conduct with respect to fire or combustible matter	287	Negligent conduct with respect to fire or combustible matter
286	Negligent conduct with respect to explosive substance	288	Negligent conduct with respect to explosive substance
287	Negligent conduct with respect to machinery	289	Negligent conduct with respect to machinery
288	Negligent conduct with respect to pulling down or repairing buildings	290	Negligent conduct with respect to pulling down, repairing or constructing buildings, etc.
289	Negligent conduct with respect to animal	291	Negligent conduct with respect to animal
290	Punishment for public nuisance in cases not otherwise provided for	292	Punishment for public nuisance in cases not otherwise provided for
291	Continuance of nuisance after injunction to discontinue	293	Continuance of nuisance after injunction to discontinue

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Section	Heading	Section	Heading
292	Sale, etc., of obscene books, etc.	294	Sale, etc., of obscene books, etc.
293	Sale, etc., of obscene objects to young person	295	Sale, etc., of obscene objects to child
294	Obscene acts and songs	296	Obscene acts and songs
294A	Keeping lottery office	297	Keeping lottery office
295	Injuring or defiling place of worship with intent to insult the religion of any class	298	Injuring or defiling place of worship with intent to insult religion of any class
295A	Deliberate and malicious acts, intended to outrage religious feelings of any class by insulting its religion or religious beliefs	299	Deliberate and malicious acts, intended to outrage religious feelings of any class by insulting its religion or religious beliefs
296	Disturbing religious assembly	300	Disturbing religious assembly
297	Trespassing on burial places, etc.	301	Trespassing on burial places, etc.
298	Uttering, words, etc., with deliberate intent to wound the religious feelings of any person	302	Uttering words, etc., with deliberate intent to wound religious feelings of any person
299	Culpable homicide	100	Culpable homicide
300	Murder	101	Murder
301	Culpable homicide by causing death of person other than person whose death was intended	102	Culpable homicide by causing death of person other than person whose death was intended
302	Punishment for murder	103(1)	Punishment for murder
303	Punishment for murder by life-convict	104	Punishment for murder by life-convict
304	Punishment for culpable homicide not amounting to murder	105	Punishment for culpable homicide not amounting to murder
304A	Causing death by negligence	106	Causing death by negligence
304B	Dowry death	80	Dowry death
305	Abetment of suicide of child or insane person	107	Abetment of suicide of child or person with mental illness
306	Abetment of suicide	108	Abetment of suicide
307	Attempt to murder	109	Attempt to murder
308	Attempt to commit culpable homicide	110	Attempt to commit culpable homicide
309	Attempt to commit suicide	—	—
310	Thug	—	—

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Section	Heading	Section	Heading
311	Punishment	—	—
312	Causing miscarriage	88	Causing miscarriage.
313	Causing miscarriage without woman's consent	89	Causing miscarriage without woman's consent.
314	Death caused by act done with intent to cause miscarriage	90	Death caused by act done with intent to cause miscarriage
315	Act done with intent to prevent child being born alive or to cause it to die after birth	91	Act done with intent to prevent child being born alive or to cause to die after birth
316	Causing death of quick unborn child by act amounting to culpable homicide	92	Causing death of quick unborn child by act amounting to culpable homicid
317	Exposure and abandonment of child under twelve years, by parent or person having care of it	93	Exposure and abandonment of child under twelve years of age, by parent or person having care of it
318	Concealment of birth by secret disposal of dead body	94	Concealment of birth by secret disposal of dead body
319	Hurt	114	Hurt
320	Grievous hurt	116	Grievous hurt
321	Voluntarily causing hurt	115(1)	Voluntarily causing hurt
322	Voluntarily causing grievous hurt	117(1)	Voluntarily causing grievous hurt
323	Punishment for voluntarily causing hurt	115(2)	Voluntarily causing hurt
324	Voluntarily causing hurt by dangerous weapons or means	118(1)	Voluntarily causing hurt or grievous hurt by dangerous weapons or means
325	Punishment for voluntarily causing grievous hurt	117(1)	Voluntarily causing grievous hurt
326	Voluntarily causing grievous hurt by dangerous weapons or means	118(2)	Voluntarily causing hurt or grievous hurt by dangerous weapons or means
326A	Voluntarily causing grievous hurt by use of acid, etc.	124(1)	Voluntarily causing grievous hurt by use of acid, etc.
326B	Voluntarily throwing or attempting to throw acid	124(2)	Voluntarily causing grievous hurt by use of acid, etc.
327	Voluntarily causing hurt to extort property, or to constrain to an illegal act	119(1)	Voluntarily causing hurt or grievous hurt to extort property, or to constrain to an illegal act

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Section	Heading	Section	Heading
328	Causing hurt by means of poison, etc., with intent to commit an offence	123	Causing hurt by means of poison, etc., with intent to commit an offence
329	Voluntarily causing grievous hurt to extort property, or to constrain to an illegal act	119(2)	Voluntarily causing hurt or grievous hurt to extort property, or to constrain to an illegal act
330	Voluntarily causing hurt to extort confession, or to compel restoration of property	120(1)	Voluntarily causing hurt or grievous hurt to extort confession, or to compel restoration of property
331	Voluntarily causing grievous hurt to extort confession, or to compel restoration of property	120(2)	Voluntarily causing hurt or grievous hurt to extort confession, or to compel restoration of property
332	Voluntarily causing hurt to deter public servant from his duty	121(1)	Voluntarily causing hurt or grievous hurt to deter public servant from his duty
333	Voluntarily causing grievous hurt to deter public servant from his duty	121(2)	Voluntarily causing hurt or grievous hurt to deter public servant from his duty
334	Voluntarily causing hurt on provocation	122(1)	Voluntarily causing hurt or grievous hurt on provocation
335	Voluntarily causing grievous hurt on provocation	122(2)	Voluntarily causing hurt or grievous hurt on provocation
336	Act endangering life or personal safety of others	125	Act endangering life or personal safety of others
337	Causing hurt by act endangering life or personal safety of others	125	Act endangering life or personal safety of others
338	Causing grievous hurt by act endangering life or personal safety of others	125	Act endangering life or personal safety of others
339	Wrongful restraint	126(1)	Wrongful restraint
340	Wrongful confinement	127(1)	Wrongful confinement
341	Punishment for wrongful restraint	126(2)	Wrongful restraint
342	Punishment for wrongful confinement	127(2)	Wrongful confinement
343	Wrongful confinement for three or more days	127(3)	Wrongful confinement
344	Wrongful confinement for ten or more days	127(4)	Wrongful confinement

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Section	Heading	Section	Heading
345	Wrongful confinement of person for whose liberation writ has been issued	127(5)	Wrongful confinement
346	Wrongful confinement in secret	127(6)	Wrongful confinement
347	Wrongful confinement to extort property, or constrain to illegal act	127(7)	Wrongful confinement
348	Wrongful confinement to extort confession, or compel restoration of property	127(8)	Wrongful confinement
349	Force	128	Force
350	Criminal force	129	Criminal force
351	Assault	130	Assault
352	Punishment for assault or criminal force otherwise than on grave provocation	131	Punishment for assault or criminal force otherwise than on grave provocation
353	Assault or criminal force to deter public servant from discharge of his duty	132	Assault or criminal force to deter public servant from discharge of his duty
354	Assault or criminal force to woman with intent to outrage her modesty	74	Assault or use of criminal force to woman with intent to outrage her modesty
354A	Sexual harassment and punishment for sexual harassment	75	Sexual harassment
354B	Assault or use of criminal force to woman with intent to disrobe	76	Assault or use of criminal force to woman with intent to disrobe
354C	Voyeurism	77	Voyeurism
354D	Stalking	78	Stalking
355	Assault or criminal force with intent to dishonour person, otherwise than on grave provocation	133	Assault or criminal force with intent to dishonour person, otherwise than on grave provocation
356	Assault or criminal force in attempt to commit theft of property carried by a person	134	Assault or criminal force in attempt to commit theft of property carried by a person
357	Assault or criminal force in attempt wrongfully to confine a person	135	Assault or criminal force in attempt to wrongfully confine a person
358	Assault or criminal force on grave provocation	136	Assault or criminal force on grave provocation

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Section	Heading	Section	Heading
359	Kidnapping	137(1)	Kidnapping
360	Kidnapping from India	137(1)(a)	Kidnapping
361	Kidnapping from lawful guardianship	137(1)(b)	Kidnapping
362	Abduction	138	Abduction
363	Punishment for kidnapping	137(2)	Kidnapping
363A	Kidnapping or maiming a minor for purposes of begging	139	Kidnapping or maiming a child for purposes of begging
364	Kidnapping or abducting in order to murder	140(1)	Kidnapping or abducting in order to murder or for ransom, etc.
364A	Kidnapping for ransom, etc.	140(2)	Kidnapping or abducting in order to murder or for ransom, etc.
365	Kidnapping or abducting with intent secretly and wrongfully to confine person	140(3)	Kidnapping or abducting in order to murder or for ransom, etc.
366	Kidnapping, abducting or inducing woman to compel her marriage, etc.	87	Kidnapping, abducting or inducing woman to compel her marriage, etc.
366A	Procuration of minor girl	96	Procurement of child
366B	Importation of girl from foreign country	141	Importation of girl or boy from foreign country
367	Kidnapping or abducting in order to subject person to grievous hurt, slavery, etc.	140(4)	Kidnapping or abducting in order to murder or for ransom, etc.
368	Wrongfully concealing or keeping in confinement, kidnapped or abducted person	142	Wrongfully concealing or keeping in confinement, kidnapped or abducted person
369	Kidnapping or abducting child under ten years with intent to steal from its person	97	Kidnapping or abducting child under ten years of age with intent to steal from its person
370	Trafficking of person	143	Trafficking of person
370A	Exploitation of a trafficked person	144	Exploitation of a trafficked person
371	Habitual dealing in slaves	145	Habitual dealing in slaves
372	Selling minor for purposes of prostitution, etc.	98	Selling child for purposes of prostitution, etc.
373	Buying minor for purposes of prostitution, etc.	99	Buying child for purposes of prostitution, etc.
374	Unlawful compulsory labour	146	Unlawful compulsory labour
375	Rape	63	Rape
376(1)/(2)	Punishment for rape	64	Punishment for rape

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Section	Heading	Section	Heading
376(3)	Punishment for rape	65(1)	Punishment for rape in certain cases
376A	Punishment for causing death or resulting in persistent vegetative state of victim	66	Punishment for causing death or resulting in persistent vegetative state of victim
376AB	Punishment for rape on woman under twelve years of age	65(2)	Punishment for rape in certain cases
376B	Sexual intercourse by husband upon his wife during separation	67	Sexual intercourse by husband upon his wife during separation
376C	Sexual intercourse by a person in authority	68	Sexual intercourse by a person in authority
376D	Gang Rape	70(1)	Gang rape
376DA	Punishment for gang rape on woman under sixteen years of age	70(2)	Gang rape
376DB	Punishment for gang rape on woman under twelve years of age	70(2)	Gang rape
376E	Punishment for repeat offenders	71	Punishment for repeat offenders
377	Unnatural offences	—	—
378	Theft	303(1)	Theft
379	Punishment for theft	303(2)	Theft
380	Theft in dwelling house, etc.	305	Theft in a dwelling house, or means of transportation or place of worship, etc.
381	Theft by clerk or servant of property in possession of master	306	Theft by clerk or servant of property in possession of master
382	Theft after preparation made for causing death, hurt or restraint in order to the committing of the theft	307	Theft after preparation made for causing death, hurt or restraint in order to committing of theft
383	Extortion	308(1)	Extortion
384	Punishment for extortion	308(2)	Extortion
385	Putting person in fear of injury in order to commit extortion	308(3)	Extortion
386	Extortion by putting a person in fear of death or grievous hurt	308(5)	Extortion
387	Putting person in fear of death or of grievous hurt, in order to commit extortion	308(4)	Extortion

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Section	Heading	Section	Heading
388	Extortion by threat of accusation of an offence punishable with death or imprisonment for life, etc.	308(7)	Extortion
389	Putting person in fear of accusation of offence, in order to commit extortion	308(6)	Extortion
390	Robbery	309(1)/(2)/(3)	Robbery
391	Dacoity	310(1)	Dacoity
392	Punishment for robbery	309(4)	Robbery
393	Attempt to commit robbery	309(5)	Robbery
394	Voluntarily causing hurt in committing robbery	309(6)	Robbery
395	Punishment for dacoity	310(2)	Dacoity
396	Dacoity with murder	310(3)	Dacoity
397	Robbery, or dacoity, with attempt to cause death or grievous hurt	311	Robbery, or dacoity, with attempt to cause death or grievous hurt
398	Attempt to commit robbery or dacoity when armed with deadly weapon	312	Attempt to commit robbery or dacoity when armed with deadly weapon
399	Making preparation to commit dacoity	310(4)	Dacoity
400	Punishment for belonging to gang of dacoits	310(6)	Dacoity
401	Punishment for belonging to gang of thieves	313	Punishment for belonging to gang of robbers, etc.
402	Assembling for purpose of committing dacoity	310(5)	Dacoity
403	Dishonest misappropriation of property	314	Dishonest misappropriation of property
404	Dishonest misappropriation of property possessed by deceased person at the time of his death	315	Dishonest misappropriation of property possessed by deceased person at the time of his death
405	Criminal breach of trust	316(1)	Criminal breach of trust
406	Punishment for criminal breach of trust	316(2)	Criminal breach of trust
407	Criminal breach of trust by carrier, etc.	316(3)	Criminal breach of trust

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Section	Heading	Section	Heading
408	Criminal breach of trust by clerk or servant	316(4)	Criminal breach of trust
409	Criminal breach of trust by public servant, or by banker, merchant or agent	316(5)	Criminal breach of trust
410	Stolen property	317(1)	Stolen property
411	Dishonestly receiving stolen property	317(2)	Stolen property
412	Dishonestly receiving property stolen in the commission of a dacoity	317(3)	Stolen property
413	Habitually dealing in stolen property	317(4)	Stolen property
414	Assisting in concealment of stolen property	317(5)	Stolen property
415	Cheating	318(1)	Cheating
416	Cheating by personation	319(1)	Cheating by personation
417	Punishment for cheating	318(2)	Cheating
418	Cheating with knowledge that wrongful loss may ensue to person whose interest offender is bound to protect	318(3)	Cheating
419	Punishment for cheating by personation	319(2)	Cheating by personation
420	Cheating and dishonestly inducing delivery of property	318(4)	Cheating
421	Dishonest or fraudulent removal or concealment of property to prevent distribution among creditors	320	Dishonest or fraudulent removal or concealment of property to prevent distribution among creditors
422	Dishonestly or fraudulently preventing debt being available for creditors	321	Dishonestly or fraudulently preventing debt being available for creditors
423	Dishonest or fraudulent execution of deed of transfer containing false statement of consideration	322.	Dishonest or fraudulent execution of deed of transfer containing false statement of consideration
424	Dishonest or fraudulent removal or concealment of property	323	Dishonest or fraudulent removal or concealment of property
425	Mischief	324(1)	Mischief
426	Punishment for mischief	324(2)	Mischief

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Section	Heading	Section	Heading
427	Mischief causing damage to the amount of fifty rupees	324(4)/ (5)	Mischief
428	Mischief by killing or maiming animal of the value of ten rupees	325	Mischief by killing or maiming animal
429	Mischief by killing or maiming cattle, etc., of any value or any animal of the value of fifty rupees	325	Mischief by killing or maiming animal
430	Mischief by injury to works of irrigation or by wrongfully diverting water	326(a)	Mischief by injury, inundation, fire or explosive substance, etc.
431	Mischief by injury to public road, bridge, river or channel	326(b)	Mischief by injury, inundation, fire or explosive substance, etc.
432	Mischief by causing inundation or obstruction to public drainage attended with damage	326(c)	Mischief by injury, inundation, fire or explosive substance, etc.
433	Mischief by destroying, moving or rendering less useful a light-house or sea-mark	326(d)	Mischief by injury, inundation, fire or explosive substance, etc.
434	Mischief by destroying or moving, etc., a land-mark fixed by public authority	326(e)	Mischief by injury, inundation, fire or explosive substance, etc.
435	Mischief by fire or explosive substance with intent to cause damage to amount of one hundred or (in case of agricultural produce) ten rupees	326(f)	Mischief by injury, inundation, fire or explosive substance, etc.
436	Mischief by fire or explosive substance with intent to destroy house, etc.	326(g)	Mischief by injury, inundation, fire or explosive substance, etc.
437	Mischief with intent to destroy or make unsafe a decked vessel or one of twenty tons burden	327(1)	Mischief with intent to destroy or make unsafe a rail, aircraft, decked vessel or one of twenty tons burden
438	Punishment for the mischief described in section 437 committed by fire or explosive substance	327(2)	Mischief with intent to destroy or make unsafe a rail, aircraft, decked vessel or one of twenty tons burden
439	Punishment for intentionally running vessel aground or ashore with intent to commit theft, etc.	328	Punishment for intentionally running vessel aground or ashore with intent to commit theft, etc.
440	Mischief committed after preparation made for causing death or hurt	324(6)	Mischief

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Section	Heading	Section	Heading
441	Criminal trespass	329(1)	Criminal trespass and house-trespass
442	House trespass	329(2)	Criminal trespass and house-trespass
443	Lurking house-trespass	330(1)	House-trespass and house-breaking
444	Lurking house-trespass by night	—	—
445	House-breaking	330(2)	House-trespass and house-breaking
446	House-breaking by night	—	—
447	Punishment for criminal trespass	329(3)	Criminal trespass and house-trespass
448	Punishment for house-trespass	329(4)	Criminal trespass and house-trespass
449	House-trespass in order to commit offence punishable with death	332(a)	House-trespass in order to commit offence
450	House-trespass in order to commit offence punishable with imprisonment for life	332(b)	House-trespass in order to commit offence
451	House-trespass in order to commit offence punishable with imprisonment	332(c)	House-trespass in order to commit offence
452	House-trespass after preparation for hurt, assault or wrongful restraint	333	House-trespass after preparation for hurt, assault or wrongful restraint
453	Punishment for lurking house-trespass or house-breaking	331(1)	Punishment for house-trespass or house-breaking
454	Lurking house-trespass or house-breaking in order to commit offence punishable with imprisonment	331(3)	Punishment for house-trespass or house-breaking
455	Lurking house-trespass or house-breaking after preparation for hurt, assault or wrongful restraint	331(5)	Punishment for house-trespass or house-breaking
456	Punishment for lurking house-trespass or house-breaking by night	331(2)	Punishment for house-trespass or house-breaking
457	Lurking house-trespass or house-breaking by night in order to commit offence punishable with imprisonment	331(4)	Punishment for house-trespass or house-breaking

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
458	Lurking house-trespass or house-breaking by night after preparation for hurt, assault, or wrongful restraint	331(6)	Punishment for house-trespass or house-breaking
459	Grievous hurt caused whilst committing lurking house-trespass or house-breaking	331(7)	Punishment for house-trespass or house-breaking
460	All persons jointly concerned in lurking house-trespass or house-breaking by night punishable where death or grievous hurt caused by one of them	331(8)	Punishment for house-trespass or house-breaking
461	Dishonestly breaking open receptacle containing property	334(1)	Dishonestly breaking open receptacle containing property
462	Punishment for same offence when committed by person entrusted with custody	334(2)	Dishonestly breaking open receptacle containing property
463	Forgery	336(1)	Forgery
464	Making a false document	335	Making a false document
465	Punishment for forgery	336(2)	Forgery
466	Forgery of record of Court or of public register, etc.	337	Forgery of record of Court or of public register, etc.
467	Forgery of valuable security, will, etc.	338	Forgery of valuable security, will, etc.
468	Forgery for purpose of cheating	336(3)	Forgery
469	Forgery for purpose of harming reputation	336(4)	Forgery
470	Forged document or electronic record	340(1)	Forged document or electronic record and using it as genuine
471	Using as genuine a forged document or electronic record	340(2)	Forged document or electronic record and using it as genuine
472	Making or possessing counterfeit seal, etc., with intent to commit forgery punishable under section	341(1)	Making or possessing counterfeit seal, etc., with intent to commit forgery punishable under section 338
473	Making or possessing counterfeit seal, etc., with intent to commit forgery punishable otherwise	341(2)	Making or possessing counterfeit seal, etc., with intent to commit forgery punishable under section 338

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
474	Having possession of document described in section 466 or 467, knowing it to be forged and intending to use it as genuine	339	Having possession of document described in section 337 or section 338, knowing it to be forged and intending to use it as genuine
475	Counterfeiting device or mark used for authenticating documents described in section 467, or possessing counterfeit marked material	342(1)	Counterfeiting device or mark used for authenticating documents described in section 338, or possessing counterfeit marked material
476.	Counterfeiting device or mark used for authenticating documents other than those described in section 467, or possessing counterfeit marked material	342(2)	Counterfeiting device or mark used for authenticating documents described in section 338, or possessing counterfeit marked material
477	Fraudulent cancellation, destruction, etc., of will, authority to adopt, or valuable security	343	Fraudulent cancellation, destruction, etc., of will, authority to adopt, or valuable security
477A	Falsification of accounts	344	Falsification of accounts
478	Trade marks [Omitted earlier]	—	—
479	Property mark	345(1)	Property mark
480	Using a false trade mark [Omitted earlier]	—	—
481	Using a false property mark	345(2)	Property mark
482	Punishment for using a false property mark	345(3)	Property mark
483	Counterfeiting a property mark used by another	347(1)	Counterfeiting a property mark
484	Counterfeiting a mark used by a public servant	347(2)	Counterfeiting a property mark
485	Making or possession of any instrument for counterfeiting a property mark	348	Making or possession of any instrument for counterfeiting a property mark
486	Selling goods marked with a counterfeit property mark	349	Selling goods marked with a counterfeit property mark
487	Making a false mark upon any receptacle containing goods	350(1)	Making a false mark upon any receptacle containing goods
488	Punishment for making use of any such false mark	350(2)	Making a false mark upon any receptacle containing goods
489	Tampering with property mark with intent to cause injury	346	Tampering with property mark with intent to cause injury

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
489A	Counterfeiting currency-notes or bank-notes	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes
489B	Using as genuine, forged or counterfeit currency-notes or bank-notes	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes
489C	Possession of forged or counterfeit currency-notes or bank-notes	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes
489D	Making or possessing instruments or materials for forging or counterfeiting currency-notes or bank-notes	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes
489E	Making or using documents resembling currency-notes or bank-notes	182	Making or using documents resembling currency-notes or bank-notes
490	Breach of contract of service during voyage or journey [Omitted earlier]	—	—
491	Breach of contract to attend on and supply wants of helpless person	357	Breach of contract to attend on and supply wants of helpless person
492	Breach of contract to serve at distant place to which servant is conveyed at master's expense [Omitted earlier]	—	—
493	Cohabitation caused by a man deceitfully inducing a belief of lawful marriage	81	Cohabitation caused by man deceitfully inducing belief of lawful marriage
494	Marrying again during lifetime of husband or wife	82(1)	Marrying again during lifetime of husband or wife
495	Same offence with concealment of former marriage from person with whom subsequent marriage is contracted	82(2)	Marrying again during lifetime of husband or wife
496	Marriage ceremony fraudulently gone through without lawful marriage	83	Marriage ceremony fraudulently gone through without lawful marriage
497	Adultery	—	—
498	Enticing or taking away or detaining with criminal intent a married woman	84	Enticing or taking away or detaining with criminal intent a married woman

The Indian Penal Code, (45 of 1860)		The Bharatiya Nyaya Sanhita, 2023	
Section	Heading	Section	Heading
498A	Husband or relative of husband of a woman subjecting her to cruelty	85	Husband or relative of husband of a woman subjecting her to cruelty
498, Exp	—	86	Cruelty defined
499	Defamation	356(1)	Defamation
500	Punishment for defamation	356(2)	Defamation
501	Printing or engraving matter known to be defamatory	356(3)	Defamation
502	Sale of printed or engraved substance containing defamatory matter	356(4)	Defamation
503	Criminal intimidation	351(1)	Criminal intimidation
504	Intentional insult with intent to provoke breach of the peace	352	Intentional insult with intent to provoke breach of peace
505	Statements conducing to public mischief	353	Statements conducing to public mischief
506	Punishment for criminal intimidation	351(2)/ (3)	Criminal intimidation
507	Criminal intimidation by an anonymous communication	351(4)	Criminal intimidation
508	Act caused by inducing person to believe that he will be rendered an object of the Divine displeasure	354	Act caused by inducing person to believe that he will be rendered an object of Divine displeasure
509	Word, gesture or act intended to insult the modesty of a woman	79	Word, gesture or act intended to insult modesty of a woman
510	Misconduct in public by a drunken person	355	Misconduct in public by a drunken person
511	Punishment for attempting to commit offences punishable with imprisonment for life or other imprisonment	62	Punishment for attempting to commit offences punishable with imprisonment for life or other imprisonment

BHARATIYA NAGARIK SURAKSHA

SANHITA (BNSS), 2023

COMPARATIVE CHART

Comparison of relevant provisions of the Code of Criminal Procedure, 1973 with the Bharatiya Nagarik Suraksha Sanhita, 2023

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
1	Short title, extent and commencement	1	Short title, extent and commencement
2	Definitions	2	Definitions
2(a)	"bailable offence"	2(1)(c)	"bailable offence"
2(b)	"charge"	2(1)(f)	"charge"
2(c)	"cognizable offence"	2(1)(g)	"cognizable offence"
2(d)	"complaint"	2(1)(h)	"complaint"
2(e)	"High Court"	2(1)(j)	"High Court"
2(f)	"India"	—	—
2(g)	"inquiry"	2(1)(k)	"inquiry"
2(h)	"investigation"	2(1)(l)	"investigation"
2(i)	"judicial proceeding"	2(1)(m)	"judicial proceeding"
2(j)	"local jurisdiction"	2(1)(n)	"local jurisdiction"
2(k)	"metropolitan area"	—	—
2(l)	"non-cognizable offence"	2(1)(o)	"non-cognizable offence"
2(m)	"notification"	2(1)(p)	"notification"
2(n)	"offence"	2(1)(q)	"offence"
2(o)	"officer-in-charge of a police station"	2(1)(r)	"officer in charge of a police station"
2(p)	"place"	2(1)(s)	"place"
2(q)	"pleader"	—	—
2(r)	"police report"	2(1)(t)	"police report"
2(s)	"police station"	2(1)(u)	"police station"
2(t)	"prescribed"	—	—
2(u)	"Public Prosecutor"	2(1)(v)	"Public Prosecutor"
2(v)	"sub-division"	2(1)(w)	"sub-division"
2(w)	"summons-case"	2(1)(x)	"summons-case"
2(wa)	"victim"	2(1)(y)	"victim"
2(x)	"warrant-case"	2(1)(z)	"warrant-case"
2(y)	Words and expressions not defined	2(2)	Words and expressions not defined

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
3	Construction of references	3	Construction of references
4	Trial of offences under the Indian Penal Code and other laws	4	Trial of offences under Bharatiya Nyaya Sanhita, 2023 and other laws
5	Saving	5	Saving
6	Classes of Criminal Courts	6	Classes of Criminal Courts
7	Territorial divisions	7	Territorial divisions
8	Metropolitan areas	—	—
9	Court of Session	8	Court of Session
10	Subordination of Assistant Sessions Judges	—	—
11	Courts of Judicial Magistrates	9	Courts of Judicial Magistrates
12	Chief Judicial Magistrate and Additional Chief Judicial Magistrate, etc.	10	Chief Judicial Magistrate and Additional Chief Judicial Magistrate, etc.
13	Special Judicial Magistrates	11	Special Judicial Magistrates
14	Local Jurisdiction of Judicial Magistrates	12	Local Jurisdiction of Judicial Magistrates
15	Subordination of Judicial Magistrates	13	Subordination of Judicial Magistrates
16	Courts of Metropolitan Magistrates	—	—
17	Chief Metropolitan Magistrate and Additional Chief Metropolitan Magistrate	—	—
18	Special Metropolitan Magistrates	—	—
19	Subordination of Metropolitan Magistrates	—	—
20	Executive Magistrates	14	Executive Magistrates
21	Special Executive Magistrates	15	Special Executive Magistrates
22	Local Jurisdiction of Executive Magistrates	16	Local Jurisdiction of Executive Magistrates
23	Subordination of Executive Magistrates	17	Subordination of Executive Magistrates
24	Public Prosecutors	18	Public Prosecutors
25	Assistant Public Prosecutors	19	Assistant Public Prosecutors
25A	Directorate of Prosecution	20	Directorate of Prosecution
26	Courts by which offences are triable	21	Courts by which offences are triable

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
27	Jurisdiction in the case of juveniles	—	—
28	Sentences which the High Courts and Sessions Judges may pass	22	Sentences which High Courts and Sessions Judges may pass
29	Sentences which Magistrates may pass	23	Sentences which Magistrates may pass
30	Sentence of imprisonment in default of fine	24	Sentence of imprisonment in default of fine
31	Sentence in cases of conviction of several offences at one trial	25	Sentence in cases of conviction of several offences at one trial
32	Mode of conferring powers	26	Mode of conferring powers
33	Powers of officers appointed	27	Powers of officers appointed
34	Withdrawal of powers	28	Withdrawal of powers
35	Powers of Judges and Magistrates exercisable by their successors-in-office	29	Powers of Judges and Magistrates exercisable by their successors-in-office
36	Powers of superior officers of police	30	Powers of superior officers of police
37	Public when to assist Magistrates and police	31	Public when to assist Magistrates and police
38	Aid to person other than police officer, executing warrant	32	Aid to person, other than police officer, executing warrant
39	Public to give information of certain offences	33	Public to give information of certain offences
40	Duty of officers employed in connection with the affairs of a village to make certain report	34	Duty of officers employed in connection with affairs of a village to make certain report
41	When police may arrest without warrant	35(1)/(2)	When police may arrest without warrant
41A	Notice of appearance before police officer	35(3)to 35(6)	When police may arrest without warrant
41B	Procedure of arrest and duties of officer making arrest	36	Procedure of arrest and duties of officer making arrest
41C	Control room at districts	37	Designated police officer
41D	Right of arrested person to meet an advocate of his choice during interrogation	38	Right of arrested person to meet an advocate of his choice during interrogation
42	Arrest on refusal to give name and residence	39	Arrest on refusal to give name and residence
43	Arrest by private person and procedure on such arrest	40	Arrest by private person and procedure on such arrest

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
44	Arrest by Magistrate	41	Arrest by Magistrate
45	Protection of members of the Armed Forces from arrest	42	Protection of members of Armed Forces from arrest
46	Arrest how made	43	Arrest how made
47	Search of place entered by person sought to be arrested	44	Search of place entered by person sought to be arrested
48	Pursuit of offenders into other jurisdictions	45	Pursuit of offenders into other jurisdictions
49	No unnecessary restraint	46	No unnecessary restraint
50	Person arrested to be informed of grounds of arrest and of right to bail	47	Person arrested to be informed of grounds of arrest and of right to bail
50A	Obligation of person making arrest to inform about the arrest, etc., to a nominated person	48	Obligation of person making arrest to inform about arrest, etc., to relative or friend
51	Search of arrested person	49	Search of arrested person
52	Power to seize offensive weapons	50	Power to seize offensive weapons
53	Examination of accused by medical practitioner at the request of police officer	51	Examination of accused by medical practitioner at request of police officer
53A	Examination of person accused of rape by medical practitioner	52	Examination of person accused of rape by medical practitioner
54	Examination of arrested persons by Medical Officer	53	Examination of arrested person by medical officer
54A	Identification of person arrested	54	Identification of person arrested
55	Procedure when police officer deputes subordinate to arrest without warrant	55	Procedure when police officer deputes subordinate to arrest without warrant
55A	Health and safety of arrested person	56	Health and safety of arrested person
56	Person arrested to be taken before Magistrate or officer-in-charge of police station	57	Person arrested to be taken before Magistrate or officer in charge of police station
57	Person arrested not to be detained more than twenty-four hours	58	Person arrested not to be detained more than twenty-four hours
58	Police to report apprehensions	59	Police to report apprehensions
59	Discharge of person apprehended	60	Discharge of person apprehended
60	Powers, on escape, to pursue and retake	61	Power, on escape, to pursue and retake

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
60A	Arrest to be made strictly according to the Code	62	Arrest to be made strictly according to Sanhita
61	Form of summons	63	Form of summons
62	Summons how served	64	Summons how served
63	Service of summons on corporate bodies and societies	65	Service of summons on corporate bodies, firms and societies
64	Service when persons summoned cannot be found	66	Service when persons summoned cannot be found
65	Procedure when service cannot be effected as before provided	67	Procedure when service cannot be effected as before provided
66	Service on Government servant	68	Service on Government servant
67	Service of summons outside local limits	69	Service of summons outside local limits
68	Proof of service in such cases and when serving officer not present	70	Proof of service in such cases and when serving officer not present
69	Service of summons on witness by post	71	Service of summons on witness
70	Form of warrant of arrest and duration	72	Form of warrant of arrest and duration
71	Power to direct security to be taken	73	Power to direct security to be taken
72	Warrants to whom directed	74	Warrants to whom directed
73	Warrant may be directed to any person	75	Warrant may be directed to any person
74	Warrant directed to police officer	76	Warrant directed to police officer
75	Notification of substance of warrant	77	Notification of substance of warrant
76	Person arrested to be brought before Court without delay	78	Person arrested to be brought before Court without delay
77	Where warrant may be executed	79	Where warrant may be executed
78	Warrant forwarded for execution outside jurisdiction	80	Warrant forwarded for execution outside jurisdiction
79	Warrant directed to police officer for execution outside jurisdiction	81	Warrant directed to police officer for execution outside jurisdiction
80	Procedure on arrest of person against whom warrant issued	82	Procedure on arrest of person against whom warrant issued
81	Procedure by Magistrate before whom such person arrested is brought	83	Procedure by Magistrate before whom such person arrested is brought

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
82	Proclamation for person absconding	84	Proclamation for person absconding
83	Attachment of property of person absconding	85	Attachment of property of person absconding
84	Claims and objections to attachment	87	Claims and objections to attachment
85	Release, sale and restoration of attached property	88	Release, sale and restoration of attached property
86	Appeal from order rejecting application for restoration of attached property	89	Appeal from order rejecting application for restoration of attached property
87	Issue of warrant in lieu of, or in addition to, summons	90	Issue of warrant in lieu of, or in addition to, summons
88	Power to take bond for appearance	91	Power to take bond or bail bond for appearance
89	Arrest on breach of bond for appearance	92	Arrest on breach of bond or bail bond for appearance
90	Provisions of this Chapter generally applicable to summons and warrants of arrest	93	Provisions of this Chapter generally applicable to summons and warrants of arrest
91	Summons to produce document or other thing	94	Summons to produce document or other thing
92.	Procedure as to letters and telegrams	95	Procedure as to letters
93	When search-warrant may be issued	96	When search-warrant may be issued
94	Search of place suspected to contain stolen property, forged documents, etc.	97	Search of place suspected to contain stolen property, forged documents, etc.
95	Power to declare certain publications forfeited and to issue search-warrants for the same	98	Power to declare certain publications forfeited and to issue search-warrants for same
96	Application to High Court to set aside declaration of forfeiture	99	Application to High Court to set aside declaration of forfeiture
97	Search for persons wrongfully confined	100	Search for persons wrongfully confined
98	Power to compel restoration of abducted females	101	Power to compel restoration of abducted females
99	Direction, etc., of search-warrants	102	Direction, etc., of search-warrants

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
100	Persons in charge of closed place to allow search	103	Persons in charge of closed place to allow search
101	Disposal of things found in search beyond jurisdiction	104	Disposal of things found in search beyond jurisdiction
102	Power of police officer to seize certain property	106	Power of police officer to seize certain property
103	Magistrate may direct search in his presence	108	Magistrate may direct search in his presence
104	Power to impound document, etc., produced	109	Power to impound document, etc., produced
105	Reciprocal arrangements regarding processes	110	Reciprocal arrangements regarding processes
105A	Definitions	111	Definitions
105A(a)	"contracting State"	111(a)	"contracting State"
105A(b)	"identifying"	111(b)	"identifying"
105A(c)	"proceeds of crime"	111(c)	"proceeds of crime"
105A(d)	"property"	111(d)	"property"
105A(e)	"tracing"	111(e)	"tracing"
105B	Assistance in securing transfer of persons	114	Assistance in securing transfer of persons
105C	Assistance in relation to orders of attachment or forfeiture of property	115	Assistance in relation to orders of attachment or forfeiture of property
105D	Identifying unlawfully acquired property	116	Identifying unlawfully acquired property
105E	Seizure or attachment of property	117	Seizure or attachment of property
105F	Management of properties seized or forfeited under this Chapter	118	Management of properties seized or forfeited under this Chapter
105G	Notice of forfeiture of property	119	Notice of forfeiture of property
105H	Forfeiture of property in certain cases	120	Forfeiture of property in certain cases
105-I	Fine in lieu of forfeiture	121	Fine in lieu of forfeiture
105J	Certain transfers to be null and void	122	Certain transfers to be null and void
105K	Procedure in respect of letter of request	123	Procedure in respect of letter of request
105L	Application of this Chapter	124	Application of this Chapter
106	Security for keeping the peace on conviction	125	Security for keeping peace on conviction

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
107	Security for keeping the peace in other cases	126	Security for keeping peace in other cases
108	Security for good behaviour from persons disseminating seditious matters	127	Security for good behaviour from persons disseminating certain matters
109	Security for good behaviour from suspected persons	128	Security for good behaviour from suspected persons
110	Security for good behaviour from habitual offenders	129	Security for good behaviour from habitual offenders
111	Order to be made	130	Order to be made
112	Procedure in respect of person present in Court	131	Procedure in respect of person present in Court
113	Summons or warrant in case of person not so present	132	Summons or warrant in case of person not so present
114	Copy of order to accompany summons or warrant	133	Copy of order to accompany summons or warrant
115	Power to dispense with personal attendance	134	Power to dispense with personal attendance
116	Inquiry as to truth of information	135	Inquiry as to truth of information
117	Order to give security	136	Order to give security
118	Discharge of person informed against	137	Discharge of person informed against
119	Commencement of period for which security is required	138	Commencement of period for which security is required
120	Contents of bond	139	Contents of bond
121	Power to reject sureties	140	Power to reject sureties
122	Imprisonment in default of security	141	Imprisonment in default of security
123	Power to release persons imprisoned for failing to give security	142	Power to release persons imprisoned for failing to give security
124	Security for unexpired period of bond	143	Security for unexpired period of bond
125	Order for maintenance of wives, children and parents	144	Order for maintenance of wives, children and parents
126	Procedure	145	Procedure
127	Alteration in allowance	146	Alteration in allowance
128	Enforcement of order of maintenance	147	Enforcement of order of maintenance

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
129	Dispersal of assembly by use of civil force	148	Dispersal of assembly by use of civil force
130	Use of armed forces to disperse assembly	149	Use of armed forces to disperse assembly
131	Power of certain armed force officers to disperse assembly	150	Power of certain armed force officers to disperse assembly
132	Protection against prosecution for acts done under preceding sections	151	Protection against prosecution for acts done under sections 148, 149 and 150
133	Conditional order for removal of nuisance	152	Conditional order for removal of nuisance
134	Service or notification of order	153	Service or notification of order
135	Person to whom order is addressed to obey or show cause	154	Person to whom order is addressed to obey or show cause
136	Consequences of his failing to do so	155	Penalty for failure to comply with section 154
137	Procedure where existence of public right is denied	156	Procedure where existence of public right is denied
138	Procedure where he appears to show cause	157	Procedure where person against whom order is made under section 152 appears to show cause
139	Power of Magistrate to direct local investigation and examination of an expert	158	Power of Magistrate to direct local investigation and examination of an expert
140	Power of Magistrate to furnish written instructions, etc.	159	Power of Magistrate to furnish written instructions, etc.
141	Procedure on order being made absolute and consequences of disobedience	160	Procedure on order being made absolute and consequences of disobedience
142	Injunction pending inquiry	161	Injunction pending inquiry
143	Magistrate may prohibit repetition or continuance of public nuisance	162	Magistrate may prohibit repetition or continuance of public nuisance
144	Power to issue order in urgent cases of nuisance or apprehended danger	163	Power to issue order in urgent cases of nuisance or apprehended danger
144A	Power to prohibit carrying arms in procession or mass drill or mass training with arms	—	—

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
145	Procedure where dispute concerning land or water is likely to cause breach of peace	164	Procedure where dispute concerning land or water is likely to cause breach of peace
146	Power to attach subject of dispute and to appoint receiver	165	Power to attach subject of dispute and to appoint receiver
147	Dispute concerning right of use of land or water	166	Dispute concerning right of use of land or water
148	Local inquiry	167	Local inquiry
149	Police to prevent cognizable offences	168	Police to prevent cognizable offences
150	Information of design to commit cognizable offences	169	Information of design to commit cognizable offences
151	Arrest to prevent the commission of cognizable offences	170	Arrest to prevent commission of cognizable offences
152	Prevention of injury to public property	171	Prevention of injury to public property
153	Inspection of weights and measures	—	—
154	Information in cognizable cases	173	Information in cognizable cases
155	Information as to non-cognizable cases and investigation of such cases	174	Information as to non-cognizable cases and investigation of such cases
156	Police officer's power to investigate cognizable cases	175	Police officer's power to investigate cognizable case
157	Procedure for investigation	176	Procedure for investigation
158	Report how submitted	177	Report how submitted
159	Power to hold investigation or preliminary inquiry	178	Power to hold investigation or preliminary inquiry
160	Police Officer's power to require attendance of witnesses	179	Police officer's power to require attendance of witnesses
161	Examination of witnesses by police	180	Examination of witnesses by police
162	Statements to police not to be signed.—Use of statements in evidence	181	Statements to police and use thereof
163	No inducement to be offered	182	No inducement to be offered
164	Recording of confessions and statements	183	Recording of confessions and statements
164A	Medical examination of the victim of rape	184	Medical examination of victim of rape

The Code of Criminal Procedure, 1973		The Bharatiya Nagarik Suraksha Sanhita, 2023	
Section	Heading	Section	Heading
165	Search by police officer	185	Search by police officer
166	When officer in charge of police station may require another to issue search-warrant	186	When officer in charge of police station may require another to issue search-warrant
166A	Letter of request to competent authority for investigation in a country or place outside India	112	Letter of request to competent authority for investigation in a country or place outside India
166B	Letter of request from a country or place outside India to a Court or an authority for investigation in India	113	Letter of request from a country or place outside India to a Court or an authority for investigation in India
167	Procedure when investigation cannot be completed in twenty-four hours	187	Procedure when investigation cannot be completed in twenty-four hours
168	Report of investigation by subordinate police officer	188	Report of investigation by subordinate police officer
169	Release of accused when evidence deficient	189	Release of accused when evidence deficient
170	Cases to be sent to Magistrate when evidence is sufficient	190	Cases to be sent to Magistrate, when evidence is sufficient
171	Complainant and witnesses not to be required to accompany police officer and not to be subject to restraint	191	Complainant and witnesses not to be required to accompany police officer and not to be subject to restraint
172	Diary of proceeding in investigation	192	Diary of proceedings in investigation
173	Report of police officer on completion of investigation	193	Report of police officer on completion of investigation
174	Police to enquire and report on suicide, etc.	194	Police to enquire and report on suicide, etc.
175	Power to summon persons	195	Power to summon persons
176	Inquiry by Magistrate into cause of death	196	Inquiry by Magistrate into cause of death
177	Ordinary place of inquiry and trial	197	Ordinary place of inquiry and trial
178	Place of inquiry or trial	198	Place of inquiry or trial
179	Offence triable where act is done or consequence ensues	199	Offence triable where act is done or consequence ensues
180	Place of trial where act is offence by reason of relation to other offence	200	Place of trial where act is an offence by reason of relation to other offence

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Section	Heading	Section	Heading
181	Place of trial in case of certain offences	201	Place of trial in case of certain offences
182	Offences committed by letters, etc.	202	Offences committed by means of electronic communications, letters, etc.
183	Offence committed on journey or voyage	203	Offence committed on journey or voyage
184	Place of trial for offences triable together	204	Place of trial for offences triable together
185	Power to order cases to be tried in different sessions divisions	205	Power to order cases to be tried in different sessions divisions
186	High Court to decide, in case of doubt, district where inquiry or trial shall take place	206	High Court to decide, in case of doubt, district where inquiry or trial shall take place
187	Power to issue summons or warrant for offence committed beyond local jurisdiction	207	Power to issue summons or warrant for offence committed beyond local jurisdiction
188	Offence committed outside India	208	Offence committed outside India
189	Receipt of evidence relating to offences committed outside India	209	Receipt of evidence relating to offences committed outside India
190	Cognizance of offences by Magistrates	210	Cognizance of offences by Magistrate
191	Transfer on application of the accused	211	Transfer on application of accused
192	Making over of cases to Magistrates	212	Making over of cases to Magistrates
193	Cognizance of offences by Courts of Session	213	Cognizance of offences by Court of Session
194	Additional and Assistant Sessions Judges to try cases made over to them	214	Additional Sessions Judges to try cases made over to them
195	Prosecution for contempt of lawful authority of public servants, for offences against public justice and for offences relating to documents given in evidence	215	Prosecution for contempt of lawful authority of public servants, for offences against public justice and for offences relating to documents given in evidence
195A	Procedure of witnesses in case of threatening, etc.	216	Procedure for witnesses in case of threatening, etc.

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Section	Heading	Section	Heading
196	Prosecution for offences against the State and for criminal conspiracy to commit such offence	217	Prosecution for offences against State and for criminal conspiracy to commit such offence
197	Prosecution of Judges and public servants	218	Prosecution of Judges and public servants
198	Prosecution for offences against marriage	219	Prosecution for offences against marriage
198A	Prosecution of offences under section 498A of the Indian Penal Code	220	Prosecution of offences under section 85 of Bharatiya Nyaya Sanhita, 2023
198B	Cognizance of offence	221	Cognizance of offence
199	Prosecution for defamation	222	Prosecution for defamation
200	Examination of complainant	223	Examination of complainant
201	Procedure by Magistrate not competent to take cognizance of the case	224	Procedure by Magistrate not competent to take cognizance of case
202	Postponement of issue of process	225	Postponement of issue of process
203	Dismissal of complaint	226	Dismissal of complaint
204	Issue of process	227	Issue of process
205	Magistrate may dispense with personal attendance of accused	228	Magistrate may dispense with personal attendance of accused
206	Special summons in cases of petty offence	229	Special summons in cases of petty offence
207	Supply to the accused of copy of police report and other documents	230	Supply to accused of copy of police report and other documents
208	Supply of copies of statements and documents to accused in other cases triable by Court of Session	231	Supply of copies of statements and documents to accused in other cases triable by Court of Session
209	Commitment of case to Court of Session when offence is triable exclusively by it	232	Commitment of case to Court of Session when offence is triable exclusively by it
210	Procedure to be followed when there is a complaint case and police investigation in respect of the same offence	233	Procedure to be followed when there is a complaint case and police investigation in respect of same offence
211	Contents of charge	234	Contents of charge
212	Particulars as to time, place and person	235	Particulars as to time, place and person

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Section	Heading	Section	Heading
213	When manner of committing offence must be stated	236	When manner of committing offence must be stated
214	Words in charge taken in sense of law under which offence is punishable	237	Words in charge taken in sense of law under which offence is punishable
215	Effect of errors	238	Effect of errors
216	Court may alter charge	239	Court may alter charge
217	Recall of witnesses when charge altered	240	Recall of witnesses when charge altered
218	Separate charges for distinct offences	241	Separate charges for distinct offences
219	Three offences of same kind within year may be charged together	242	Offences of same kind within year may be charged together
220	Trial for more than one offence	243	Trial for more than one offence
221	Where it is doubtful what offence has been committed	244	Where it is doubtful what offence has been committed
222	When offence proved included in offence charged	245	When offence proved included in offence charged
223	What persons may be charged jointly	246	What persons may be charged jointly
224	Withdrawal of remaining charges on conviction on one of several charges	247	Withdrawal of remaining charges on conviction on one of several charges
225	Trial to be conducted by Public Prosecutor	248	Trial to be conducted by Public Prosecutor
226	Opening case for prosecution	249	Opening case for prosecution
227	Discharge	250	Discharge
228	Framing of charge	251	Framing of charge
229	Conviction on plea of guilty	252	Conviction on plea of guilty
230	Date for prosecution evidence	253	Date for prosecution evidence
231	Evidence for prosecution	254	Evidence for prosecution
232	Acquittal	255	Acquittal
233	Entering upon defence	256	Entering upon defence
234	Arguments	257	Arguments
235	Judgment of acquittal or conviction	258	Judgment of acquittal or conviction
236	Previous conviction	259	Previous conviction

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237	Procedure in cases instituted under section 199 (2)	260	Procedure in cases instituted under sub-section (2) of section 222
238	Compliance with section 207	261	Compliance with section 230
239	When accused shall be discharged	262	When accused shall be discharged
240	Framing of charge	263	Framing of charge
241	Conviction on plea of guilty	264	Conviction on plea of guilty
242	Evidence for prosecution	265	Evidence for prosecution
243	Evidence for defence	266	Evidence for defence
244	Evidence for prosecution	267	Evidence for prosecution
245	When accused shall be discharged	268	When accused shall be discharged
246	Procedure where accused is not discharged	269	Procedure where accused is not discharged
247	Evidence for defence	270	Evidence for defence
248	Acquittal or conviction	271	Acquittal or conviction
249	Absence of complainant	272	Absence of complainant
250	Compensation for accusation without reasonable cause	273	Compensation for accusation without reasonable cause
251	Substance of accusation to be stated	274	Substance of accusation to be stated
252	Conviction on plea of guilty	275	Conviction on plea of guilty
253	Conviction on plea of guilty in absence of accused in petty cases	276	Conviction on plea of guilty in absence of accused in petty cases
254	Procedure when not convicted	277	Procedure when not convicted
255	Acquittal or conviction	278	Acquittal or conviction
256	Non-appearance or death of complainant	279	Non-appearance or death of complainant
257	Withdrawal of complaint	280	Withdrawal of complaint
258	Power to stop proceedings in certain cases	281	Power to stop proceedings in certain cases
259	Power of Court to convert summons-cases into warrant cases	282	Power of Court to convert summons-cases into warrant-cases
260	Power to try summarily	283	Power to try summarily
261	Summary trial by Magistrate of the second class	284	Summary trial by Magistrate of second class

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262	Procedure for summary trials	285	Procedure for summary trials
263	Record in summary trials	286	Record in summary trials
264	Judgment in cases tried summarily	287	Judgment in cases tried summarily
265	Language of record and judgment	288	Language of record and judgment
265A	Application of the Chapter	289	Application of Chapter
265B	Application for plea bargaining	290	Application for plea bargaining
265C	Guidelines for manually satisfactory disposition	291	Guidelines for mutually satisfactory disposition
265D	Report of the mutually satisfactory disposition to be submitted before the Court	292	Report of mutually satisfactory disposition to be submitted before Court
265E	Disposal of the case	293	Disposal of case
265F	Judgment of the Court	294	Judgment of Court
265G	Finality of the Judgment	295	Finality of judgment
265H	Power of the Court in bargaining	296	Power of Court in plea bargaining
265I	Period of detention undergone by the accused to be set off against the sentence of imprisonment	297	Period of detention undergone by accused to be set off against sentence of imprisonment
265J	Savings	298	Savings
265K	Statements of accused not to be used	299	Statements of accused not to be used
265L	Non-application of the Chapter	300	Non-application of Chapter
266	Definitions	301	Definitions
266(a)	"detained"	301(a)	"detained"
266(b)	"prison"	301(b)	"prison"
267	Power to require attendance of prisoners	302	Power to require attendance of prisoners
268	Power of State Government to exclude certain persons from operation of section 267	303	Power of State Government or Central Government to exclude certain persons from operation of section 302
269	Officer in charge of prison to abstain from carrying out order in certain contingencies	304	Officer in charge of prison to abstain from carrying out order in certain contingencies
270	Prisoner to be brought to Court in custody	305	Prisoner to be brought to Court in custody

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271	Power to issue commission for examination of witness in prison	306	Power to issue commission for examination of witness in prison
272	Language of Courts	307	Language of Courts
273	Evidence to be taken in presence of accused	308	Evidence to be taken in presence of accused
274	Record in summons-cases and inquiries	309	Record in summons-cases and inquiries
275	Record in warrant-cases	310	Record in warrant-cases
276	Record in trial before Court of Session	311	Record in trial before Court of Session
277	Language of record of evidence	312	Language of record of evidence
278	Procedure in regard to such evidence when completed	313	Procedure in regard to such evidence when completed
279	Interpretation of evidence to accused or his pleader	314	Interpretation of evidence to accused or his advocate
280	Remarks respecting demeanour of witness	315	Remarks respecting demeanour of witness
281	Record of examination of accused	316	Record of examination of accused
282	Interpreter to be bound to interpret truthfully	317	Interpreter to be bound to interpret truthfully
283	Record in High Court	318	Record in High Court
284	When attendance of witness may be dispensed with and commission issued	319	When attendance of witness may be dispensed with and commission issued
285	Commission to whom to be issued	320	Commission to whom to be issued
286	Execution of commissions	321	Execution of commissions
287	Parties may examine witnesses	322	Parties may examine witnesses
288	Return of commission	323	Return of commission
289	Adjournment of proceeding	324	Adjournment of proceeding
290	Execution of Foreign Commissions	325	Execution of foreign commissions
291	Deposition of medical witness	326	Deposition of medical witness
291A	Identification report of Magistrate	327	Identification report of Magistrate
292	Evidence of officers of the Mint	328	Evidence of officers of Mint
293	Reports of certain Government scientific experts	329	Reports of certain Government scientific experts

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294	No formal proof of certain documents	330	No formal proof of certain documents
295	Affidavit in proof of conduct of public servants	331	Affidavit in proof of conduct of public servants
296	Evidence of formal character on affidavit	332	Evidence of formal character on affidavit
297	Authorities before whom affidavits may be sworn	333	Authorities before whom affidavits may be sworn
298	Previous conviction or acquittal how proved	334	Previous conviction or acquittal how proved
299	Record of evidence in absence of accused	335	Record of evidence in absence of accused
300	Person once convicted or acquitted not to be tried for same offence	337	Person once convicted or acquitted not to be tried for same offence
301	Appearance by public prosecutors	338	Appearance by Public Prosecutors
302	Permission to conduct prosecution	339	Permission to conduct prosecution
303	Right of person against whom proceedings are instituted to be defended	340	Right of person against whom proceedings are instituted to be defended
304	Legal aid to accused at State expense in certain cases	341	Legal aid to accused at State expense in certain cases
305	Procedure when corporation or registered society is an accused	342	Procedure when corporation or registered society is an accused
306	Tender of pardon to accomplice	343	Tender of pardon to accomplice
307	Power to direct tender of pardon	344	Power to direct tender of pardon
308	Trial of person not complying with conditions of pardon	345	Trial of person not complying with conditions of pardon
309	Power to postpone or adjourn proceedings	346	Power to postpone or adjourn proceedings
310	Local inspection	347	Local inspection
311	Power to summon material witness, or examine person present	348	Power to summon material witness, or examine person present
311A	Power of Magistrate to order person to give specimen signatures or hand writing	349	Power of Magistrate to order person to give specimen signatures or handwriting, etc.
312	Expenses of complainants and witnesses	350	Expenses of complainants and witnesses

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313	Power to examine the accused	351	Power to examine accused
314	Oral arguments and memorandum of arguments	352	Oral arguments and memorandum of arguments
315	Accused person to be competent witness	353	Accused person to be competent witness
316	No influence to be used to induce disclosure	354	No influence to be used to induce disclosure
317	Provision for inquiries and trial being held in the absence of accused in certain cases	355	Provision for inquiries and trial being held in absence of accused in certain cases
318	Procedure where accused does not understand proceedings	357	Procedure where accused does not understand proceedings
319	Power to proceed against other persons appearing to be guilty of offence	358	Power to proceed against other persons appearing to be guilty of offence
320	Compounding of offences	359	Compounding of offences
321	Withdrawal from prosecution	360	Withdrawal from prosecution
322	Procedure in cases which Magistrate cannot dispose of	361	Procedure in cases which Magistrate cannot dispose of
323	Procedure when, after commencement of inquiry or trial, Magistrate finds case should be committed	362	Procedure when after commencement of inquiry or trial, Magistrate finds case should be committed
324	Trial of persons previously convicted of offences against coinage, stamp law or property	363	Trial of persons previously convicted of offences against coinage, stamp-law or property
325	Procedure when Magistrate cannot pass sentence sufficiently severe	364	Procedure when Magistrate cannot pass sentence sufficiently severe
326	Conviction or commitment on evidence partly recorded by one Magistrate and partly by another	365	Conviction or commitment on evidence partly recorded by one Magistrate and partly by another
327	Court to be open	366	Court to be open
328	Procedure in case of accused being lunatic	367	Procedure in case of accused being person of unsound mind
329	Procedure in case of person of unsound mind tried before Court	368	Procedure in case of person of unsound mind tried before Court
330	Release of person of unsound mind pending investigation or trial	369	Release of person of unsound mind pending investigation or trial

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331	Resumption of inquiry or trial	370	Resumption of inquiry or trial
332	Procedure on accused appearing before Magistrate or Court	371	Procedure on accused appearing before Magistrate or Court
333	When accused appears to have been of sound mind	372	When accused appears to have been of sound mind
334	Judgment of acquittal on ground of unsoundness of mind	373	Judgment of acquittal on ground of unsoundness of mind
335	Person acquitted on such ground to be detained in safe custody	374	Person acquitted on ground of unsoundness of mind to be detained in safe custody
336	Power of State Government to empower officer in charge to discharge	375	Power of State Government to empower officer in charge to discharge
337	Procedure where lunatic prisoner is reported capable of making his defence	376	Procedure where prisoner of unsound mind is reported capable of making his defence
338	Procedure where lunatic detained is declared fit to be released	377	Procedure where person of unsound mind detained is declared fit to be released
339	Delivery of lunatic to care of relative or friend	378	Delivery of person of unsound mind to care of relative or friend
340	Procedure in cases mentioned in section 195	379	Procedure in cases mentioned in section 215
341	Appeal	380	Appeal
342	Power to order costs	381	Power to order costs
343	Procedure of Magistrate taking cognizance	382	Procedure of Magistrate taking cognizance
344	Summary procedure for trial for giving false evidence	383	Summary procedure for trial for giving false evidence
345	Procedure in certain cases of contempt	384	Procedure in certain cases of contempt
346	Procedure where Court considers that case should not be dealt with under section 345	385	Procedure where Court considers that case should not be dealt with under section 384
347	When Registrar or Sub-Registrar to be deemed a Civil Court	386	When Registrar or Sub-Registrar to be deemed a Civil Court
348	Discharge of offender on submission of apology	387	Discharge of offender on submission of apology
349	Imprisonment or committal of person refusing to answer or produce document	388	Imprisonment or committal of person refusing to answer or produce document

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350	Summary procedure for punishment for non-attendance by a witness in obedience to summons	389	Summary procedure for punishment for non-attendance by a witness in obedience to summons
351	Appeals from convictions under sections 344, 345, 349 and 350	390	Appeals from convictions under sections 383, 384, 388 and 389
352	Certain Judges and Magistrates not to try certain offences when committed before themselves	391	Certain Judges and Magistrates not to try certain offences when committed before themselves
353	Judgment	392	Judgment
354	Language and contents of judgment	393	Language and contents of judgment
355	Metropolitan Magistrate's Judgment	—	—
356	Order for notifying address of previously convicted offender	394	Order for notifying address of previously convicted offender
357	Order to pay compensation	395	Order to pay compensation
357A	Victim compensation scheme	396	Victim compensation scheme
357B	Compensation to be in addition to fine under section 326A or section 376D of Indian Penal Code	396	Victim compensation scheme
357C	Treatment of victims	397	Treatment of victims
358	Compensation to persons groundlessly arrested	399	Compensation to persons groundlessly arrested
359	Order to pay costs in non-cognizable cases	400	Order to pay costs in non-cognizable cases
360	Order to release on probation of good conduct or after admonition	401	Order to release on probation of good conduct or after admonition
361	Special reasons to be recorded in certain cases	402	Special reasons to be recorded in certain cases
362	Court not to alter judgment	403	Court not to alter judgment
363	Copy of judgment to be given to the accused and other persons	404	Copy of judgment to be given to accused and other persons
364	Judgment when to be translated	405	Judgment when to be translated
365	Court of Session to send copy of finding and sentence to District Magistrate	406	Court of Session to send copy of finding and sentence to District Magistrate
366	Sentence of death to be submitted by Court of Session for confirmation	407	Sentence of death to be submitted by Court of Session for confirmation

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367	Power to direct further inquiry to be made or additional evidence to be taken	408	Power to direct further inquiry to be made or additional evidence to be taken
368	Power of High Court to confirm sentence or annul conviction	409	Power of High Court to confirm sentence or annul conviction
369	Confirmation or new sentence to be signed by two Judges	410	Confirmation or new sentence to be signed by two Judges
370	Procedure in case of difference of opinion	411	Procedure in case of difference of opinion
371	Procedure in cases submitted to High Court for confirmation	412	Procedure in cases submitted to High Court for confirmation
372	No appeal to lie unless otherwise provided	413	No appeal to lie unless otherwise provided
373	Appeal from orders requiring security or refusal to accept or rejecting surety for keeping peace or good behaviour	414	Appeal from orders requiring security or refusal to accept or rejecting surety for keeping peace or good behaviour
374	Appeals from convictions	415	Appeals from convictions
375	No appeal in certain cases when accused pleads guilty	416	No appeal in certain cases when accused pleads guilty
376	No appeal in petty cases	417	No appeal in petty cases
377	Appeal by the State Government against sentence	418	Appeal by State Government against sentence
378	Appeal in case of acquittal	419	Appeal in case of acquittal
379	Appeal against conviction by High Court in certain cases	420	Appeal against conviction by High Court in certain cases
380	Special right of appeal in certain cases	421	Special right of appeal in certain cases
381	Appeal to Court of Session how heard	422	Appeal to Court of Session how heard
382	Petition of appeal	423	Petition of appeal
383	Procedure when appellant in jail	424	Procedure when appellant in jail
384	Summary dismissal of appeal	425	Summary dismissal of appeal
385	Procedure for hearing appeals not dismissed summarily	426	Procedure for hearing appeals not dismissed summarily
386	Powers of the Appellate Court	427	Powers of Appellate Court
387	Judgments of subordinate Appellate Court	428	Judgments of subordinate Appellate Court
388	Order of High Court on appeal to be certified to lower Court	429	Order of High Court on appeal to be certified to lower Court

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389	Suspension of sentence pending the appeal; release of appellant on bail	430	Suspension of sentence pending appeal; release of appellant on bail
390	Arrest of accused in appeal from acquittal	431	Arrest of accused in appeal from acquittal
391	Appellate Court may take further evidence or direct it to be taken	432	Appellate Court may take further evidence or direct it to be taken
392	Procedure where Judges of Court of appeal are equally divided	433	Procedure where Judges of Court of appeal are equally divided
393	Finality of judgments and orders on appeal	434	Finality of judgments and orders on appeal
394	Abatement of appeals	435	Abatement of appeals
395	Reference to High Court	436	Reference to High Court
396	Disposal of case according to decision of High Court	437	Disposal of case according to decision of High Court
397	Calling for records to exercise powers of revision	438	Calling for records to exercise powers of revision
398	Power to order inquiry	439	Power to order inquiry
399	Sessions Judge's powers of revision	440	Sessions Judge's powers of revision
400	Power of Additional Sessions Judge	441	Power of Additional Sessions Judge
401	High Court's powers of revision	442	High Court's powers of revision
402	Power of High Court to withdraw or transfer revision cases	443	Power of High Court to withdraw or transfer revision cases
403	Option of Court to hear parties	444	Option of Court to hear parties
404	Statement by Metropolitan Magistrate of grounds of his decision to be considered by High Court	—	—
405	High Court's order to be certified to lower Court	445	High Court's order to be certified to lower Court
406	Power of Supreme Court to transfer cases and appeals	446	Power of Supreme Court to transfer cases and appeals
407	Power of High Court to transfer cases and appeals	447	Power of High Court to transfer cases and appeals
408	Power of Sessions Judge to transfer cases and appeals	448	Power of Sessions Judge to transfer cases and appeals
409	Withdrawal of cases and appeals by Sessions Judges	449	Withdrawal of cases and appeals by Sessions Judges

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410	Withdrawal of cases by Judicial Magistrates	450	Withdrawal of cases by Judicial Magistrates
411	Making over or withdrawal of cases by Executive Magistrates	451	Making over or withdrawal of cases by Executive Magistrates
412	Reasons to be recorded	452	Reasons to be recorded
413	Execution of order passed under section 368	453	Execution of order passed under section 409
414	Execution of sentence of death passed by High Court	454	Execution of sentence of death passed by High Court
415	Postponement of execution of sentence of death in case of appeal to Supreme Court	455	Postponement of execution of sentence of death in case of appeal to Supreme Court
416	Postponement of capital sentence on pregnant woman	456	Commutation of sentence of death on pregnant woman
417	Power to appoint place of imprisonment	457	Power to appoint place of imprisonment
418	Execution of sentence of imprisonment	458	Execution of sentence of imprisonment
419	Direction of warrant for execution	459	Direction of warrant for execution
420	Warrant with whom to be lodged	460	Warrant with whom to be lodged
421	Warrant for levy of fine	461	Warrant for levy of fine
422	Effect of such warrant	462	Effect of such warrant
423	Warrant for levy of fine issued by a Court in any territory to which this Code does not extend	463	Warrant for levy of fine issued by a Court in any territory to which this Sanhita does not extend
424	Suspension of execution of sentence of imprisonment	464	Suspension of execution of sentence of imprisonment
425	Who may issue warrant	465	Who may issue warrant
426	Sentence on escaped convict when to take effect	466	Sentence on escaped convict when to take effect
427	Sentence on offender already sentenced for another offence	467	Sentence on offender already sentenced for another offence
428	Period of detention undergone by the accused to be set off against the sentence of imprisonment	468	Period of detention undergone by accused to be set off against sentence of imprisonment
429	Saving	469	Saving
430	Return of warrant on execution of sentence	470	Return of warrant on execution of sentence

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431	Money ordered to be paid recoverable as a fine	471	Money ordered to be paid recoverable as a fine
432	Power to suspend or remit sentences	473	Power to suspend or remit sentences
433	Power to commute sentence	474	Power to commute sentence
433A	Restriction on powers of remission or commutation in certain cases	475	Restriction on powers of remission or commutation in certain cases
434	Concurrent power of Central Government in case of death sentences	476	Concurrent power of Central Government in case of death sentences
435	State Government to act after consultation with Central Government in certain cases	477	State Government to act after concurrence with Central Government in certain cases
436	In what cases bail to be taken	478	In what cases bail to be taken
436A	Maximum period for which an undertrial prisoner can be detained	479	Maximum period for which undertrial prisoner can be detained
437	When bail may be taken in case of non-bailable offence	480	When bail may be taken in case of non-bailable offence
437A	Bail to require accused to appear before next appellate Court	481	Bail to require accused to appear before next Appellate Court
438	Direction for grant of bail to person apprehending arrest	482	Direction for grant of bail to person apprehending arrest
439	Special powers of High Court or Court of Session regarding bail	483	Special powers of High Court or Court of Session regarding bail
440	Amount of bond and reduction thereof	484	Amount of bond and reduction thereof
441	Bond of accused and sureties	485	Bond of accused and sureties
441A	Declaration by sureties	486	Declaration by sureties
442	Discharge from custody	487	Discharge from custody
443	Power to order sufficient bail when that first taken is insufficient	488	Power to order sufficient bail when that first taken is insufficient
444	Discharge of sureties	489	Discharge of sureties
445	Deposit instead of recognizance	490	Deposit instead of recognizance
446	Procedure when bond has been forfeited	491	Procedure when bond has been forfeited
446A	Cancellation of bond and bailbond	492	Cancellation of bond and bail bond

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447	Procedure in case of insolvency or death of surety or when a bond is forfeited	493	Procedure in case of insolvency of death of surety or when a bond is forfeited
448	Bond required from minor	494	Bond required from child
449	Appeal from orders under section 446	495	Appeal from orders under section 491
450	Power to direct levy of amount due on certain recognizances	496	Power to direct levy of amount due on certain recognizances
451	Order for custody and disposal of property pending trial in certain cases	497	Order for custody and disposal of property pending trial in certain cases
452	Order for disposal of property at conclusion of trial	498	Order for disposal of property at conclusion of trial
453	Payment to innocent purchaser of money found on accused	499	Payment to innocent purchaser of money found on accused
454	Appeal against orders under section 452 or section 453	500	Appeal against orders under section 498 or section 499
455	Destruction of libellous and other matter	501	Destruction of libellous and other matter
456	Power to restore possession of immovable property	502	Power to restore possession of immovable property
457	Procedure by police upon seizure of property	503	Procedure by police upon seizure of property
458	Procedure when no claimant appears within six months	504	Procedure where no claimant appears within six months
459	Power to sell perishable property	505	Power to sell perishable property
460	Irregularities which do not vitiate proceedings	506	Irregularities which do not vitiate proceedings
461	Irregularities which vitiate proceedings	507	Irregularities which vitiate proceedings
462	Proceedings in wrong place	508	Proceedings in wrong place
463	Non-compliance with provisions of section 164 or section 281	509	Non-compliance with provisions of section 183 or section 316
464	Effect of omission to frame, or absence of, or error in, charge	510	Effect of omission to frame, or absence of, or error in, charge
465	Finding or sentence when reversible by reason of error, omission or irregularity	511	Finding or sentence when reversible by reason of error, omission or irregularity
466	Defect or error not to make attachment unlawful	512	Defect or error not to make attachment unlawful

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Section	Heading	Section	Heading
467	Definitions	513	Definitions
468	Bar to taking cognizance after lapse of the period of limitation	514	Bar to taking cognizance after lapse of period of limitation
469	Commencement of the period of limitation	515	Commencement of period of limitation
470	Exclusion of time in certain cases	516	Exclusion of time in certain cases
471	Exclusion of date on which Court is closed	517	Exclusion of date on which Court is closed
472	Continuing offence	518	Continuing offence
473	Extension of period of limitation in certain cases	519	Extension of period of limitation in certain cases
474	Trials before High Court	520	Trials before High Courts
475	Delivery to commanding officers of persons liable to be tried by Court-martial	521	Delivery to commanding officers of persons liable to be tried by Court-martial
476	Forms	522	Forms
477	Power of High Court to make rules	523	Power of High Court to make rules
478	Power to alter functions allocated to Executive Magistrates in certain cases	524	Power to alter functions allocated to Executive Magistrate in certain cases
479	Cases in which Judge or Magistrate is personally interested	525	Cases in which Judge or Magistrate is personally interested
480	Practising pleader not to sit as Magistrate in certain Courts	526	Practising advocate not to sit as Magistrate in certain Courts
481	Public servant concerned in sale not to purchase or bid for property	527	Public servant concerned in sale not to purchase or bid for property
482	Saving of inherent power of High Court	528	Saving of inherent powers of High Court
483	Duty of High Court to exercise continuous superintendence over Courts of Judicial Magistrates	529	Duty of High Court to exercise continuous superintendence over Courts
484	Repeal and savings	531	Repeal and savings
First Sch.	Classification of offences	First Sch.	Classification of offences
Second Sch.	Forms 1 to 56	Second Sch.	Forms 1 to 58

BHARATIYA SAKSHYA ADHINIYAM

(BSA), 2023

COMPARATIVE CHART

**Comparison of relevant provisions of Indian Evidence Act, 1872
with the Bharatiya Sakhya Adhiniyam, 2023**

Indian Evidence Act, 1872		The Bharatiya Sakhya Adhiniyam, 2023	
Section	Heading	Section	Heading
1	Short title, extent and commencement	1	Short title, application and commencement
2	Repeal of enactments [Repealed]	170	Repeal and savings
3	Interpretation clause	2	Definitions
3, para 1	"Court"	2(1)(a)	"Court"
3, para 2	"Fact"	2(1)(f)	"fact"
3, para 3	"Relevant"	2(1)(k)	"relevant"
3, para 4	"Facts in issue"	2(1)(g)	"facts in issue"
3, para 5	"Document"	2(1)(d)	"document"
3, para 6	"Evidence"	2(1)(e)	"evidence"
3, para 7	"Proved"	2(1)(j)	"proved"
3, para 8	"Disproved"	2(1)(c)	"disproved"
3, para 9	"Not proved"	2(1)(i)	"not proved"
3, para 10	"India"	—	—
4, para 1	"May presume"	2(1)(h)	"may presume"
4, para 2	"Shall presume"	2(1)(l)	"shall presume"
4, para 3	"Conclusive proof"	2(1)(b)	"conclusive proof"
5	Evidence may be given of facts in issue and relevant facts	3	Evidence may be given of facts in issue and relevant facts
6	Relevancy of facts forming part of same transaction	4	Relevancy of facts forming part of same transaction
7	Facts which are occasion, cause or effect of facts in issue	5	Facts which are occasion, cause or effect of facts in issue or relevant facts
8	Motive, preparation and previous or subsequent conduct	6	Motive, preparation and previous or subsequent conduct
9	Facts necessary to explain or introduce relevant facts	7	Facts necessary to explain or introduce fact in issue or relevant facts
10	Things said or done by conspirator in reference to common design	8	Things said or done by conspirator in reference to common design.
11	When facts not otherwise relevant become relevant	9	When facts not otherwise relevant become relevant

Indian Evidence Act, 1872		The Bharatiya Sakhya Adhiniyam, 2023	
Section	Heading	Section	Heading
12	In suits for damages, facts tending to enable Court to determine amount are relevant	10	Facts tending to enable Court to determine amount are relevant in suits for damages
13	Facts relevant when right or custom is in question	11	Facts relevant when right or custom is in question
14	Facts showing existence of state of mind, or of body or bodily feeling	12	Facts showing existence of state of mind, or of body or bodily feeling
15	Facts bearing on question whether act was accidental or intentional	13	Facts bearing on question whether act was accidental or intentional
16	Existence of course of business when relevant	14	Existence of course of business when relevant
17	Admission defined	15	Admission defined.
18	Admission by party to proceeding or his agent	16	Admission by party to proceeding or his agent
19	Admissions by persons whose position must be proved as against party to suit	17	Admissions by persons whose position must be proved as against party to suit
20	Admissions by persons expressly referred to by party to suit	18	Admissions by persons expressly referred to by party to suit
21	Proof of admissions against persons making them, and by or on their behalf	19	Proof of admissions against persons making them, and by or on their behalf
22	When oral admissions as to contents of documents are relevant	20	When oral admissions as to contents of documents are relevant
22A	When oral admissions as to contents of electronic records are relevant	—	—
23	Admissions in civil cases, when relevant	21	Admissions in civil cases when relevant
24	Confession caused by inducement, threat or promise, when irrelevant in criminal proceeding	22(1)	Confession caused by inducement, threat, coercion or promise, when irrelevant in criminal proceeding
25	Confession to police officer not to be proved	23(1)	Confession to police officer
26	Confession by accused while in custody of police not to be proved against him	23(2)	Confession to police officer

Indian Evidence Act, 1872		The Bharatiya Sakhyा Adhiniyam, 2023	
Section	Heading	Section	Heading
27	How much of information received from accused may be proved	23(2)	Confession to police officer
28	Confession made after removal of impression caused by inducement, threat or promise, relevant	22(1)	Confession caused by inducement, threat, coercion or promise, when irrelevant in criminal proceeding
29	Confession otherwise relevant not to become irrelevant because of promise of secrecy, etc.	22(2)	Confession caused by inducement, threat, coercion or promise, when irrelevant in criminal proceeding
30	Consideration of proved confession affecting person making it and others jointly under trial for same offence	24	Consideration of proved confession affecting person making it and others jointly under trial for same offence
31	Admissions not conclusive proof, but may estop	25	Admissions not conclusive proof, but may estop
32	Cases in which statement of relevant fact by person who is dead or cannot be found, etc. is relevant	26	Cases in which statement of relevant fact by person who is dead or cannot be found, etc., is relevant
33	Relevancy of certain evidence for proving, in subsequent proceeding, the truth of facts therein stated	27	Relevancy of certain evidence for proving, in subsequent proceeding, truth of facts therein stated
34	Entries in books of account, including those maintained in an electronic form when relevant	28	Entries in books of account when relevant
35	Relevancy of entry in public record or an electronic record made in performance of duty	29	Relevancy of entry in public record or an electronic record made in performance of duty
36	Relevancy of statements in maps, charts and plans	30	Relevancy of statements in maps, charts and plans
37	Relevancy of statements as to fact of public nature, contained in certain Acts or notifications	31	Relevancy of statement as to fact of public nature contained in certain Acts or notifications
38	Relevancy of statements as to any law contained in law-books	32	Relevancy of statements as to any law contained in law books including electronic or digital form

Indian Evidence Act, 1872		The Bharatiya Sakshya Adhiniyam, 2023	
Section	Heading	Section	Heading
39	What evidence to be given when statement forms part of a conversation, document, electronic record, books or series of letters or papers	33	What evidence to be given when statement forms part of a conversation, document, electronic record, book or series of letters or papers
40	Previous judgments relevant to bar a second suit or trial	34	Previous judgments relevant to bar a second suit or trial
41	Relevancy of certain judgments in probate, etc., jurisdiction	35	Relevancy of certain judgments in probate, etc., jurisdiction
42	Relevancy and effect of judgment, order or decrees, other than those mentioned in section 41	36	Relevancy and effect of judgments, orders or decrees, other than those mentioned in section 35
43	Judgments, etc., other than those mentioned in sections 40 to 42, when relevant	37	Judgments, etc., other than those mentioned in sections 34, 35 and 36 when relevant
44	Fraud or collusion in obtaining judgment, or incompetency of Court, may be proved	38	Fraud or collusion in obtaining judgment, or incompetency of Court, may be proved
45	Opinions of experts	39(1)	Opinions of experts
45A	Opinion of Examiner of Electronic Evidence	39(2)	Opinions of experts
46	Facts bearing upon opinions of experts	40	Facts bearing upon opinions of experts
47	Opinion as to handwriting, when relevant	41(1)	Opinion as to handwriting and signature, when relevant
47A	Opinion as to electronic signature when relevant	41(2)	Opinion as to handwriting and signature, when relevant
48	Opinion as to existence of right or custom, when relevant	42	Opinion as to existence of general custom or right, when relevant
49	Opinions as to usages, tenets, etc., when relevant	43	Opinion as to usages, tenets, etc., when relevant
50	Opinion on relationship, when relevant	44	Opinion on relationship, when relevant
51	Grounds of opinion, when relevant	45	Grounds of opinion, when relevant
52	In civil cases character to prove conduct, imputed, irrelevant	46	In civil cases character to prove conduct imputed, irrelevant
53	In criminal cases, previous good character relevant	47	In criminal cases previous good character relevant

Indian Evidence Act, 1872		The Bharatiya Sakhya Adhiniyam, 2023	
Section	Heading	Section	Heading
53A	Evidence of character or previous sexual experience not relevant in certain cases	48	Evidence of character or previous sexual experience not relevant in certain cases
54	Previous bad character not relevant, except in reply	49	Previous bad character not relevant, except in reply
55	Character as affecting damages	50	Character as affecting damages
56	Fact judicially noticeable need not be proved	51	Fact judicially noticeable need not be proved
57	Facts of which Court must take judicial notice	52	Facts of which Court shall take judicial notice
58	Facts admitted need not be proved	53	Facts admitted need not be proved
59	Proof of facts by oral evidence	54	Proof of facts by oral evidence
60	Oral evidence must be direct	55	Oral evidence to be direct
61	Proof of contents of documents	56	Proof of contents of documents
62	Primary evidence	57	Primary evidence
63	Secondary Evidence	58	Secondary evidence
64	Proof of documents by primary evidence	59	Proof of documents by primary evidence
65	Cases in which secondary evidence relating to documents may be given	60	Cases in which secondary evidence relating to documents may be given
65A	Special provisions as to evidence relating to electronic record	62	Special provisions as to evidence relating to electronic record
65B	Admissibility of electronic records	63	Admissibility of electronic records
66	Rules as to notice to produce	64	Rules as to notice to produce
67	Proof of signature and handwriting of person alleged to have signed or written document produced	65	Proof of signature and handwriting of person alleged to have signed or written document produced
67A	Proof as to electronic signature	66	Proof as to electronic signature
68	Proof of execution of document required by law to be attested	67	Proof of execution of document required by law to be attested
69	Proof where no attesting witness found	68	Proof where no attesting witness found
70	Admission of execution by party to attested document	69	Admission of execution by party to attested document
71	Proof when attesting witness denies the execution	70	Proof when attesting witness denies execution

Indian Evidence Act, 1872		The Bharatiya Sakshya Adhiniyam, 2023	
Section	Heading	Section	Heading
72	Proof of document not required by law to be attested	71	Proof of document not required by law to be attested
73	Comparison of signature, writing or seal with others admitted or proved	72	Comparison of signature, writing or seal with others admitted or proved
73A	Proof as to verification of digital signature	73	Proof as to verification of digital signature
74	Public documents	74(1)	Public and private documents
75	Private documents	74(2)	Public and private documents
76	Certified copies of public documents	75	Certified copies of public documents
77	Proof of documents by production of certified copies	76	Proof of documents by production of certified copies
78	Proof of other official documents	77	Proof of other official documents
79	Presumption as to genuineness of certified copies	78	Presumption as to genuineness of certified copies
80	Presumption as to documents produced as records of evidence	79	Presumption as to documents produced as record of evidence, etc.
81	Presumption as to Gazettes, newspapers, private Acts of Parliament and other documents	80	Presumption as to Gazettes, newspapers, and other documents
81A	Presumption as to Gazettes in electronic forms	81	Presumption as to Gazettes in electronic or digital record
82	Presumption as to document admissible in England without proof of seal or signature	—	—
83	Presumption as to maps or plans made by authority of Government	82	Presumption as to maps or plans made by authority of Government
84	Presumption as to collections of laws and reports of decisions	83	Presumption as to collections of laws and reports of decisions
85	Presumption as to powers-of-attorney	84	Presumption as to powers-of-attorney
85A	Presumption as to electronic agreements	85	Presumption as to electronic agreements
85B	Presumption as to electronic records and electronic signatures	86	Presumption as to electronic records and electronic signatures
85C	Presumption as to Electronic Signature Certificates	87	Presumption as to Electronic Signature Certificates
86	Presumption as to certified copies of foreign judicial records	88	Presumption as to certified copies of foreign judicial records

Indian Evidence Act, 1872		The Bharatiya Sakshya Adhiniyam, 2023	
Section	Heading	Section	Heading
87	Presumption as to books, maps and charts	89	Presumption as to books, maps and charts
88	Presumption as to telegraphic messages	—	—
88A	Presumption as to electronic messages	90	Presumption as to electronic messages
89	Presumption as to due execution, etc., of documents not produced	91	Presumption as to due execution, etc., of documents not produced
90	Presumption as to documents thirty years old	92	Presumption as to documents thirty years old
90A	Presumption as to electronic records five years old	93	Presumption as to electronic records five years old
91	Evidence of terms of contracts, grant and other dispositions of property reduced to form of documents	94	Evidence of terms of contracts, grants and other dispositions of property reduced to form of document
92	Exclusion of evidence or oral agreement	95	Exclusion of evidence of oral agreement
93	Exclusion of evidence to explain or amend ambiguous document	96	Exclusion of evidence to explain or amend ambiguous document
94	Exclusion of evidence against application of document to existing facts	97	Exclusion of evidence against application of document to existing facts
95	Evidence as to document unmeaning in reference to existing facts	98	Evidence as to document unmeaning in reference to existing facts
96	Evidence as to application of language which can apply to one only of several persons	99	Evidence as to application of language which can apply to one only of several persons
97	Evidence as to application of language to one of two sets of facts, to neither of which the whole correctly applies	100	Evidence as to application of language to one of two sets of facts, to neither of which the whole correctly applies
98	Evidence as to meaning of illegible character, etc.	101	Evidence as to meaning of illegible characters, etc.
99	Who may give evidence of agreement varying terms of document	102	Who may give evidence of agreement varying terms of document
100	Saving of provisions of Indian Succession Act relating to Wills	103	Saving of provisions of Indian Succession Act relating to wills
101	Burden of proof	104	Burden of proof

Indian Evidence Act, 1872		The Bharatiya Sakhya Adhiniyam, 2023	
Section	Heading	Section	Heading
102	On whom burden of proof lies	105	On whom burden of proof lies
103	Burden of proof as to particular fact	106	Burden of proof as to particular fact
104	Burden of proving fact to be proved to make evidence admissible	107	Burden of proving fact to be proved to make evidence admissible
105	Burden of proving that case of accused comes within exceptions	108	Burden of proving that case of accused comes within exceptions
106	Burden of proving fact specially within knowledge	109	Burden of proving fact especially within knowledge
107	Burden of proving death of person known to have been alive within thirty years	110	Burden of proving death of person known to have been alive within thirty years
108	Burden of proving that person is alive who has not been heard of for seven years	111	Burden of proving that person is alive who has not been heard of for seven years
109	Burden of proof as to relationship in the cases of partners, landlord and tenant, principal and agent	112	Burden of proof as to relationship in the cases of partners, landlord and tenant, principal and agent
110	Burden of proof as to ownership	113	Burden of proof as to ownership
111	Proof of good faith in transactions where one party is in relation of active confidence	114	Proof of good faith in transactions where one party is in relation of active confidence
111A	Presumption as to certain offences	115	Presumption as to certain offences
112	Birth during marriage, conclusive proof of legitimacy	116	Birth during marriage, conclusive proof of legitimacy
113	Proof of cession of territory	—	—
113A	Presumption as to abatement of suicide by a married woman	117	Presumption as to abetment of suicide by a married woman
113B	Presumption as to dowry death	118	Presumption as to dowry death
114	Court may presume existence of certain facts	119	Court may presume existence of certain facts
114A	Presumption as to absence of consent in certain prosecution for rape	120	Presumption as to absence of consent in certain prosecution for rape
115	Estoppel	121	Estoppel
116	Estoppel of tenant; and of licensee of person in possession	122	Estoppel of tenant and of licensee of person in possession
117	Estoppel of acceptor of bill of exchange, bailee or licensee	123	Estoppel of acceptor of bill of exchange, bailee or licensee

Indian Evidence Act, 1872		The Bharatiya Sakshya Adhiniyam, 2023	
Section	Heading	Section	Heading
118	Who may testify	124	Who may testify
119	Witness unable to communicate verbally	125	Witness unable to communicate verbally
120	Parties to civil suit, and their wives or husbands. Husband or wife of person under criminal trial	126	Competency of husband and wife as witnesses in certain cases
121	Judges and Magistrates	127	Judges and Magistrates
122	Communications during marriage	128	Communications during marriage
123	Evidence as to affairs of State	129	Evidence as to affairs of State
124	Official communications	130	Official communications
125	Information as to commission of offences	131	Information as to commission of offences
126	Professional communications	132(1)/(2)	Professional communications
127	Section 126 to apply to interpreters, etc.	132(3)	Professional communications
128	Privilege not waived by volunteering evidence	133	Privilege not waived by volunteering evidence
129	Confidential communications with legal advisers	134	Confidential communication with legal advisers
130	Production of title-deeds of witness not a party	135	Production of title-deeds of witness not a party
131	Production of documents or electronic record which another person, having possession, could refuse to produce	136	Production of documents or electronic records which another person, having possession, could refuse to produce
132	Witness not excused from answering on ground that answer will criminate	137	Witness not excused from answering on ground that answer will criminate
133	Accomplice	138	Accomplice
134	Number of witnesses	139	Number of witnesses
135	Order of production and examination of witnesses	140	Order of production and examination of witnesses
136	Judge to decide as to admissibility of evidence	141	Judge to decide as to admissibility of evidence
137	Examination-in-chief	142	Examination of witnesses
138	Order of examinations	143	Order of examinations
139	Cross-examination of person called to produce a document	144	Cross-examination of person called to produce a document

Indian Evidence Act, 1872		The Bharatiya Sakshya Adhiniyam, 2023	
Section	Heading	Section	Heading
140	Witnesses to character	145	Witnesses to character
141	Leading questions	146(1)	Leading questions
142	When they must not be asked	146(2)/(3)	Leading questions
143	When they may be asked	146(4)	Leading questions
144	Evidence as to matters in writing	147	Evidence as to matters in writing
145	Cross-examination as to previous statements in writing	148	Cross-examination as to previous statements in writing
146	Questions lawful in cross-examination	149	Questions lawful in cross-examination
147	When witness to be compelled to answer	150	When witness to be compelled to answer
148	Court to decide when question shall be asked and when witness compelled to answer	151	Court to decide when question shall be asked and when witness compelled to answer
149	Question not to be asked without reasonable grounds	152	Question not to be asked without reasonable grounds
150	Procedure of Court in case of question being asked without reasonable grounds	153	Procedure of Court in case of question being asked without reasonable grounds
151	Indecent and scandalous questions	154	Indecent and scandalous questions
152	Questions intended to insult or annoy	155	Questions intended to insult or annoy
153	Exclusion of evidence to contradict answers to questions testing veracity	156	Exclusion of evidence to contradict answers to questions testing veracity
154	Question by party to his own witness	157	Question by party to his own witness
155	Impeaching credit of witness	158	Impeaching credit of witness
156	Questions tending to corroborate evidence of relevant fact, admissible	159	Questions tending to corroborate evidence of relevant fact, admissible
157	Former statements of witness may be proved to corroborate later testimony as to same fact	160	Former statements of witness may be proved to corroborate later testimony as to same fact
158	What matters may be proved in connection with proved statement relevant under section 32 or 33	161	What matters may be proved in connection with proved statement relevant under section 26 or 27
159	Refreshing memory	162	Refreshing memory

Comparative Table

Indian Evidence Act, 1872		The Bharatiya Sakshya Adhiniyam, 2023	
Section	Heading	Section	Heading
160	Testimony to facts stated in document mentioned in section 159	163	Testimony to facts stated in document mentioned in section 162
161	Right of adverse party as to writing used to refresh memory	164	Right of adverse party as to writing used to refresh memory
162	Production of documents	165	Production of documents
163	Giving, as evidence, of document called for and produced on notice	166	Giving, as evidence, of document called for and produced on notice
164	Using, as evidence, of document, production of which was refused on notice	167	Using, as evidence, of document production of which was refused on notice
165	Judge's power to put questions or order production	168	Judge's power to put questions or order production
166	Power of jury or assessors to put questions	—	—
167	No new trial for improper admission or rejection of evidence	169	No new trial for improper admission or rejection of evidence

**SOME IMPORTANT KNOWLEDGEABLE
POINTS FOR INVESTIGATION
OFFICERS**

1. On receipt of information of cognizable offence, Zero-FIR will be registered irrespective of the area.
2. In case of information of cognizable offence received through electronic means, the signature of the person giving the information will be taken within 3 days and proceed accordingly.
3. Provision for preliminary enquiry in cognizable offences punishable with 3 to 7 years required to be conducted with the permission of DSP and completed within period of 14 days.
4. The progress report of the case will be informed to the victim within 90 days from the date of registration of FIR.
5. The time allotted for investigation of each case shall be adhered to.
6. The process of search or seizure of any property, article or thing and the process of preparing their list will be video recorded and photographed using a mobile phone or other electronic device and the recording will be sent to the area magistrate.
7. Provision of protection of witness.
8. Provision for use of handcuffs keeping in view the nature and gravity of offences or for the offences as per Section 43 (3).
9. Provision of forensic expert is mandatory for collection of forensic evidence from the scene of crime where offence is punishable 7 years and above.

BNSS - PROVISIONS
PROVISIONS RELATED TO ARREST

Section 35 When police may arrest without warrant.

- When a person commits a cognizable offence, a police officer can arrest that person without a magistrate's order or a warrant.
- The police officer shall, in all other cases in which the arrest of any person under sub-section (1) is not necessary, issue a direction to that person to attend before him.
- In cases where the punishment is less than 3 years and the accused is suffering from a serious illness or is above 60 years of age, such arrest can be made only with the permission of the Deputy Superintendent of Police (DSP).

Section 36 Procedure of arrest and duties of officer making arrest.

- Every police officer when making an arrest, shall bear an identification in true form showing his name and rank.
- Memorandum of arrest will be prepared and will be signed by a witness and the person arrested.

Section 38 Right of arrested person to meet an advocate of his choice during interrogation.

- The arrested person is entitled to meet a lawyer of his choice during the police interrogation, though not throughout the entire interrogation.
- If the name and address of such arrested person cannot be ascertained within 24 hours, he will be produced before a Magistrate.

Section 43 Arrest how made.

- The arrest of a woman shall be made by a female police officer except in extreme circumstances, a male police officer shall not touch the woman.
- The police officer may keeping in view the nature and gravity of the offence, use handcuff while making the arrest or while producing such person before the court who is a habitual offender, terrorist or drug related offences, acid attack, counterfeiting of currency notes, human trafficking, child sexual offences or offences against state.
- In critical circumstances or any forceful situation exists, if the arrest of a woman convict has to be made at night, in such a situation, it shall be made by obtaining the written permission of the Magistrate of the First Class.

Section 44 Search of place entered by person sought to be arrested.

- If any person acting under a warrant of arrest, or any police officer having authority to arrest believe that the person has entered into or is within, any place, any person residing in, or being in charge of such place shall on demand of police officer allow him free ingress thereto and afford all reasonable facilities for a search therein.

Section 47 Person arrested to be informed of grounds of arrest and of right to bail.

- Every police officer arresting any person shall inform him regarding the grounds of his arrest and his right to bail.

Section 48 Obligation of person making arrest to inform about arrest etc to relative or friend.

- Police officer or other person making the arrest shall forthwith give the information regarding such arrest and place where the arrested person is being held to any of his relatives or any such person nominated by the arrested person and if the offence is bailable then he

will be informed about his right to bail.

Section 52 Examination of person accused of rape by medical practitioner.

- When a person is arrested on a charge of committing an offence of rape or an attempt to commit rape, he shall be medically examined by a Registered Medical Practitioner at the request of a police officer.
- The medical professional shall prepare the report without any delay conducting all the information and DNA profiling of the accused and forward the report to the investigating officer.

Section 53 Examination of arrested person by medical officer-

- The arrested person will be examined by the Medical Officer and a copy of the report furnished by him will be provided to the arrested person or the person nominated by such arrested person.
- If the arrested person is a female, the examination of the body shall be made by the Female Medical Officer.

Section 55 Procedure when police officer deputes subordinate to arrest without warrant-

- When any officer incharge of a police station requires any officer subordinate to arrest without warrant, shall be made by an order in writing.

Section 56 Health and safety of person arrested.

- It is the duty of the officer keeping the accused in custody to take appropriate care of the health and safety of the accused.

Section 57 Person arrested to be taken before Magistrate of officer in charge of police station.

- A police officer making an arrest without warrant shall, without unnecessary delay shall send the person arrested before incharge Police Station or the Magistrate.

Section 58 Person arrested not to be detained more than 24 hours.

- Person arrested without warrant shall be produced before the Magistrate within 24 hours.

Section 61 Power, on escape, to pursue and retake.

- If a person in lawful custody escapes or is rescued, may be immediately pursued and arrest him in any place in India.

Section 62 Arrest to be made strictly according to Sanhita.

- No arrest shall be made except in accordance with the provisions of this Sanhita or any other law for the time being in force providing for arrest.

INFORMATION TO THE POLICE AND THEIR POWERS TO INVESTIGATE

BNSS Provisions (Now Section 173 to 193 BNSS / earlier Section 154 to 173 CrPC)

Section 173 Investigating powers of Police-

- On receipt of information of cognizable offence, zero FIR will be registered irrespective of the area.
- Action will be taken upon receipt of information regarding a cognizable offense through oral or electronic communication.
- Orally, it shall be reduced to writing by him and shall be signed by the person giving it. By electronic communication, it shall be taken on record by him on being signed within 3 days by the person giving it.
- If the offence is of section 64,64,66,67,68,69,70,71,74, 75,76,77, 78,79, & 124 then it will be recorded by the lady police officer or any lady officer . If the victim woman is permanently or temporarily mentally or physically disabled for the purposes of the above section, then it will be written at her place of residence or at an accessible place and it will be written in the presence of an interpreter or a specialist. .
- The recording of such statement shall be Videography.
- The police officer shall get the statement of the person recorded by a Magistrate under section 183 (6) as soon as possible.
- A copy of the information as recorded shall be given free of cost, to the informant or the victim.
- Without prejudice to the provisions contained in section 175, on receipt of information of any cognizable offence, which is made punishable for three years or more but less than 7 years, the officer in charge of the police station may with the prior permission from an officer not below the rank of Deputy Superintendent of Police (DSP), considering the nature and gravity of the offence will proceed to conduct preliminary enquiry.
- Any person aggrieved by a refusal on the part of an officer in charge of the police station to record the information referred to section 173 (1) may make an application to the Superintendent of Police or the Magistrate.

INFORMATION AND PROCEEDINGS OF NON-COGNIZABLE CRIME

Section 174 Information as to non-Cognizable cases and investigation of such cases.

- DDR of information shall be registered in non-cognizable offences and refer the informant to the Court.
- DDR of all such cases shall be forwarded to the magistrate fortnightly.
- No police officer shall investigate a non-cognizable case without the order of a Magistrate.
- Where a case relates to two or more offences of which at least one is cognizable, the case shall be deemed to be a cognizable case.

Section 175 Police officer's power to investigate cognizable case.

- Any officer in charge of a police station may, without the order of a Magistrate, investigate any cognizable case which a court having jurisdiction within the limits of such statin would have the power to enquire.
- Any Magistrate empowered under section 210, may after considering the application received under section 173(4) order a police officer to conduct the investigation.

Section 176 Procedure for Investigation.

- If, information received or otherwise, an officer incharge of police station has reason to suspect the commission of an offence which he is empowered under section 175 to investigate, he shall forthwith send a report to the Magistrate empowered to take cognizance of such offence upon a police report or shall depute one of his subordinate officer.
- If it appears to the officer incharge of a police station that there is no sufficient ground for entering on an investigation, he shall not investigate the case.

- Provided further that in relation to an offence of rape, the recording of statement of the victim shall be conducted at the residence of the victim or in the palace or choice in the presence of her parents or guardian or near relatives or social worker of the locality and such statement may also be recorded through any audio-video electronic means including mobile phone.
- On receipt of every information relating to the commission of an offence which is made punishable for 7 years or more, the officer incharge of the police station shall notify the forensic expert to visit the crime scene to collect forensic evidence of the offence.
- Videography of the whole process shall be recorded on mobile phones or any other electronic device.

Section 177 Report how submitted.

- Every report sent to a Magistrate under section 176 shall be submitted through such Superior Officer of Police.
- The report will be sent to the Magistrate without any delay.

Section 178 Power to hold investigation or preliminary inquiry.

- The Magistrate on receiving a report under section 176, may direct an investigation, or, if he think fit, at once proceed to hold a preliminary inquiry into, or otherwise to dispose of the case.

Section 179 Police Officer's Power to require attendance of witness.

- Any police officer making an investigation, may, by order in writing, require the attendance before himself provided that no child under the age of 15 years or woman above 60 years of age mentally or physically disabled person or a person with acute illness shall be required to attend at any place other than the place in which such person resides.
- Provied further that if such person is willing to attend at the police station, such person may be permitted to do so.

Section 180 Examination of witness by police.

- Any police officer making an investigation may examine any person supposed to be acquainted with the facts and circumstances of the case.
- Provided further that the statement of woman against whom an offence under sections 64,65,66,67,68, 69,70, 71,74,75,76,78,79 and 124, is alleged to have been committed or attempted, shall be recorded, by a woman police officer or any woman officer.

Section 182 No inducement to be offered.

- No police officers or other person in authority shall offer or make, any such inducement threat or promise.

Section 183 Recording of confessions and statements.

- Any confession or statement may be recorded by electronic means in the presence of the advocate of the person accused of an offence.
- In cases punishable under sections 64, 65, 66, 67, 68, 69, 70, 71, 74, 75, 76, 77, 78, 79 & 124, statement shall be recorded by woman Magistrate and in her absence by a male Magistrate in the presence of a woman.
- Further in cases relating to the offences punishable with imprisonment for 10 years or more or with imprisonment for life or with death, the Magistrate shall record the statement of the witness brought before him by the police officer.

Section 184 Medical examination of victim of rape.

- A woman victim of rape shall be sent to a registered medical practitioner within 24 hours from the time of receiving the information relating to the commission of such offence.
- The registered medical practitioner shall, within a period of 7 days forward the report to the investigation officer under section 193 as a part of the documents refer to under sub-section (6).

Section 185 Search by police officer.

- Whenever an officer incharge of a police station or a police officer making an investigation has reasonable grounds for believing that anything necessary of an investigation into any offence which he is authorized to investigated may be found in any place within the limits shall be recorded through electronic means preferably by mobile phone and shall be recorded in the case diary.
- Copies of any record made shall forthwith, but not later than 48 hours will be sent to the Magistrate. A copy of the list of search articles shall be sent to the owner or the possessor of the place.

Section 186 When officer incharge of police station may require another to issue search warrant.

- An officer incharge of the police station or a police officer not being below the rank of sub-inspector, investigates in the jurisdiction of another police station, he shall forward the search list, if any to the officer at whose area, the search was made.
- The owner or occupier of the place searched shall be sent a copy of any record through the Magistrate.

Section 187 Procedure when investigation cannot be completed within 24 hours.

- The Magistrate to whom an accused person is forwarded under this section may, irrespectivbe of whether he has or has no jurisdiction to try the case, after taking into consideration whether such person has not been released on bail or his bail has been cancelled, authorise, from time to time, the detention of the accused in such custody as such Magistrate thinks fit, for a term not exceeding 15 days in the whole, or in parts, at any time during the initial 40 days or 60 days out of detention period of 60 days or 90 days, as the case may be, as provided in sub-section (3), and if he has no jurisdiction to try the case or commit it for trial, and considers further detention unnecessary, he may order the accused to be forwarded to a Magistrate having such jurisdiction.

Section 188 Report of investigation by subordinate police officer.

- When any subordinate police officer has made any investigation, he shall report the result of such investigation to the officer incharge of the police station.

Section 189 Release of accused when evidence is deficient.

Section 190 Cases to be sent to Magistrate for trial when evidence is sufficient.

Section 191 Complainant or witnesses not to be required to accompany police officer and not to be subject to restraint.

Section 192 Diary of proceedings in investigation.

- Every police officer making an investigation shall day by day enter his proceedings in the investigation in a diary.

Section 193 Report of the police officer on completion of investigation.

- Every police officer should submit the report of investigation within the prescribed time and without any unnecessary delay.
- The investigation to an offence under sections 64,65,66,67,68,70,71, of BNS 2023 or under Sections 4,6,8 or Section 10 of POCSO Act 2012 shall be completed within 60 days from the date on which information was recorded by the officer and shall be presented in the Court.
- The police officer investigating the case shall also supply a copy of the challan to the accused as required under Section 230.
- The police officer shall, within the period of 90 days inform progress of the investigation by any means including through electronic communication to the informant or the victim.
- According to Section 193(9), if any investigation is pending after the challan of the case has been forwarded to the Court, it shall be completed within 90 days with the permission of the Court and even if the investigation is not completed then it can be continued further with the permission of the Court.



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