

# Offences affecting to Public Health, Safety , Morality and Decency

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# Public Nuisance

“A person is guilty of a public nuisance who does any act or is guilty of an illegal omission which causes any common injury, danger or annoyance to the public or to the people in general who dwell or occupy property in the vicinity, or which must necessarily cause injury, obstruction, danger, or annoyance to persons who may have occasion to use any public right.”

The principle on which public nuisance is premised is a maxim of civil law

**“sic utere tuo ut rem ublicum non laedas”** which means

“enjoy your property in such a way as not to injure the rights of the public”.

# Chapter XIV

- The Indian Penal Code in Chapter XIV from sections 268 to 294A deals with the offence of public nuisance.
- These offences include affecting public health, safety, convenience, decency and morals. Nuisance is a French term which means 'to harm' or 'to injure'.
- Anything that causes hurt, inconvenience, or damage or which essentially interferes with the enjoyment of life or property.
- The objective of this chapter is to safeguard the public health; safety and convenience by making those acts which pollute the environment or threaten endanger public health directly or indirectly have been brought under the purview of the penal code.

# Sections At Glance

Public Health (IPC. 269-278)

Public Safety & Convenience (IPC. 279-291)

Public Decency & Morals (IPC. 292-294A)

# Public Health (Section. 269-278)

Section	Offence	Punishment	Category
269	Negligent Act Likely To Spread Infection Of Dangerous Disease	Imprisonment Upto 6 Months Or Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
270	Malignant Act Likely To Spread Infection Of Dangerous Disease	Imprisonment Upto 2 Years Or Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
271	Disobedience Of Quarantine Rule	Imprisonment Upto 6 Months Or Fine Or Both	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate
272	Adulteration Of Food Or Drink Intended For Sale	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate
273	Sale Of Noxious Food Or Drink	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate
274	Adulteration Of Drug	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Non- Cognizable, Non-bailable, Non-compoundable, Any Magistrate
275	Sale Of Adulterated Drug	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate
276	Sale Of Drug As A Different Drug Or Preparation	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate
277	Fouling Water Of Public Spring Or Reservoir	Imprisonment Upto 3 Months Or 500 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
278	Making Atmosphere Noxious To Health	Fine May Extend Upto 500 Rupees	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate

# Public Safety & Convenience (IPC. 279-291)

Section	Offence	Punishment	Category
279	Rash Driving Or Riding On A Public Way	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
280	Rash Navigation Of Vessel	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
281	Exhibition Of False Light, Mark Or Bouy	Imprisonment Upto 7 Years Or Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
282	Conveying Person By Water For Hire In Unsafe Vessel	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
283	Danger Or Obstruction In A Public Way	Fine May Extend Upto 200 Rupees	Cognizable, Bailable, Non-compoundable, Any Magistrate
284	Negligent Conduct With Respect To Poisonous Substance	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
285	Negligent Conduct With Respect To Fire Or Combustible Matter	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate

# Public Safety & Convenience (IPC. 279-291) Cont..

Section	Offence	Punishment	Category
286	Negligent Conduct With Respect To Explosive Substance	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
287	Negligent Conduct With Respect To Machinery	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
288	Negligent Conduct With Respect To Pulling Down Or Repairing Building	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
289	Negligent Conduct With Respect To Animal	Imprisonment Upto 6 Months Or 1000 Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
290	Punishment For Public Nuisance In Cases Not Otherwise Provided For	Fine May Extend Upto 200 Rupees	Non- Cognizable, Bailable, Non-compoundable, Any Magistrate
291	Continuance Of Nuisance After Injunction To Discontinue	Imprisonment Upto 6 Months Or Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate



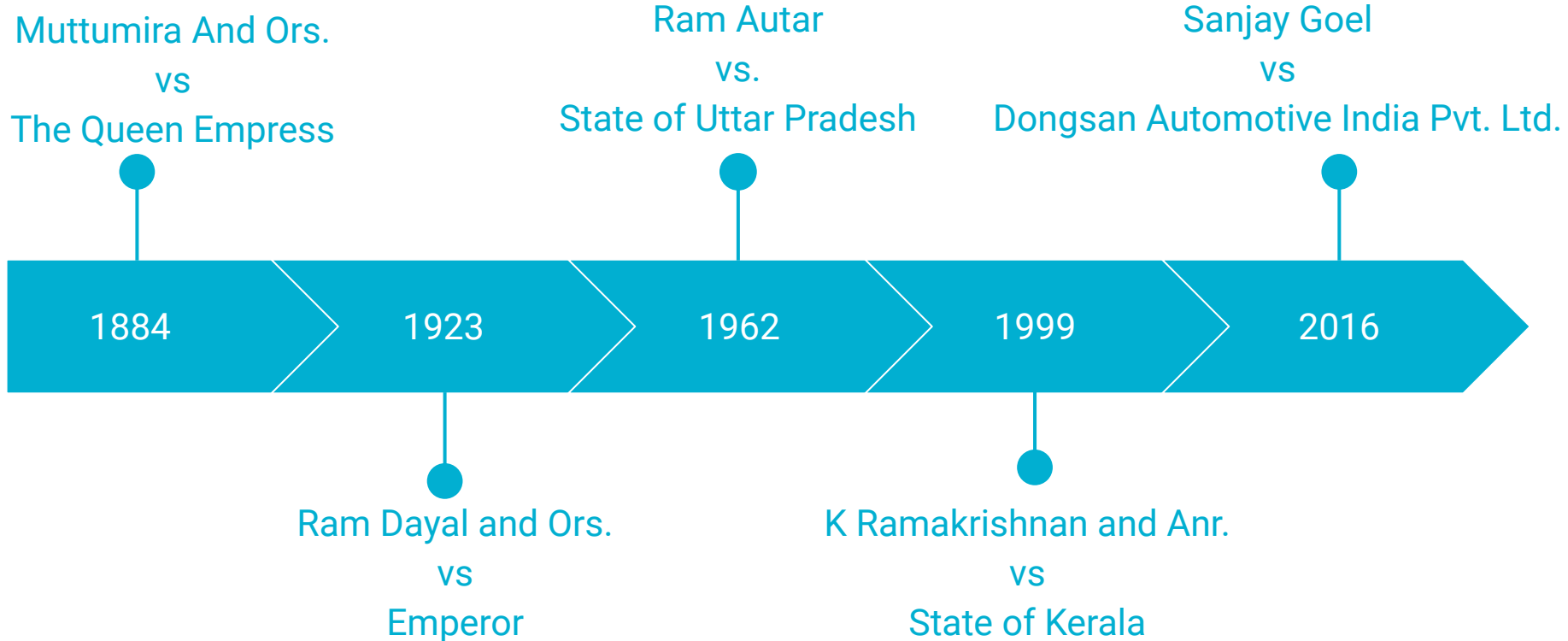
## Public Decency & Morals (Section 292-294A)

Section	Offence	Punishment	Category
292	Sale Etc, Of Obscene Books, Etc	<b>First Conviction</b> : Imprisonment Upto 2 Years And 2000 Fine <b>Subsequent Conviction</b> : Imprisonment Upto 5 Years And 5000 Fine	Cognizable, Bailable, Non-compoundable, Any Magistrate
293	Sale Etc, Of Obscene Objects To Young Person	<b>First Conviction</b> : Imprisonment Upto 3 Years And 2000 Fine <b>Subsequent Conviction</b> : Imprisonment Upto 7 Years And 5000 Fine	Cognizable, Bailable, Non-compoundable, Any Magistrate
294	Obscene Acts And Songs	Imprisonment Upto 3 Months Or Fine Or Both	Cognizable, Bailable, Non-compoundable, Any Magistrate
294A	Keeping Lottery Office	Imprisonment Upto 6 Months And 1000 Fine	Non - Cognizable, Bailable, Non-compoundable, Any Magistrate

# Opinion & Importance

The Indian system has attempted to translate the arrangement identifying with Indian penal code and different statutes to give expedient and basic solution for the issues of ecological contamination, public health, morality and dignity. Despite the fact that there are a few slips in the understanding made by the legal in circumstance of contention of laws. In any case, this has been settled by later judgments wherein the legal has endeavored to translate the genuine nature and extent of the arrangement under and the arrangement under section 268, 269, 270, 279, 280, 287, 288, 290, 291, 294 of criminal methodology code uncommon laws with the goal to secure ideal to solid condition to individuals of India.

# Example Case Laws



thank you