

 <p>Estd. 1962 "A⁺⁺" Accredited by NAAC (2021) With CGPA 3.52</p>	<p>SHIVAJI UNIVERSITY, KOLHAPUR 416 004, MAHARASHTRA PHONE : EPABX - 2609000, BOS Section - 0231-2609094, 2609487 Web : www.unishivaji.ac.in Email: bos@unishivaji.ac.in शिवाजी विद्यापीठ, कोल्हापूर, ४१६ ००४, महाराष्ट्र दूरध्वनी - इपीबीएक्स - २०६०९०००, अभ्यासमंडळे विभाग : ०२३१- २६०९०९४. २६०९४८७ वेबसाईट : www.unishivaji.ac.in ईमेल : bos@unishivaji.ac.in</p>		
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जा.क्र./शिवाजी वि./अ.मं./विधी/५१०
प्रति,

दि.१८/०९/२०२४

मा. प्राचार्य,
सर्व संलग्नित विधी महाविद्यालये,
शिवाजी विद्यापीठ, कोल्हापूर

विषय : तीन व पाच वर्षीय विधी अभ्यासक्रमात नवीन विषय समाविष्ट करण्यात आलेबाबत..

महोदय,

उपरोक्त संदर्भिय विषयास अनुसरुन आपणास कळविण्यात येते की, बार कौन्सिल ऑफ इंडिया यांच्या परिपत्रकाद्वारे तीन व पाच वर्षीय विधी अभ्यासक्रमात खालील प्रमाणे नवीन विषय शैक्षणिक वर्ष 2024-25 पासून समाविष्ट करण्यास विद्यापीठ अधिकार मंडळाने मान्यता देण्यात आलेली आहे.

1	LL.B. (Three Year) Part I Sem.I	Law of Crimes I The Bhartiya Nyaya Sanhita
2	LL.B. (Three Year) Part III Sem.V	The Bhartiya Sakshya Adhinyam, 2023
3	LL.B. (Three Year) Part III Sem.VI	Law of Crimes II The Bhartiya Nagarik Suraksha Sanhita, 2023
4	LL.B. (Five Year Pre Law) Part III Sem. V	Law of Crimes I The Bhartiya Nyaya Sanhita
5	LL.B. (Five Year Pre Law) Part V Sem. IX	The Bhartiya Sakshya Adhinyam, 2023
6	LL.B. (Five Year Pre Law) Part V Sem. X	Law of Crimes II The Bhartiya Nagarik Suraksha Sanhita, 2023

तीन वर्षीय एल.एल.बी. च्या प्रथम वर्ष सत्र 1 व पाच वर्षीय एल.एल.बी च्या तृतीय वर्ष सत्र 5 मधील IPC ऐवजी BNS.

तीन वर्षीय एल.एल.बी च्या तृतीय वर्ष सत्र 5 व वर्षीय एल.एल.बी. च्या पाचवे वर्ष सत्र 9 मधील CRPC ऐवजी BSA 2023.

तीन वर्षीय एल.एल.बी च्या तृतीय वर्ष सत्र 6 व पाच वर्षीय एल.एल.बी. च्या पाचवे वर्ष सत्र 10 मधील Indian Evidnce Act ऐवजी BNSS असे विधी अभ्यासक्रमात सामाविष्ट करण्यात आले आहेत.

सदर माहिती संबंधित सर्व विद्यार्थी, शिक्षक व संबंधितांच्या निदर्शनास आणून द्यावी.
कळावे,

आपला विश्वासू

(डॉ. एस. एस. कुबल)

उपकुलसचिव

सोबत : अभ्यासक्रमाची प्रत.

प्रत : माहितीसाठी व पुढील योग्यत्या कार्यवाहीसाठी.

अधिष्ठाता, मानवविज्ञान विद्याशाखा.	पात्रता विभागास.
अध्यक्ष, विधी अस्थायी मंडळ.	पी.जी. सेमिनार विभागास.
संचालक, परीक्षा व मुल्यमापन मंडळ कार्यालयास.	पी.जी. प्रवेश विभागास.
परिक्षक नियुक्ती ए व बी विभागास.	संलग्नता टी. १ व टी २ विभागास.
इतर परीक्षा एक विभागास.	नॅक विभागास.
संगणक केंद्र/आय. टी. सेल विभागास.	

SHIVAJI UNIVERSITY, KOLHAPUR



Established: 1962

A⁺⁺ Accredited by NAAC (2021) With CGPA 3.52

New Syllabus For

Faculty of Humanities

(LL.B.-Three Year)

III rd year LL.B. Sem VI

Bachelor of Laws Degree Program

LAW OF CRIMES-II (THE BHARTIYA NAGARIK

SURAKSHA SANHITA, 2023)

(PAPER – I)

Choice Based Credit System

(To be implemented from Academic Year 2024 -25)

SEMESTER - VI
LAW OF CRIMES-II (THE BHARATIYA NAGARIK SURAKSHA
SANHITA, 2023)
(PAPER – I)

Objectives of the Course:

The criminal trial involves increasing expenditure of government resources. At the same time, it confronts a crisis of intrusion into individual rights in order to protect the common weal. The Bharatiya Nagarik Suraksha Sanhita 2023 has replaced The Code of Criminal Procedure, 1973. Obviously, Suraksha Sanhita has to be just, fair and reasonable to the accused as well as to the victims. Undoubtedly the process is to be carried out in an objective manner. The Bharatiya Nagarik Sanhita 2023, thus, makes a balance of conflicting interests. This imposes a duty upon those connected with the working of the criminal process to abide by the law and to exercise discretion conferred on them in the best manner. Suraksha Sanhita is to be discussed with its practical approach in classroom discussion. However, the students should obtain a fair idea of how the Suraksha Sanhita works as the main spring of the criminal justice delivery system and should be exposed to the significant riddles of the procedure.

Teaching Learning Methods:

Lectures including class room discussion, inviting experts like judges, senior Advocates for interacting sessions, guest lectures etc are good teaching learning methods.

Evaluation methods: Theory Examination – 70 Marks

Internal Assessment:

Assignment / Project Work / Presentation : 20 Marks

Viva Voce College Level : 10 Marks

Total 30 Marks

Unit-I: Introductory

1. Salient features of the Bharatiya Nagarik Suraksha Sanhita 2023
2. Important Definitions
3. Functionaries under the Suraksha Sanhita -The police, the prosecutors, the criminal courts, the defense counsel, Prison authorities and their powers and functions
4. Classification of offences- Cognizable and Non-cognizable, Bailable and Non-Bailable, Compoundable and Non-Compoundable
5. The concept and component of Fair Trial and its importance

Unit-II: Pre-Trial Process-I

1. First Information Report (Ss. 173-174)
2. Investigation by the police (Ss. 175-195)

3. Summons and Warrant (S.63-83)
4. Proclamation, attachments and other rules (S. 84- 93)
5. Production of things – Summons, Search and seizure (Ss. 94-110)

Unit-III: Pre-Trial Process-II

1. Arrest of persons – with and without warrant- by whom and how - procedure and circumstances (Ss 35-62)
2. Rights of arrested person
3. Provisions relating to Bail and Bond (Ss.478-496)
4. Discretionary bail- Mandatory bail – circumstances
5. Anticipatory Bail (S. 482)

Unit-IV: Trial Process

1. Trial meaning and nature, types of trial, Common features of trial
2. Proceedings before magistrate, Commencement of proceeding, Condition Requisites for Initiation of Proceeding (S. 210-222)
3. Complaint to Magistrates (S. 223-226) , Commencement of proceedings before Magistrates (S. 227- 230)
4. Charges in Criminal Trial (Ss. 234-247)
5. Plea Bargaining (S. 289-300,) and compounding of offences (S. 359)

Unit-V: Trials and their procedures

1. Trial before Court of Session (Ss. 248-260)
2. Trial of warrant cases by Magistrates (Ss. 261- 273)
3. Trial of summons cases by Magistrates (Ss. 274- 282)
4. Summary Trials (Ss. 283- 288)
5. Inquiries and Trials (Ss. 301-378)

Unit-VI: Judgment (S.392-406) Appeals (S. 413- 435)

1. Form, content and Modes of providing Judgment (Ss. 392-393)
2. Compensation and Cost (S. 395-399,403-404)
3. Post Conviction order (S. 401-403)
4. Right of Appeal, Appeal against conviction (S. 413-418), Appeal against Acquittal (S. 419)
5. Procedure of Appeal (S. 420- 435)

Unit - VII Reference and Revision (Ss. 436- 445), Execution, Suspension, remission, and Commutation of sentences

1. Reference to High Court (S. 436)
2. Revisional Jurisdiction (Ss. 438 -447) Revisional Conditions & Powers of

Revisional Courts.

3. Execution of sentences (S. 453 - 464)
4. Suspension (S.473), Postponement (S. 455, 456)
5. Remission (S. 472-473) and Commutation of sentences (S.474- 475)

Unit-VIII: Preventive Measures, security proceedings and maintenance of wives, children and parents

1. Preventive action of the Police (S. 168 - 172)
2. Unlawful Assemblies (S. 148 -151)
3. Removal of public nuisance (S. 152 -162)
4. Maintenance of wives, children and parents (S. 144 -147)
5. Limitation period under Code of Criminal Procedure (S. 513 -519)

References:

1. Bare Acts on Bhartiya Nyaya Sanhita 2023

For cross reference, the following books of old law may be referred to

1. Ratanlal&Dhirajlal: Criminal Procedure Code, Universal Publications.
2. Kelkar, R V: Lectures of Criminal Procedure, Eastern Book Company.
3. Tondon: The Code of Criminal Prodedure, Allahabad Law Agency.
4. Takwani, C K: Criminal Procedure Code, Butterworths Wadhawa Company, Nagpur.
5. S. N. Misra : The Code of Criminal Procedure , 1973, , Central Law Publication