

## IPC

21 Jan 2022

He will be punished

here he means the person it can be female or the male.

Person means it can be the group of the person as well. The intention will be looked here.

Movable property - e.g. jewellery, suitcase etc.

Immovable property - which can't move e.g. house.

खेत में फसलें उगी हुई हैं - immovable property

If someone cut it and took this offence will be considered as movable property.

Dishonest - गलत intention से किया गया कार्य। यह पर intention देखा जाता है। (Mens rea)

Fraudulent - fraud करना किसी के साथ (धोखाधड़ी)

Electronic record - any document which is saved in electronic media. E.g. pen drive, e-pen, any soft document.

Act or omission - whether you're declare to do so or declare to not to do so.

e.g. it is your act to cast vote (Act) but you're not allowed to vote for someone else. (Omission)

Omission - किसी कार्य को करने से रोकना।

Act - किसी कार्य को करना

जब किसी व्यक्ति को बिना वॉरंट की बैंड कर दिया गया हो तो court के समक्ष प्रस्तुत करने के लिए Habeas Corpus की writ file की जाती है high court में।

Sec 43

**Illegal** (निषेध है court के द्वारा की करना ही नहीं है),

**legal** (this which are not prohibited by court) and

**bound to do** (आप बाध्य हो करने के लिए [No smoking zone you're not allowed to smoke])

Sec 44 Injury -

**Injury** to or of:

Body - break or harm a part of a body. (Physical damage to the body.)

Mind - e.g. mental harassment. Mental touch.

Reputation - e.g. Defamation (मान हानि)

To read Sec 21 it will define who is public servant and is divided in 12 parts

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22 Jan 2022

### Section 53: Punishments (Important)

Imprisonment (कारावास)

- Rigorous (कठोर) means to assign the work to the prisoners.
- Simple

**Imprisonment for life** (आजीवन कारावास)

**Forfeiture of property** (कुर्क करना/ जब्त करना)

**Death punishment** - Given in very rare case. It is only given when the gravity of crime is very high (beyond the limit).

- It is said in Sec 305 that to provoke a minor to commit murder.
- A person who is in imprisonment for life; he tries to kill someone, then sentence of death capital will be given.
- Heinous crime e.g. Rape and Murder.

If a family involves in a murder and there is a minor child in that family. Then the court will ask his mother or grandmother to appoint a guardian within six months of time. If they fail to do so then the court will appoint a guardian to that child. And court will appoint someone to make regular visit to check the child's status.

**Fine** - If someone who can pay but is not paying then court seizes the property of the person.

**27 Jan 2022**

**Must listen recording of the class**

IPC has probation and punishment for the crime

Cr.PC has the procedure to deal with crime

CPC has the procedure for the civil matter like land disputes.

General Exception

Sec 76 - If a person commits an offence by reason of **mistake of facts** or **mistake of law**.

Mistake of fact - A wants to kill B but mistakenly he killed C then it is mistake of fact.

Mistake of law - Ignorance of law.

**Mistake of fact and law is important in respect to exam.**

Sec 77 - Act of judge - without knowledge of jurisdiction if a judge makes a law or orders then it will be considered that order made in a good faith then the act will be considered justified.

Sec 78 - Act done pursuant to the judgement

Sec 79 - Act done by a person justifies

**Mens Rea** - Guilty mind (wrongful intention) and any act done with it, is called **Actus Reus**.