



MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR

FACULTY OF LAW

THIRD YEAR BACHELOR OF LAWS

(Effective from Session 2021-22)

PAPER – II (PAPER CODE - 8002):(PAPER NAME – **LAW RELATING TO CRIMINAL PROCEDURE**)

Max. Marks: 100

Min. Marks: 36

Note: A. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.

B. Leading cases prescribed under this paper may be read whenever they are relevant.

A. The Code of Criminal Procedure 1973

1. Preliminary:

- (A) Object, Extent and Definitions (Chapter I).
- (B) Duties of Public
 - (I) To assist Police and Magistrate
 - (II) To give information about certain offences (Chapter – IV, Ss. 37 to 40)

2. Criminal Courts:

- (A) Territorial Divisions and Classification (Chapter – II, Sec.6, 9, 10, 14, 15, 19, 22 and 23)
- (B) Powers (Chapter III, Ss. 26 to 31).

3. Pre-Trial Procedures/ F.I.R. / Complaint etc.

- (A) Arrest of Persons (Chapter V)
- (B) Process to compel appearance (Chapter- VI)
- (C) Process to compel Production of things (Chapter – VII).
- (D) Information to the Police and their Powers of Investigation (Chapter – XII).
- (E) Jurisdiction of the Courts in Enquiries and Trials (Chapter – XIII).
- (F) Complaints to Magistrates and Cognizance of Offence (Chapter XV and XIV).

4. Maintenance - Maintenance of Wives, Children and Parents

5. Charge and Trials:

- (A) Trial before Court of Session (Chapter XVIII)
- (B) Trial of Summon and Warrant Cases (Chapter XIX and XX).
- (C) Summary Trial (Chapter XXI).
- (D) Judgement (Chapter XXVII).
- (E) Plea-Bargaining

6. Miscellaneous Provisions -

- (A) Appeals (Chapter XXX).
- (B) Reference and Revision (Chapter XXX).
- (C) Provisions as to Bail and Bonds (Chapter – XXXIII)
- (D) Disposal of Property (Chapter – XXXIV)
- (E) Period of Limitation (Chapter XXXVI).
- (F) Irregular Proceedings (Chapter XXXV).
- (G) Autrefois Acquit and Autrefois Convict.

(H) Pardon to an accomplice
7. Inherent Powers of High Court

LEADING CASES FOR EXAMINATION:

1. State of U.P. v. State of Delhi, AIR 1955 SC 196
2. Nisar Ali v. State of U.P., AIR 1957 SC 336
3. Purshottam Das Dalmia v. State of West Bengal, AIR 1968 SC 1589
4. State of Andhra Pradesh v. Ganeshwara Rao, AIR 1968 SC 1050
5. Satwant Singh v. State of Punjab, AIR 1956 SC 266

CASES FOR READING:

1. R. S. Nayak vs A. R. Antulay, 1992 (1) SCC 225
2. Harish Chandra Prasad Mani v. State of Jharkhand & Ors., AIR 2007 SC 1117
3. Rajesh Ranjan @ Pappu Yadav v. Kalyan Chandra Sarkar, 2005 3 SCC 284 : 2005 AIR SC 972
4. Joginder Singh v. State of Punjab, AIR 1979 SC 1876
5. Badshah v. Urmila Badshah Godse, (2014) 1 SCC 188

SUGGESTED READINGS :

1. Ratan Lal : Criminal Procedure Code
2. Ganguly, A.C. : A Guide to Criminal Code Procedure.
1. Kelkar, R.V. : Criminal Procedure Code
2. Juvenile Justice Act, 2015
3. Probation of Offenders Act, 1954
4. Khatri, B.D. : Law of Probation in India alongwith Juvenile Justice Act, 1988
5. Chakravarti, N.K. : Probation System in the Administration of Criminal Justice.
6. तिवाड़ी वाई.के. : दंड प्रक्रिया संहिता
7. पी. सी . जैन : दंड प्रक्रिया संहिता
8. मुरलीधर चतुर्वेदी : दंड प्रक्रिया संहिता