302: Criminal Procedure Code

1. Constitution and powers of Criminal Courts and Police Officers & Provisions relating to Maintenance of Wives, Children & Parents :

1.1 Definitions : Bailable and Non-bailable offences, Cognizable and Non-cognizable offences, Investigation,

1.2 Constitution, Classes of Criminal Courts, Powers of superior officers of police, Provisions relating to arrest of persons, Service of Summons

1.3 Provisions relating to attachment and forfeiture of property, Security for keeping peace and good behavior

1.4 Order for maintenance of Wives, Children and Parents
    1.4.1 Maintenance of divorced wives
    1.4.2 Judicial Pronouncements

2. Maintenance of Public Order & Tranquality, Investigation, Inquiry and Jurisdiction of the Criminal Courts and Trial Procedures in Criminal Cases:

2.1 Maintenance of Public Order & Tranquility, Powers of the police to take preventive actions
2.2 FIR, Criminal Complaint, Power of Police to make investigation, procedure, filing of report, Charge-sheet
2.3 Jurisdiction of Criminal Courts in Inquiries and trials
2.4 Charge:
    2.4.1 Provisions relating to framing of Charge
    2.4.2 Addition of Charge/s
    2.4.3 Alteration of Charge
    2.4.4 Separate charges for distinct offences

3. Trial Procedure in Criminal Cases & its General Provisions:
    3.1 Criminal Trials:
        3.1.1 Trial before the Court of Session
        3.1.2 Warrant Trial Cases by Magistrates – procedure
        3.1.3 Summons Trial Cases by Magistrates – Procedure
        3.1.4 Summary Trials
        3.1.5 Distinction: Discharge, Acquittal and Conviction
    3.2 Plea Bargaining procedure
    3.3 General Provisions relating to Inquiries and Trials:
        3.3.1 Person once convicted/acquitted, not to be tried for same offence
        3.3.2 Public Prosecutors, Legal Aid to accused, Tender of Pardon to accomplice, Compounding of Offences and other provisions
    3.4 Provisions as to accused persons of unsound mind
    3.5 Provisions relating to judgment
    3.6 Submission of Death Sentence for confirmation

4. Appeals, Reference, Revision, Transfer of cases, Provisions relating to Bail and Bonds and Miscellaneous provisions

4.1 Appeal: Concept – creation of statute – cannot be filed as a matter of right
    4.1.1 Kinds of Appeal:
        4.1.1.1 against conviction
        4.1.1.2 For enhancement of sentence
        4.1.1.3 Against acquittal order: By Public Prosecutor & by private person
        4.1.1.4 for compensation to victims

    4.1.2 When appeal is not permissible
    4.1.3 Special Right to prefer appeal (Appeal in non-appealable cases)
    4.1.4 Powers of the Appellate Court

4.2 Revision: Scope and purpose
    4.2.1 When permissible?
    4.2.2 Revisional Courts & their Powers
4.3 Reference: purpose and significance
4.4 Execution, Suspension, Remission and Commutation of Sentences
4.5 Provisions relating to Bail and Bonds,
    4.5.1 Bail in Bailable and Non-bailable Offences & related provisions
    4.5.2 Anticipatory Bail
    4.5.3 Approach of the Apex Court in granting Bail
4.6 Miscellaneous:
    4.6.1 Inherent Powers of High Courts
        4.6.1.1 Powers to quash FIR, Criminal Complaints and Criminal Proceedings
        4.6.1.2 Judicial approach and guidelines given by the Apex Court while exercising quashing powers by High Courts

Suggested Readings:
1. Retanlal & Dhirajilal , Code of Criminal Procedure, LexisNexis – Butterworths Wadhwa, Nagpur
2. Chandrasekharan Pillai (Ed), Kelkar Lectures on Criminal Procedure, Eastern, Lucknow.
3. Principles, Commentaries on the Code of Criminal Procedure, 2 Vol., Universal
4. Woodroffe : Commentaries on Code of Criminal Procedure, 2 Vol, Universal
5. Chandrasekharan Pillai (Ed) , Kalkar's Outlines of Criminal Procedure, Eastern, Lacknow.
6. AIR's Criminal Major Act, AIR, Nagpur
7. R.V. Kelkar, Criminal Procedure, Eastern Book Co.
8. C. K. Thakkar, Criminal Procedure Code, Eastern Book Co.
9. S. N. Mishra, Code of Criminal Procedure, 1973 with Probation of Offenders Act and Juvenile Justice (Care & Protection of Children) Act, 2000, Central Law Publication
10. D. A. Sen, Criminal Major Act, Bharat Publication