



MOHANLAL SUKHADIA UNIVERSITY, UDAIPUR

FACULTY OF LAW

SECOND YEAR BACHELOR OF LAWS

(Effective from Session 2024-25)

PAPER – II (PAPER CODE - 7002) (PAPER NAME – **BHARTIYA NYAYA SANHITA, 2023**)

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. Bhartiya Nyaya Sanhita, 2023

1. **General Principles of Criminal Law:** Elements of Crime - Actus Reus and Mens Rea, Strict Liability
2. **Bhartiya Nyaya Sanhita, 2023:** Territorial Jurisdiction, Stages of Crime, Choate and Inchoate crimes, Preparation, Attempt, Abetment, Criminal Conspiracy.
3. **Definition (Section 2):** Public Servant, Movable Property-Wrongful gain and wrongful loss; Dishonesty, Fraudulently, Reason to believe, Counterfeit, Valuable Security, 'Act' and 'Omission', Voluntarily, Injury, Good faith, Illegal, Injurious, Offence, Document, Judge;
General Explanations
4. **General Exceptions:**
(A) Mistake of Facts and Mistake of Law, Judicial Act Accident, Necessity, Infancy, Unsound mind, intoxicated person.
(B) Acts done with consent, Act done in good faith without consent Communication made in good faith, Acts done under compulsion, Act causing slight harm; Right of Private defence.
5. **Joint Liability:** Common intention, Common object and Constructive Liability.
6. **Offences against Women & Children (Chapter-V):** Rape, Deceitful Means, Gang Rape, Outraging Modesty, Bigamy, Cruelty, Dowry Death, Stalking, Voyeurism, Miscarriage, Kidnapping, Abduction
7. **Offences Affecting the Human Body: (Chapter-VI)** Culpable Homicide, Murder, Criminal negligence and rashness, Attempt to commit murder, abetment of suicide, Organised Crime, Terrorist Attack, Hurt, Grievous hurt, Acid Attack, Voluntary restraint and wrongful confinement, Force and criminal force, Assault, Kidnapping and abduction, Trafficking.
8. **Offences Affecting Public Tranquility (Chapter XI):** Unlawful Assembly, Rioting, Affray, Imputations Assertions Prejudicial to National Integration
9. **Of False Evidence and Offences Against Public Justice (Chapter XIV)**
10. **Offences Against Property (Chapter-XVII):** Theft, Snatching, Extortion, Robbery, Dacoity, Criminal misappropriation, Criminal breach of trust, cheating, mischief, criminal trespass, House breaking.
11. **Offence relating to Document and Property Marks (Chapter-XVIII):** Forgery, making a false document.
12. **Offences affecting Personal Peace and Reputation (Chapter-XIX):** Defamation, Criminal Intimidation, Criminal Insult, Annoyance.

B. LEADING CASES:

1. State of Maharashtra v. Mayer Hans George, AIR 1965 SC 722
2. Reg. v. Govinda, 1876 I Bom. 42.
3. Mahbub Shah v. King Emperor, PC 1945 1 112
4. Navtej Singh Johar & ors. v. UOI, 2018 SC (W.P. (Criminal) No. 76 of 2016)
5. Joesph Shine v. Union of India, (2018 SCC Online SC 1676)

CASES FOR READING

1. R. v. Tolson, (1889) 23 QBD 168
2. Kedar Nath v. State of Bihar, AIR 1962 SC 955
3. Barendra Kumar Ghosh v. King Emperor, (1925) 27 BOMLR 148
4. K.M. Nanavati v. State of Maharashtra, AIR 1962 SC 605
5. Bachan Singh v. State of Punjab, (1980) 2 SCC 684
6. K. N. Mehra vs The State Of Rajasthan, AIR 1957 SC 369

SUGGESTED READINGS :

1. Bhartiya Nyaya Sanhita, 2023
2. Bhartiya Nyaya Sanhita, 2023 (Offences & Penalties): A Commentary: J.K. Verma
3. O.P. Srivastava : Principles of Criminal Law
4. Nigam, R.C. : Principles of Criminal Law (English & Hindi)
5. P. S. A. Pillai : Criminal Law
6. Shamshual Huda : Principles of Criminal Law