

As per the recommendation of Bar Council of India vide letter reference no. 468/2024/Cir-006/2024 (LE) dated 20.05.2024, the curriculum of BA.LL.B. (5 years) program that has been implemented from session 2009- 2010 is now amended and following papers are being substituted for session 2024-2025-

| Sr.no. | BA.LL.B. Sem | Paper | Paper to be substituted | Paper to be implemented |
|--------|--------------|-------|-------------------------|-----------------------------------|
| 1 | IV | IV | Law of Crimes I | Bhartiya Nyaya Sanhita |
| 2 | VII | IV | Law of Evidence | Bhartiya Sakshya Adhinyam |
| 3 | VIII | II | Law of Crimes II | Bhartiya Nagarik Suraksha Sanhita |

The new papers and their syllabus to be implemented are as follows:

BA.LL.B.(5 years) IV semester

Paper IV

Bhartiya Nyaya Sanhita

Course Outcome

1. To expose the students to certain new offences organized as well as petty organized crimes and to keep them updated about the recent developments under the BNS, 2023 with respect to the ease that the legislation has provided under the provision of filing E-FIR
2. To keep students abreast of the latest legislative and judicial developments and changes in the field of criminal law

Learning Outcome

- The students should be able to identify the concept of criminal liability as distinguished from civil liability.
- To identify the elements of crime in the given factual situations entailing culpability.
- The students should be able to make out the minute differences between the old code i.e., The Indian Penal Code, 1860 and the recent Bhartiya Nyaya Sanhita,2023.

Unit 1

Principle of Mens rea & Actus reus

Crime: Meaning, Concept, Elements, Importance

Stages of Crime and Theories of Commission of Crime

Definition Clause (Section 2)

Organised Crime (Section 111)

Petty Organised Crime (Sec 112)

Crime of Terrorism and Terrorist Act (Sec 113)

Punishment- Definition, Kinds, Theories

Unit 2

General Exceptions: Mistake of Fact and Mistake of Law, Superior Order, Action in pursuance of a legal obligation, Accident, Young age, Unsoundness of mind, Intoxication (Voluntary and involuntary), Misconception of Fact, Trifling Acts, Communication made in good faith

Private Defence: Meaning, Object and Significance

Unit 3

Joint and Constructive Liability

Common Intention (Sec 3(5) to (9))

Common Object (Sec 190)

Rioting (Sec 191)

Affray (Sec 194)

Promoting enmity between different groups (Sec 196)

Act endangering the Sovereignty, Unity and Integrity of India (Sec 152)

Unit 4

Offences Against Women and Children: Rape, Gang Rape, Sexual Harassment, Voyeurism and Stalking

Unit 5

Offences Affecting the Human Body: Culpable Homicide, Murder, Causing Death by Negligence, Mob lynching, Hurt and Grievous Hurt, Wrongful Restraint and Wrongful Confinement, Criminal Force, Assault, Outraging the Modesty of Woman, Kidnapping and Abduction, Trafficking of Persons;

Unit 6

Offences against Property: Theft, Extortion, Robbery, Dacoity, Criminal Misappropriation, Criminal Breach of Trust, Cheating, Mischief, Criminal Trespass, Dishonest Misappropriation of Property, Criminal Breach of Trust, Cheating by Personation.

Prescribed Books –

- 1) Bhartiya Nyaya Sanhita, 2023 Bare Act, by *Eastern Book Publications (EBC)*
- 2) K.T. Thomas, M.A. Rashid (Rev.); *Ratan Lal & Dhiraj Lal's The Indian Penal Code (35th ed., 2017)*
- 3) K.D. Gaur, Criminal Law: *Cases & Materials, (8th ed., 2015)*
- 4) R. C. Nigam, *Law of Crimes in India (Vol. I) (1965)*

BA.LL.B.(5 years) VII semester

Paper IV

Bhartiya Sakshya Adhiniyam

Course Outcome

To help the students as future lawyers to understand how to prevent laxity and negligence in the presentation and admissibility of evidence. It introduces the students to a feel of the courts, and also while practicing, how the rules of procedure need to be followed. It is both a part of the Substantive and Procedural law in civil and criminal cases.

Course learning outcomes

By the conclusion of this course, it is intended that students will be able

1. To acquire the knowledge of the basics of the law of evidence and develop an understanding of the law of evidence and its operation
2. To discuss the overview of the courts and various principles and provisions that govern the law of evidence
3. To contradict and contest between English law Indian law and the inquisitorial system of law
4. To a certain and discuss the fact of complex legal problems including implementation of the involving question of law of evidence
5. To demonstrate a detailed knowledge of the specific area of current importance and to analyze the evolving nature of the law of evidence

Unit 1

Evidence and its Relationship with the Substantive and Procedural Laws

Definitions: Court, Fact, Relevant, Facts in Issue, Document, Evidence, Proved, Disproved, Not proved, may presume, Shall presume, Conclusive proof, Oral and Documentary Evidence (Sec.2)

Unit 2

Relevancy and admissibility; Evidence may be given of facts in the issue and relevant facts (Sec. 3)

Doctrine of Res Gestae (Sec. 4); Sections (5, 6, 7); Conspiracy (Sec.8); Plea of Alibi (Sec.9): Secs. 10-14

Unit 3

Admission (Sec.15-21), Confessions (Sec.22-24), Dying Declaration (Sec.26), Sec.27, Opinion of third persons when relevant (Sec. 39-45), Relevancy of Character (Sec. 46-50)

Unit 4

Facts which need not be proved (Sec.51-53) Oral and documentary evidence (Sec.54-77) (with special reference to Admissibility of Electronic Evidence) Burden of Proof (Sec.104-120) Estoppel (Sec.121-123)

Unit 5

Of Witnesses (Sec.124- 139) Of Examination of Witnesses (Sections. 140-168) Accomplice Examination of Witnesses, Order of examinations, Examination in Chief, Cross-examination, Re Examination Leading Questions (Sec.146), Impeaching the credit of witness (Sec. 158)] Improper admission and rejection of Evidence (Sec. 169)

Prescribed Books:

- 1.Lal Batuk, Law of Evidence
- 2.Ratan Lal and Dhiraj Lal, The Law of Evidence
3. Justice M. Monir, Text on The Law of Evidence
4. Mulla, Commentary on Law of Evidence
5. Sarkar M.C. & Sarkar S.C., Law of Evidence in India

Prescribed Legislations:

1. The Bhartiya Sakshya Adhiniyam, 2023
- 2.The Bhartiya Nagrik Suraksha Sanhita,2023
3. Information Technology Act 2000

BA.LL.B.(5 years) VIII semester

Paper II

Bhartiya Nagarik Suraksha Sanhita

Course Outcomes

1. To familiarize the students with the crucial aspects relating to the Investigation and Trial of offenses (like the initiation of criminal cases, powers, and duties of police during the investigation of offenses, stages of the criminal trial, functions, duties, and powers of criminal courts)
2. To sensitize the students about critical issues in the administration of criminal justice (through audio-video electronic means) like protection of human rights of accused, and victims, principles of fair trial

Learning Outcomes

At the end of the course, the students will be able to:

1. Identify the stages in investigation and procedure of trial in criminal cases
2. Explain the powers, functions, and duties of police and criminal courts
3. Critically analyze the recent changes in the Bhartiya Nagrik Suraksha Sanhita, 2023
4. Employ and promote the adoption of Just and Humane practices in the administration of criminal justice

Unit 1 Introduction

History, Object, Scope and Extent of the Act (Section 1-5) Definitions, Constitution of Criminal Courts and Offices (Section 6-20), Powers of Courts (Section 21-29), Powers of Superior Officers of Police and Aid to the Magistrates and Police (Section 30-34)

Unit 2 Pre-Trial Procedure

The arrest of Persons (Section 35-62), Processes to Compel Appearance through Summons Warrant of arrest and Proclamation and Attachment (Section 63-93), Process to compel the production of things through Summons Search Warrants and Miscellaneous including Seizure, Attachment, and Forfeiture of property (Section 94-124), Information to the Police and their Powers to Investigate (Section 173-196)

Unit 3 Inquiries Procedure

Jurisdiction of the Criminal Courts in Inquiries and Trials (Section 197-209), Conditions Requisite for initiation of proceedings (Section 210-222), Complaints to Magistrate (Section 223-226), Commencement of Proceedings before Magistrate (Section 227-233)

Unit 4 Public Order and Alimony

Security for keeping the peace and for good behavior (Section 125-143), Order for Maintenance of Wives, Children, and Parents (Section 144-147), Maintenance of Public Order and Tranquility (Section 148-167), Preventive Action of the Police (Section 168-172)

Prescribed Legislation:

Bharatiya Nagarik Suraksha Sanhita, 2023

Prescribed books:

- 1) K. N. Chandrasekharan Pillai (Rev.), R. V. Kelkar's Criminal Procedure, (7th ed., 2021)
- 2) K. N. Chandresakharan Pillai (Rev.), R.V. Kelkar's Lectures on Criminal Procedure, (6th ed., 2017)