

COURSE PLAN
Subject: Criminal Law II
Date of Commencement: August 2018

Course Objectives

Law of Criminal Procedure is relevant and vibrant when the same is interpreted in the background of the preamble of our Constitution which incorporates the vision of justice. A thorough knowledge of the Code of Criminal Procedure is indispensable for effective implementation of criminal law. The main aim of the course is to impart knowledge to the students of the basic principles that are underlying the provisions of the law relating to criminal procedure. Through the course, students would be equipped to understand the practical application of the different provisions of the criminal procedure

Hours	Units	Heading	Details	Teaching Method/ Evaluation Method	Pre requisite reading	Supplementary Reading	Unit Outcome
13	1	Introductory and pre-trial procedure	Functionaries under the Code: (Police, Prosecutors, Defense Counsel, Courts). (S. 1-2, 6-9, 24-26 Cr. PC) Features of a fair trial Meaning of- First Information Report Complaint Arrest Inquest Inquiry Investigation Trial	Lectures / PPT Presentations/ Group Discussions/ Student Presentation	R. V. Kelkar, Criminal Procedure, <i>Eastern Book Company, Lucknow</i> , 2009, P. No. 7-17 31-33	Ratanlal and Dheerajlal. <i>Cri minal Procedure Code</i> . Nagpur: Wadhwa, 2006 (Text Book) Allen, Stuntz, Hoffman, Livingston & Leipold, Criminal Procedure: Investigation & Right	<ul style="list-style-type: none"> The objective of this module is that students will have a preliminary understanding of Investigation system, Prosecution, Duties of the court. It would also throw light upon FIR, Charge sheet and other important

						<p>Counsel (2d ed. 2011).</p> <p>Police Investigation: Powers, Tactics and Techniques, by Sithannan v</p>	<p>process involved in criminal investigation.</p> <ul style="list-style-type: none"> This module also examines the complex socio-legal relationship between the people and the police.
14	2	Trial Process-I	<p>Trial –</p> <p>Magistrate's powers to take cognizance</p> <p>Commencement of proceedings</p> <p>Dismiss of complaint</p> <p>Charge framing</p> <p>Process to compel the attendance</p> <p>Provisions relating to bail</p> <p>Anticipatory bail</p> <p>Pleas to bar trial</p> <p>Security for keeping peace and good behaviour</p>	<p>Lectures / PPT Presentations/ Group Discussions/ Student Presentation</p>	<p>R. V. Kelkar, Criminal Procedure, Eastern Book Company, Lucknow, 2009. P. No.216-332 384-402</p>	<p>SN Mishra: <i>The Code of Criminal Procedure, 1973</i>; Central Law Publications, Allahabad. (2013).</p> <p>Mitra, B. B. <i>Criminal Procedure Code</i>. Kolkata: Kamal Law House, 2005.</p>	<ul style="list-style-type: none"> In this module our primary focus will be on the role of the judiciary in balancing society's often competing interests in liberty and security vis-à-vis Magistrates and District Judge. At the summation of this unit students will have a sound conceptual understanding of the steps

				<ul style="list-style-type: none"> • 			<ul style="list-style-type: none"> • involved before the commencement of the trial. • The topics which will include the principal constitutional criminal law doctrines, as they relate to custodial interrogation, search and seizure (including stop and frisk, probable cause, arrests, warrants, and surveillance), and the right to counsel.
14	3	Trial Process- II	Provisions relating to inquiries and trials Types of trial Judgement Appeals, revision and reference	Lectures / PPT Presentations/ Group Discussions/ Student Presentation	R. V. Kelkar, Criminal Procedure, <i>Eastern Book Company,</i> <i>Lucknow,</i> 2009. P. No. 444-580 582-624 624-694	SN Mishra: <i>The Code of Criminal Procedure,</i> 1973; Central Law Publications, Allahabad. (2013).	<ul style="list-style-type: none"> • The important objective of this unit is to provide the holistic understanding of trial and post trial procedure and the provisions

							<p>Mitra, B. B. <i>Criminal Procedure Code</i>. Kolkata: Kamal Law House, 2005.</p>	<p>relating to maintenance.</p> <ul style="list-style-type: none"> Beyond that the objective is also to provide a doctrinal examination that will explore the many social, institutional and policy challenges associated with modern day policing, particularly as it exists and is carried out in Indian cities.
14	4	Miscellaneous	<p>Transfer of cases, Execution, suspension, remission and commutation of sentences Disposal of property Irregular proceedings Limitation of taking cognizance Compounding of offences and plea bargaining</p>	<p>Lectures / PPT Presentations/ Group Discussions/ Student Presentation</p>	<p>R. V. Kelkar, Criminal Procedure, <i>Eastern Book Company, Lucknow</i>, 2009. P. No. 695-741</p>		<ul style="list-style-type: none"> Application of modern theories of punishments Understanding Punishments and decision making process in these circumstances through multiple backgrounds. Implementing psychology, law 	

5	5		Salient features of the Juvenile Justice (Care and Protection of Children) Act, 2000 Salient features of the Probation of Offenders act, 1958	Lectures / PPT Presentations/ Group Discussions/ Student Presentation	Central Law Agency, Bare Act			<ul style="list-style-type: none"> and economics, behavioral economics, sociology and related subjects that are relevant to topics. • Overview of special criminal legislations. • Comparative perspective between these legislations.

No. of Hand- Outs: 7

No. of Student Presentations: 10

No. of Lectures/Presentations: 60

No. of writing exercises: 1

Guest Lectures by practicing lawyers: 1

Human Values: Sense of justice, equality and fairness will be imparted to students through the course.

Industrial and Professional Skills: Advocacy, pleading and drafting are also taught.

Dr. B. K. Nagarej

Course Teacher

Academic Co-ordinator

Principal

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