



॥ सा विद्या या विमुक्तये ॥

स्वामी रामानंद तीर्थ मराठवाडा विद्यापीठ, नांदेड

'ज्ञानतीर्थ', विष्णुपुरी, नांदेड - ४३१ ६०६ (महाराष्ट्र राज्य) भारत

SWAMI RAMANAND TEERTH MARATHWADA UNIVERSITY, NANDED

'Dnyanteerth', Vishnupuri, Nanded - 431 606 (Maharashtra State) INDIA

स्वामी रामानंद तीर्थ
मराठवाडा विद्यापीठ, नांदेड

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मानवविज्ञान विद्याशाखेतील पदवीस्तरावरील
LL.B I year II Semester आणि B. A.
LL.B III year VI Semester भारतीय
न्याय सहितेचा अभ्यासक्रम शैक्षणिक वर्ष
२०२४-२५ पासून लागू करण्याबाबत.

प रि प त्र क

या परिपत्रकान्वये सर्व संबंधितांना कळविण्यात येते की, Procedural Law Practical Training & Substantive Law अभ्यासमंडळाने दिनांक २३ डिसेंबर २०२४ रोजीच्या बैठकीतील केलेल्या शिफारशीप्रमाणे मा. अधिष्ठाता मानवविज्ञान विद्याशाखा यांनी विद्याशाखेच्या वतीने दिलेल्या मान्यतेने आणि मा. कुलगुरू महोदयांनी मा. विद्यापरिषदेच्या मान्यतेच्या अधीन राहून मान्यता दिल्यानुसार पदवीस्तरावरील LLB I year II Semester & BA LLB III year VI Semester भारतीय न्याय सहितेचा अभ्यासक्रम शैक्षणिक वर्ष २०२४-२५ पासून लागू करण्यात येत आहे.

सदरील परिपत्रक व अभ्यासक्रम प्रस्तुत विद्यापीठाच्या www.srtmun.ac.in या संकेतस्थळावर उपलब्ध आहेत. तरी सदरील बाब ही सर्व संबंधितांच्या निदर्शनास आणून द्यावी, ही विनंती.

'ज्ञानतीर्थ' परिसर,

विष्णुपुरी, नांदेड - ४३१ ६०६.

जा.क्र.:शै-१/सीजीपीए/पदवी/२०२४-२५/३१९

दिनांक ०९.०९.२०२५


सहा.कुलसचिव

शैक्षणिक (१-अभ्यासमंडळ) विभाग

प्रत : १) मा. अधिष्ठाता, मानवविज्ञान विद्याशाखा, प्रस्तुत विद्यापीठ.

२) मा. संचालक, परीक्षा व मुल्यमापन मंडळ, प्रस्तुत विद्यापीठ.

३) मा. प्राचार्य, सर्व संबंधित संलग्नित महाविद्यालये, प्रस्तुत विद्यापीठ.

४) सिस्टीम एक्सपर्ट, शैक्षणिक विभाग, प्रस्तुत विद्यापीठ. यांना देवून कळविण्यात येते की, सदर परिपत्रक संकेतस्थळावर प्रसिध्द करण्यात यावे.

Swami Ramanand Teerth Marathwada University, Nanded
Bharatiya Nyaya Sanhita 2023 (New Syllabus W.E.F. – 2024-2025)

Subject: Law of Crimes-I (The Bhartiya Nyaya Sanhita 2023)

Class: BA LLB III (Semester VI) & LL B I (Semester II)

This course with the above-mentioned perspectives in view comprises 84 units

Objectives of the Course:

1. To understand concept of crime and other wrongs
2. To gain a comprehensive understanding of the structure, principles, and provisions of criminal law including its historical development and amendments.
3. To understand classification of offenses against the person, property, morality, and the state along with punishments
4. To study landmark judgments and case laws related to crimes
5. To compare and contrast provisions of the IPC and Bharatiya Nyaya Sanhita to understand the similarities, differences, and evolving trends in criminal jurisprudence.
6. To provide a comprehensive understanding of Criminal law and equip students with the necessary knowledge and skills.

| Module/Topic | No of Units/Periods |
|---|---------------------|
| 1. General: 1. The concept of Crime 2. State's power to determine acts or commissions as crimes 3. State's responsibility to detect, control and punish crime, 4. The distinction between crime and other wrongs 5. An overview of history & development of law of crime in India 6. Applicability of Bharatiya Nyaya Sanhita: Territorial, Personal 7. Salient Features of the Bharatiya Nyaya Sanhita 8. Definitions under Bharatiya Nyaya Sanhita – counterfeit, dishonestly, fraudulently, gender, good faith, injury, illegal, offence, valuable security, voluntarily, wrongful gain, wrongful loss, public servant, Elements of Criminal Liability: 1. Author of crime-natural person and a fit subject for punishment, companies, and corporations 2. Mens rea - evil intention 3. Importance of mens rea 4. Recent Trends to fix liability without mens rea in certain Socio-Economic Offences, 5. An act in furtherance of guilty intent 6. An omission is specifically included in code 7. Injury to another. | 08 |
| 2. Stages of Crime: 1. Guilty intention - Mere intention not punishable 2. Preparation: Preparation is not punishable, exception in respect of certain offences of grave nature or of a peculiar kind 3. Attempt: Attempt when punishable. 4. Actual commission | 04 |
| 3. Punishment: (Sec 4-13) 1. Death: Social relevance of capital punishment, Alternatives to capital punishment, 2. Imprisonment - for life, with hard labour, simple imprisonment 3. Forfeiture of property 4. Fine, 5. Community Service | 04 |

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| Discretion in awarding punishment: Minimum punishment in respect of certain offences | |
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| 4. Group liability: 1. Stringent provision in case of a combination of persons attempting to disturb peace 2. Common Intention (Sec 3(5)) 3. Abetment: Instigation, aiding and conspiracy, Mere act of abetment punishable (Sec 45-59) 4 Unlawful Assembly (Sec 189) 5. Criminal conspiracy (Sec 61) 6. Rioting as a specific offence (Sec 191), Sec 196. | 08 |
| 5. Factors Negating Guilty Intention: (Sec 14 – 44) 1. Mistake of fact (Sec 14, 17) 2. Juridical act (Sec 15, 16) 3. Absence of criminal intention (Sec 18-24) 4. Consent (Sec 25-30) 5. Communication made in good faith (Sec 31), 6. Act to which a person is compelled by threats (Sec 32), 8. Trifling acts (Sec 33) 9. Private Defence - Justification and limits, when private defence extends to causing of death to protect body and property (Sec 34-44) | 12 |
| 6 offences against women & Child: (Sec. 63 - 99) 1. Rape (Sec 63-73) 2. Insulting the modesty of a women 3. Assault or criminal force with intent to outrage the modesty of women (Sec 74) 4. Sexual harassment (Sec 75) 5. Assault or use of criminal force to woman with intent to disrobe (Sec 76) 6. Voyeurism (Sec 77) 7. Stalking (Sec 78) 8. Word, gesture or act intended to insult modesty of a woman (Sec 79), 9. Dowry death (Sec 80) 10. Offences relating to marriage – cohabitation caused by man deceitfully inducing belief of lawful marriage (Sec 81), marriage ceremony fraudulently gone through without lawful marriage (Sec 83), cruelty (Sec 85, 86), bigamy (Sec 82), enticing or taking away or detaining with criminal intent a married woman (Sec 84), kidnapping or abducting women to compel her marriage (Sec 87) 9. Causing miscarriage (Sec 88-92) 11. Exposure and abandonment of child under twelve years, by parent or person having care of it (Sec 93) 12. Concealment of birth by secret disposal of dead body (Sec 94) 13. Hiring, employing or engaging a child to commit an offence (Sec 95) 14. Procurement of child (Sec 96) 15. Kidnapping or abducting child under ten years with intent to steal from its person (Sec 97) 16. Selling child for purposes of prostitution, etc. (Sec 98) 17. Buying child for purposes of prostitution, etc. (Sec 99) | 10 |
| 7. Offences affecting the human body: (Sec 100 - 146) 1 Culpable homicide (Sec 100, 102, 105) 2. Murder (Sec 101, 103, 104) 3. Causing death by negligence (Sec 106) 4. Abetment of suicide (Sec 107, 108) 5. Attempt to murder (Sec 109) 6 Attempt to commit culpable homicide (Sec 110) 7. Organized crime (Sec 111, 112) 8. Terrorist act (Sec 113) 9. Hurt & grievous hurt (Sec 114-125) 10. Wrongful restraint & wrongful confinement (Sec 126-127) 11. Assault & criminal force (Sec 128-136) 12. Kidnapping & abduction (Sec 137-146) | 20 |

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| 8. Offences by or relating to public servants: (Sec 198 – 199) 1 Public servant (Sec 2(28)) 2. Public servant disobeying law (Sec 198-199) 3. Public servant framing an incorrect document with intent to cause injury (Sec 201) 4. Public servant unlawfully engaging in trade (Sec 202) 5. Public servant unlawfully buying or bidding for property (Sec 203) 6. Personating a public servant (Sec 204) 7. Wearing garb or carrying token used by public servant with fraudulent intent (Sec 205) | 04 |
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| 9. Offences against property: (Sec 303 - 334) 1 Theft (Sec 303-307) 2. Extortion (Sec 308) 3. Robbery & Dacoity (Sec 309-313) 4. Criminal misappropriation of property (Sec 314-315) 5. Criminal breach of trust (Sec 316) 6. Stolen property (Sec 317), 7. Cheating (Sec 318-319) 8. Mischief (Sec 324-328) 9. Criminal Trespass (sec 329 – 334) | 10 |
| 10. Concept & nature of Cyber Crime | 04 |

Note: Out of 84 units, 63 shall be for teaching and 21 for continuous assessment

Course Outcome:

At the end of the course, a student will be able to understand:

CO1: Students will be able to distinguish crime from other wrongs

CO2: Students will demonstrate a comprehensive understanding of the structure, principles, and provisions of criminal law including its historical development and amendments

CO3: Students will be able to analyse and classify offenses along with their elements, legal implications, and appropriate penalties

CO4: Students will analyse landmark judgments and case laws related to crime and critically evaluate judicial interpretation.

CO5: Students will compare and contrast provisions of the IPC with Bharatiya Nyaya Sanhita

CO6: Students will develop professional competencies required for a career in criminal law practice

Evaluation:

There shall be a total assessment of 100 marks i.e. End Semester Exam (ESE) 75 Marks and a Continuous Assessment (CA) of 25 Marks.

For ESE, there shall be a theory paper of 75 marks containing 8 questions of equal marks - the 8th question shall be for writing short notes any 3 out of 5. Students have to attempt any 5 out of 8 questions. **For CA** of 25 marks, two internal exams, one seminar and the overall performance of students shall be considered. Continuous Assessments shall be made throughout the semester.

Passing:

There shall be 40% passing in end semester exam (ESE) and (75) marks and 40% in continuous assessment (25 marks) distinctively/separately

Books Recommended

Dr. Manmohan Joshi, The Bhartiya Nyaya Sanhita 2023, Integrity Education India (2024)

J K Verma, Bharatiya Nyaya Sanhita, 2023 (Offences and Penalties): A Commentary, Eastern Book Company (2024)

K Swamiraj, Textbook on The Bharatiya Nyaya Sanhita, 2023, Central Law Publication (2024)

K D Gaur, Textbook on The Bharatiya Nyaya Sanhita, 2023, Ninth Edition (2024)

Universal/LexisNexis

Ratanlal & Dhirajlal, The Bharatiya Nyaya Sanhita, 2023, 36th Edition (2024), LexisNexis

K D Gaur, Textbook On Indian Penal Code, 8th Edition, 2023, Universal/LEXIS NEXIS

K.D. Gaur, Criminal Law: Cases Materials (1999), Butterworths, India.

Ratanlal - Dhirajlal's Indian Penal Code (1994 reprint)

P.S. Achuthan Pillai, Criminal Law (1995) Eastern, Lucknow.

Hidayathullah, M. The Indian Penal Code (1994 reprint), Wadhawa and Co., Nagpur.

B.M. Gandhi, Indian Penal Code (1996), Eastern, Nagpur