

## VOYEURISM (77) WATCH WOMAN

1-3 YR FIN      3-7 Y +FIN

R V. JARVIS (2019) – SUPREME COURT OF CANADA

SHOOT VIDEO FOR PRIVATE PART

## STALKING (78)

3 YR FIN

REPETDLY 5YR FIN

KALANDI CHARAN LENKA V. STATE OF ODISHA (2017)

REPETED ONLINE STALKING

STATE OF MAHARASHTRA V. MOHD. SAJID HUSAIN (2018)      REPEATED FOLLOWING AND ATTEMPTS TO CONTACT A WOMAN

## THEFT (303)

MOVABLE PROPERTY ONLY

0-3 YEAR+FINE

PYARE LAL BHARGAVA V. STATE OF RAJASTHAN (1963)      GOVERNMENT EMPLOYEE, TEMPORARILY TOOK AN OFFICIAL FILE FROM THE OFFICE

## SNATCHIN (304)

MOVABLE PROPERTY SNATCH FORCEFULLY

0-3 YEAR+FINE

STATE OF MAHARASHTRA V. JOSEPH MINGEL KOLI (2010)      SUDDEN PULLING OF A GOLD CHAIN FROM A WOMAN'S

RAJU V. STATE OF HARYANA (2014)      SNATCHING A PURSE BY SUDDEN JERK IS MORE THAN THEFT

## EXTORTION (308)

THREATNING AND GRAP ITEM

0-3 YEAR+FINE

R.S. NAYAK V. A.R. ANTULAY (1984)      THE ACCUSED DEMANDED MONEY BY ABUSING HIS OFFICIAL POSITION

SHYAMLAL V. STATE OF UTTAR PRADESH (1954)      FEAR OF FALSE PROSECUTION OR REPUTATIONAL HARM ALSO CONSTITUTES EXTORTION

## ROBBERY (309)

IT INCLUDE 304+308

0-10 YEARS + FINE

SHYAM BEHARI V. STATE OF UTTAR PRADESH (1957)      IF FORCE OR FEAR IS USED FOR CARRYING AWAY STOLEN PROPERTY,

STATE OF MAHARASHTRA V. JOSEPH MINGEL KOLI (2010)      CHAIN SNATCHING BECOMES ROBBERY IF FORCE CAUSES FEAR OR INJURY

## DACOITY (310)

MINIMUM 5 PERSON,

0-10 YEARS + FINE

RAM SHANKAR SINGH V. STATE OF UTTAR PRADESH (1956)      PRESENCE AND PARTICIPATION OF FIVE OR MORE PERSONS IS MANDATORY

SHYAM BEHARI V. STATE OF UTTAR PRADESH (1957)      VIOLENCE USED BEFORE, DURING, OR AFTER ROBBERY TO RETAIN STOLEN PROPERTY CONSTITUTES ROBBERY

## ROBBERY / DACOITY WITH ARMD (312)

MINIMUM 5 PERSON

0-10 YEARS + FINE

SHYAM BEHARI V. STATE OF UTTAR PRADESH (1957) IF FORCE IS USED TO CARRY AWAY STOLEN PROPERTY, THE OFFENCE IS ROBBERY

**KIDNAPPING (137)** FROM INDIA / LAWFUL GUARDIAN >18 YR GRL >16 YR BOY **NO MENS REA REQUIRED**

S. VARADARAJAN V. STATE OF MADRAS (1965) MERE ACCOMPANIMENT BY THE ACCUSED IS NOT KIDNAPPING

STATE OF HARYANA V. RAJA RAM (1973) CONSENT OF LAWFUL GUARDIAN IS ESSENTIAL

**ABDUCTION (138)** **FORCE FULLY ANY AGE MOVE TO AOTHER PLACE** **"CONTINUING OFFENCE"**

STATE OF HARYANA V. RAJA RAM (1973) ABDUCTION INVOLVES FORCE OR DECEIT

SHYAM & ANR. V. STATE OF MAHARASHTRA (1995) "ABDUCTION IS A CONTINUING OFFENCE"

**CULPABLE HOMICIDE (100)** **(99%)** LAWFUL (SELF DEFF) UN LAWFUL (ALL)

EXCEPTION SUDDEN PROVOCATION, SUD FIGHT, EXCEEDING RIGH OF PVT DEFENCE, GOOD FAITH,

REG V GOVINDA 1876 XX MRD, VIRSA SING V S O PUNJAB 1958, KM NANAVATI S O MAH 1962

S O ANDHRA V RAYAVARAPU PUNNAYYA 1976 (CULPABLE HOMICIDE IS THE GENUS, MURDER IS THE SPECIES) ( THIN LINE BETWEEN CULPABLE HOMICIDE AND MURDER),

VASANT V. STATE OF MAHARASHTRA (SUDD FIGHT) XX MURD, **PUNISHMNET LIFE IMPR (105)**

**MURDER- (101)** **(110%)** KESHAVLAL V. STATE OF M.P. (USE DEDLY WAPON, INT TO KILL),

ANDA V. STATE OF RAJASTHAN (1966) COMON INT MURDER. PUN 103(1)

**WRONGFUL RESTARINTMENT (126)** **TO STOP ONE SIDE** FREEDOM MOMENT CASE SMT, BIRDICHAND V S O RAJ., ROBINSON V BALMAIN NEW FGERRY CO LTD.

QUEEN V. RAM CHARAN (1882) OBSTRUCTION NEED NOT BE PHYSICAL FORCE

STATE V. SHYAMLAL (1951) PREVENTING A PERSON FROM USING A PUBLIC WAY AMOUNTS TO WRONGFUL RESTRAINT

**WRONGFUL CONFINEMENT (127)** ALL WAY CLOSE, S O GUJR V MAGANBHAI JIVRAJ, S VARADARAJAN V S O MADRAS, MEERING V GRAHAME WHITE AVIATION CO (FAT PERSON ALSO CONFINMENT)

STATE OF GUJARAT V. LALJI POPAT (1983) CONFINEMENT NEED NOT BE IN A CLOSED ROOM

KISHORE SINGH V. STATE OF RAJASTHAN (1995) POLICE OFFICERS KEEPING A PERSON ILLEGALLY AT THE POLICE STATION AMOUNTS TO WRONGFUL CONFINEMENT

**RAPE BNS (63) (PUN64-67) 7 YR -LIFE,**

CASE RUPAN DEOL BAJAJ V KPS GILL (1-5 YE+FIN)

OFFENCE AGAINST STATE. (147-158) WAR AGST STATE, ASSISTING ENEMY STAT, RAJDROH, ALGAVVADI, VIDROH, DANGA, DAMAGE TO NATIONAL SYMBOLS, TERRORIST ACT, PUN LIFE-DEATH

STATE OF PUNJAB V. GURMIT SINGH (1996) RAPE TRIALS SHOULD BE CONDUCTED IN CAMERA

TUKARAM V. STATE OF MAHARASHTRA (MATHURA CASE) (1979) ABSENCE OF PHYSICAL RESISTANCE WAS EARLIER TREATED AS CONSENT

**ASSAULT (130),**

**GESTURE OR PREPARATION,**

**PUNIS 131 -3MNTH+FINE**

RUPAN DEOL BAJAJ V. K.P.S. GILL (1995) (RELATED TO CRIMINAL FORCE) ASSAULT CAN EXIST EVEN WITHOUT PHYSICAL INJURY

QUEEN V. RAMLAL (1885) ACTUAL HITTING IS NOT REQUIRED

**FORCE (128),**

JUST MOVE OR STOP

EMPEROR V. PHUL SINGH (1910) CATCHING HOLD OF A PERSON'S HAND OR CLOTHES AMOUNTS TO FORCE

STATE V. BHIM SINGH (1950) STOPPING MOTION ALSO CONSTITUTES FORCE.

CRIMINAL FORCE (129),

MOVE WITH INTENTION TO HARM

RUPAN DEOL BAJAJ V. K.P.S. GILL (1995) THE ACCUSED SLAPPED A WOMAN OFFICER ON HER POSTERIOR DURING A PUBLIC GATHERING.

RAM LAL V. STATE OF UTTAR PRADESH (1958) USING FORCE TO COMPEL A PERSON AGAINST HIS WILL CONSTITUTES CRIMINAL FORCE

**ASSULT (130),**

**SHOWING TO HARM**

**PUNISH(3MNTH+1KRS)**

R. V. ST. GEORGE (1840) POINTING A LOADED GUN AT A PERSON AMOUNTS TO ASSAULT

EMPEROR V. SHIVLAL (1911) THREATENING GESTURE CREATING FEAR OF INSTANT HARM AMOUNTS TO ASSAULT

DEFINITIONS

**STEPHEN**

CRIME IS AN ACT FORBIDDEN BY LAW AND PUNISHABLE BY THE STATE.

**BLACKSTONE**

CRIME IS A PUBLIC WONG.

**DURKHEIM**

CRIME IS AN ACT THAT OFFENDS STRONG AND DEFINED COLLECTIVE SENTIMENTS (SHARED VALUES AND BELIEFS) OF SOCIETY.

**MENS REA**

INTENTION, KNOWLEDGE, NEGLIGENCE, MOTIVE

**STAGE OF CRIME**

INTENTION, PREPRATION, ATTEMPT, COMMISSION

**ELEMENT**

HUMAN, MENS, ACTUS, INJURY

DOLI INCAPAX

>7 YR

NO PUNISHMENT

## BREACH OF TRUST

### MISAPPROPRIATION OF PROPTY FOUND FRM ROAD

CRIMNL BRCH OF TRST

HEAVY JAIL

CRIME?

**CRIME?** INTROD, CONCEPT OF CRIME, MENS REA, ACTUS REUS, HARM OR INJURY, VOLUNTARY ACT, WRONG AGAINST STATE, MUST PROVE IN COURT,

## PUNISHMENT

FINE, COMMUNITY SERVICE

(4) DEATH PENALTY, LIFE IMPRISONMENT, IMPRISONMENT, FORFEITURE OF PROPERTY,

COMON INTEN 3(5)

MEHBUL SHA V SAMRAT 1945 --

KRISHNA GOVIND PATIL – MAHARASTRA1963

COMON OBJECT 189

MASALI V UTTAR PRD 1965

-- LALJI - UTTAR PRD 1989

UN LAW FUL ASSLY-187

MASALI V UTTAR PRD 1965

-- LALJI - UTTAR PRD 1989

AFFRAY 159-160

JAGANNATH- STATE 1966 -

STATE – GOVIND 1973

RIOT 191-193

LALJI – UTTAR PRD 1989

UTTAT PRD - -DAN SINGH 1997