



# Shri Vaishnav Vidyapeeth Vishwavidyalaya

## Master of Laws (Criminal Law)2021-23

### Choice Based Credit System

### 2<sup>nd</sup> YEAR, SEMESTER III

#### LLMCE301- CRIMINAL LAW THEORY

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMCE301	DE	CRIMINAL LAW THEORY	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P – Practical; C - Credit

\***Teacher Assessment** shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

#### Course Educational Objectives (CEO's): The student will be-

- **CEO1:** Exhibit essential qualifications for employment in criminology, criminal justice, and related occupations that comprise the mastery of core criminology and justice principles and the ability to think critically and to speak and write effectively within the field.
- **CEO2:** Apply criminological theory, research methods, and appropriate technology to assess, evaluate, and address issues in the practice of criminology and criminal justice.
- **CEO3:** Demonstrate a critical understanding of diversity and inequality as manifested in the criminal justice system locally, nationally, and globally.
- **CEO4:** Cultivate a fundamental commitment to ethical analysis, research, and practice and will demonstrate the ability to apply these principles to work within criminology, criminal justice, and related fields.
- **CEO5:** Penal law and the penalties that are associated with disregarding criminal laws have been created with various objectives in mind.

#### Course Outcomes (CO's): The student will be able to:

- **CO1:** Critically apply fundamental criminology and criminal justice principles to situations related to crime, criminal justice, and related areas of practice.
- **CO2:** Using core concepts from criminological theory, students will conduct a research study creating suitable research questions, methodology, and analysis to draw valid, ethical, empirically based conclusions.
- **CO3:** Develop and apply a personal understanding of diversity and the way it impacts work in criminology and criminal justice.
- **CO4:** Develop and articulate their own understanding of the merits of these approaches.
- **CO5:** Understand the Penal Laws and the penalties and their implementation by judiciary.



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Choice Based Credit System

2<sup>nd</sup> YEAR, SEMESTER III

LLMCE301-CRIMINAL LAW THEORY

## COURSE CONTENT:

### **UNIT I: Introduction to Criminal Law Theory**

1. Criminology – Definition, Nature, Scope and Utility
2. Methods of Criminological Studies
3. Theories of Criminal Etymology
4. Lombroso and Neo-Lombrosian,
5. Psycho-analytical
6. Differential Association
7. Anomie
8. Critical Criminology with special reference to Labeling, Interactionism and Conflict Theory.

### **UNIT II: Schools of Criminology**

1. Classical School
2. Biological School
3. Cartographical School
4. Sociological and Socialist School

### **UNIT III: Changing Concept of Criminology**

1. Modern Trends in Criminology
2. Phenomenology
3. Postmodernism and Feminism and Crime
4. Punishments: Concept and Theories, Death Sentence

### **UNIT IV: Typology of Crimes**

1. Crimes against Human body and Crimes against Property
2. Crimes against vulnerable groups: Crimes against women and children
3. Economic Crimes: white collar crimes and organized crimes, Environmental Crimes, Cyber Crimes, Terrorism, Victimless Crimes, Hate Crimes, Honour Crimes
4. Criminal Typology: Adult offenders and Juveniles in conflict with law, Habitual offenders, Professional offenders, Recidivist and Violent offenders



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2<sup>nd</sup> YEAR, SEMESTER III

LLMCE301-CRIMINAL LAW THEORY

## UNIT V: Treatment of Offenders

1. Treatment of Offenders: Prison, Probation and Parole.
2. Crime and Criminal Law
3. Elements of Crime: External and Internal Intention, Negligence, Relevance of Motive, Strict Liability.

## References:

1. Duff, R.A. (2009). Answering for Crime (Responsibility and Liability in Criminal Law). United Kingdom: Hart Publishing.
2. Gaur, K.D. (2019). Criminal Law, Criminology and Administration of Justice (4<sup>th</sup> Edition). Prayagraj: Central Law Publication.
3. Pillai, K.N.C. (2022). General Principles of Criminal Law (2<sup>nd</sup> Edition Reprinted). Lucknow: Eastern Book Company.
4. Reid, S.T. (2006). Crime and Criminology (11<sup>th</sup> Edition). United States: Mc Graw Hill Publishers.
5. Turner, J.W.C.& Russell. (2012). Russell on Crime (Second Indian Reprint): New Delhi: Universal Law Publication.
6. Williams, F.P. & McShane, M.D. (2018). Criminological Theory (7<sup>th</sup> Edition). United Kingdom: Pearson.

## Case-Reporters:

1. All India Reporter
2. Manupatra Database
3. Supreme Court Cases



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## Master of Laws (Criminal Law)2021-23

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### 2<sup>nd</sup> YEAR, SEMESTER III

#### LLMCE302- COMPARATIVE CRIMINAL LAW AND PROCEDURE

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMCE302	DE	COMPARATIVE CRIMINAL LAW AND PROCEDURE	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P – Practical; C – Credit;

\***Teacher Assessment** shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

**Course Educational Objectives (CEO's):** The student will be -

- **CEO1:** Provide an in-depth exploration of Comparative Criminal Law.
- **CEO2:** Explain and apply relevant theories and laws in Criminal Law in diverse jurisdictions, with particular emphasis on United Kingdoms and United States of America
- **CEO3:** Interpret theories and doctrines, and give recommendations where appropriate
- **CEO4:** Show the ability to analyse various aspects of Criminal Law, review, and synthesise knowledge
- **CEO5:** Know the preventive measures and Public Interest Litigation in India.

**Course Outcomes (CO's):** The student will be able to:

- **CO1:** Critically analyze and compare basic Criminal Law issues in different jurisdictions, particularly in United Kingdom and United States of America.
- **CO2:** Generate your solutions to Criminal Law problems, identify and evaluate your proposed solutions' political and social implications, and compare these solutions to those offered in other legal traditions and cultures.
- **CO3:** Critically reflect on media and cultural products dealing with Criminal Law issues in United Kingdom and United States of America.
- **CO4:** Read academic texts on Comparative Criminal Law deeply; and communicate basic arguments; and make connections to theories and readings when analyzing comparative Criminal Law issues; and theorize, generalize, and hypothesize on these issues.
- **CO5:** Apply the knowledge of Public Interest Litigation in implementation of law in practice and theory



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2<sup>nd</sup> YEAR, SEMESTER III

**LLMCE302- COMPARATIVE CRIMINAL LAW AND PROCEDURE**

## **COURSE CONTENT:**

### **UNIT I: Organization of Courts and Prosecuting Agencies in India, UK & USA**

1. Hierarchy of criminal courts and their jurisdiction
2. Nyaya Panchayats in India, Panchayats in tribal areas
3. Organisation of prosecuting agencies for prosecuting criminals
4. Prosecutors and the police
5. Withdrawal of prosecution

### **UNIT II: Pre-trial Procedures**

1. Arrest and questioning of the accused
2. The rights of the accused
3. The evidentiary value of statements / articles seized / collected by the police
4. Right to counsel
5. Roles of the prosecutor and the judicial officer in investigation.

### **UNIT III: Trial Procedures**

1. The accusatory system of trial and the inquisitorial system
2. Role of the judge, the prosecutor and defence attorney in the trial
3. Admissibility and inadmissibility of evidence
4. Expert evidence
5. Appeal of the court in awarding appropriate punishment, Plea bargaining

### **UNIT IV: Correction and Aftercare services**

1. Institutional correction of the offenders,
2. General comparison - After - care services in India and France,
3. The role of the court in correctional programs in India, UK & USA.

### **UNIT V: Preventive Measures in India & Public Interest Litigation**

1. Provisions in the Criminal Procedure Code
2. Special enactments
3. Public Interest Litigation- Directions for criminal prosecution.



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2<sup>nd</sup> YEAR, SEMESTER III

LLMCE302- COMPARATIVE CRIMINAL LAW AND PROCEDURE

## References:

### **Bare Acts:**

1. Code of Criminal Procedure, 1973

### **Books:**

1. Baker, D. (2015). *William's Textbook of Criminal Law* (4<sup>th</sup> Edition). United Kingdom: Sweet & Maxwell.
2. Dhiraj Lal, R. (2020). *The Code of Criminal Procedure* (23<sup>rd</sup> Edition). Nagpur: Lexis Nexis.
3. Gaur, K.D. (2019). *Criminal Law Cases and Material* (9<sup>th</sup> Edition). Nagpur: Lexis Nexis.
4. Mayne, J.D. & Swaminandhan, S. (2013). *Mayne's Criminal law of India*. North America: Gale, Making of Modern Law.
5. Myneni, S.R. (2020). *Comparative Procedure Code*. Faridabad: New Era Law Publication.
6. Turner, J.W.C.& Russell. (2012). *Russell on Crime* (Second Indian Reprint): New Delhi: Universal Law Publication.

### **Case-Reporters:**

1. All India Reporter
2. Supreme Court Cases
3. Manu Patra Database



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Choice Based Credit System

2<sup>nd</sup> YEAR, SEMESTER III

## LLMCE303- ADVANCED CRIMINAL PSYCHOLOGY

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMCE303	DE	ADVANCED CRIMINAL PSYCHOLOGY	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P – Practical; C - Credit;

\***Teacher Assessment** shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

**Course Educational Objectives (CEO's):** The student will be able to-

- **CEO1:** Develop an understanding about the interplay of various psychological factors behind the criminality.
- **CEO2:** Familiarize about psychological approaches, disorders and techniques which penetrate in the victimization process and the rehabilitation of victims.
- **CEO3:** Acquaint with various applications in criminal and psychology.
- **CEO4:** Familiarize with the behaviour of criminals, its causes and remedies.
- **CEO5:** Role of psychological professionals in the field of criminal matters and develop appropriate analytical techniques for psychological professionals.

**Course Outcomes (CO's):** The student will be-

- **CO1:** Able to become familiar with the basics of psychology and insight into how to understand the psychology of offenders and witnesses.
- **CO2:** Compare the key causes of criminal victimization.
- **CO3:** Explain the fundamental principles involved in the understanding threat.
- **CO4:** Evaluate violence intervention strategies
- **CO5:** Apply the core criminal psychological elements in a criminal profiling case study.



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2<sup>nd</sup> YEAR, SEMESTER III

LLMCE303- ADVANCED CRIMINAL PSYCHOLOGY

## COURSE CONTENT:

### **UNIT-I: Introduction to Criminal Psychology**

1. Theoretical Perspectives on Human Nature
2. Disciplinary Perspectives in Criminology
  - a) Sociological Criminology
  - b) Psychological Criminology
  - c) Cognitive Criminology
  - d) Biological or Neurological Criminology
  - e) Developmental Approach
  - f) Psychiatric Criminology
3. Defining and Measuring Crime
  - a) Uniform Crime Reporting System
  - b) The National Incident-Based Reporting System
  - c) Self-Report Studies
  - d) Drug Use Self-Report Surveys
  - e) Victimization Surveys

### **UNIT-II: Origins of Criminal Behaviour**

1. Social Environmental Risk Factors
  - a) Poverty
  - b) Peer rejection and Association with Antisocial Peers
  - c) Why are some children rejected by their peers?
  - d) Gender Differences in Peer Rejection
  - e) Gang or Deviant Group Influences on rejected youth
  - f) Preschool experiences
  - g) After-school care
  - h) Academic Failure
2. Parental Risk Factors





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## LLMCE303- ADVANCED CRIMINAL PSYCHOLOGY

3. Psychological Risk Factors
  - a) Lack of Attention
  - b) Lack of Empathy
  - c) Animal Cruelty
  - d) Cognitive and Language Deficiencies
  - e) Intelligence and Delinquency

### UNIT-III: Violent Economic Crime and Cybercrime

1. Violent Economic Crime
  - a) Robbery
  - b) Bank Robbery
  - c) Amateurs and Professionals
  - d) Commercial Robbery
  - e) Street Robbery
  - f) Robbery by Groups
2. Cybercrime
  - a) Privacy Concerns and Cybercrime Laws
  - b) Psychological Characteristics of Cybercriminals
  - c) Stalking
  - d) Categories of Stalking
  - e) Cyber-stalking
  - f) Cyber-bullying

### UNIT-IV: Crime and Mental Disorders

1. Defining Mental Illness
  - a) The Diagnostic and statistical manual of Mental Disorders
  - b) Schizophrenia Spectrum and Other Psychotic Disorders
  - c) Bipolar Disorder
  - d) Major Depressive Disorder
  - e) Antisocial Personality Disorder
2. Unique Defences and Conditions
  - a) Posttraumatic Stress Disorder
  - b) Dissociation
  - c) Dissociative Identity Disorder
  - d) Dissociative Amnesia
  - e) Mental Disorder and Violence



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## LLMCE303- ADVANCED CRIMINAL PSYCHOLOGY

### UNIT-V: Mentally Disordered (Selected Case Study) & Violence Risk Factors

1. The MacArthur Research Network
2. Police and the Mentally Disordered
3. Mentally Disordered Inmates
4. Dangerousness and the Assessment of Risk
5. The Tarasoff Case
6. Violence Risk Factors and Measures

### References

#### **Bare Acts:**

1. Criminal Amendment Act, 2013
2. Criminal Amendment Act, 2018
3. Indian Penal Code, 1860

#### **Books:**

1. Bartal R.C. (1999). *Criminal Behavior: A Psychosocial approach* (5<sup>th</sup> Edition). New Delhi: Prentice Hall.
2. Clifford, M., King, R.A., Weiss, J.R., Schopler, J. (2020). *Introduction to Psychology* (7<sup>th</sup> Edition). Uttar Pradesh: Tata Mc Graw Hill Publications.
3. Cummings, J. A. & Sanders, L. (2019). *Introduction to Psychology*. Saskatoon, SK: University of Saskatchewan Open Press.
4. Davies, G.M. & Beech, A.R. (2012). *Forensic Psychology: Crime, Justice, Law, Interventions* (3<sup>rd</sup> Edition). London: Wiley Publications.
5. Dodge, F.L. & Peter, S. (2010). *Munn's Introduction to Psychology* (5<sup>th</sup> Edition), New Delhi: ATBS Publishers.
6. Forbes, R. (2016). *Criminal Psychology: Understanding the Criminal Mind and Its Nature Through Criminal Profiling*. South Carolina: CreateSpace Publication.
7. Green Edward J, 1976, psychology for law enforcement, John Wiley and Sons. Inc
8. Kaul, S.K. & and Zaidi, M.H. (2008). *Narco- Analysis, Brain Mapping, Hypnosis and Lie Detector Tests in Interrogation of Suspects*. Uttar Pradesh: Alia Law Agency.
9. Nunnally, J.C. (1970), *Introduction to Psychological measurement*. New York: McGraw Hill Book Company.
10. Samenow, S. (2004). *Inside the Criminal Mind* (Revised and Updated Edition). New York Crown Publication.



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**Master of Laws (Criminal Law)2021-23**

**Choice Based Credit System**

**2<sup>nd</sup> YEAR, SEMESTER III**

**LLMCE303- ADVANCED CRIMINAL PSYCHOLOGY**

**Case-Reporters:**

1. All India Reporter
2. Supreme Court Cases
3. Manu Patra



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## Master of Laws (Criminal Law)2021-23

### Choice Based Credit System

### 2<sup>nd</sup> YEAR, SEMESTER III

#### LLMCE304- CYBER-CRIME

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY			PRACTICAL	
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMCE304	DE	CYBER-CRIME	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P – Practical; C – Credit

\***Teacher Assessment** shall be based on following components: Quiz/Assignment/ Project/Participation in class (Given that no component shall be exceed 10 Marks)

**Course Educational Objectives (CEO's):** The student will be:

- **CEO1:** Acquaint students with fundamentals of Cyber Crime and Cyber Law.
- **CEO2:** Understand the concept of Cyber Crime such as frauds and deceptions (confidence tricks, scams).
- **CEO3:** Offer students a systematic knowledge to enhance the understanding of problems arising out of online transactions and provoke them to find solutions.
- **CEO4:** Educate about the regulation of cyber space at national and international level.
- **CEO5:** Clarify the Intellectual Property issues in the cyber space and the growth and development of the law in this regard.

**Course Outcomes (CO's):** The students will be able to:

- **CO1:** Able to understand Cyber Law's concept and various crimes from a transnational perspective.
- **CO2:** Apply the Cyber Space Jurisdiction according to the nature of case laws.
- **CO3:** Apply the Electronic Governance policies.
- **CO4:** Demonstrate Legal Aspects of Contemporary trends in Social Networking.
- **CO5:** Understand the nature of cyber-crime in special reference to IPC, Cr.P.C. and I.T. Act.

### COURSE-CONTENT

#### **UNIT-I: Introduction to Cyber Crime**

1. Meaning, Definition & Nature of Cyber-crimes
2. Evolution of Cyber-crimes in India, cyberspace, internet jurisdiction in cyberspace and its types



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### 2<sup>nd</sup> YEAR, SEMESTER III

#### LLMCE304- CYBER-CRIME

3. Characterization and Classification of Cyber-crimes against Individual, Property, Society and Government
4. The Challenges of Cyber Crime: ICT (Information communication technology and Internet of Things (IOT)
5. Legislative and judicial response to Cyber Crime
6. Cyber Pornography, Obscenity in Cyberspace
7. Electronic Contracts
8. Online Intermediaries in the governance of Internet and guidelines for intermediaries.

#### UNIT-II: Fundamentals of Cyber Law

1. Statutory Laws pertaining to Cyber-crimes in India: Indian Penal Code, Indian Evidence Act., Information Technology Act, 2000 and latest Amendments, Offences & Penalties under the I.T. Act 2000
2. Applicability of Criminal Procedure Code, Other Amended Special Acts (With Latest Amendments)
3. Definitions under I.T. Act 2000: Cyber Stalking, Cyber Terrorism, Child Pornography, Computer viruses, Cyber Fraud, Cyber voyeurism, Data theft, Hacking, identity theft, Impersonation, Ransomware, trojans, worms, Denial of Service Attack (DoS).

#### UNIT-III: Investigation of Cyber-crimes and IPR in Cyber space

1. Cyber Crime Investigation and Challenges
2. Technical and Legal Aspect: Information in the computer, confiscation, protection and packing, computer examination. power to investigate
3. Digital and forensic Evidence under Cyber Crime: Evidentiary regime: Admissibility,
4. Burden of proof and Authenticity, Cyber forensics
5. Introduction to Intellectual property Rights in Cyber space.
6. Software Licenses, Computer Databases & the Law, Domain Names & the Law, Trademark issues in Cyberspace

#### UNIT-IV: Cyber Law: International Perspectives

1. International Convention on Cyber-crimes: Budapest Convention on Cyber-crimes
2. Cyber-crimes Laws of USA, U.K., Canada, and Australia: A Comparative Study.
3. ICANN's, domain names disputes,
4. Net neutrality,
5. The General Data Protection Regulation (GDPR) and Data Protection Law in India



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LLMCE304- CYBER-CRIME

## UNIT V: Cyber Law – Contemporary Trends

1. Censorship in Cyber space
2. Online privacy
3. Virtual Currencies, Cryptocurrencies
4. Social Networking Sites Vis-à-vis Human Rights.
5. Contemporary trends and Challenges in Cyberspace

### References:

#### **Bare Act:**

1. Indian Evidence Act., 1872
2. Indian Penal Code, 1860
3. The Code of Criminal Procedure, 1973
4. The Information Technology Act, 2000

#### **Books:**

1. Ahmad, F. (2017). *Cyber Law in India*, Allahabad: Allahabad Law Agency.
2. Chaubay, R.K. (2009). *An Introduction to Cyber Crime and Cyber Law*, (reprint Edition: 2021), Kolkata: Kamal Law House.
3. Duggal, P. (2014). *Textbook on Cyber Law*. New Delhi: Universal Law Publishing
4. Nandan, K. (2016). *Law relating to Computer, Internet and E-Commerce* (5<sup>th</sup> Ed.). New Delhi: Universal Law Publishing.
5. Sharma, V. (2016). *Information Technology Law and Practice- Cyber Laws and Laws relating to E-Commerce* (5<sup>th</sup> Ed.). New Delhi: Universal Law Publishing
6. Singh, Y. (2016). *Cyber Laws* (6<sup>th</sup> Ed.). New Delhi: Universal Law Publishing
7. Vishwanathan, A. (2012). *Cyber Law- Indian and International Perspectives On Key Topics Including Data Security, E-Commerce, Cloud Computing And Cyber Crimes* (1<sup>st</sup> Ed.). New Delhi: Lexis Nexis.

#### **Case-Reporters:**

1. All India Reporter
2. Supreme Court Cases
3. Manu Patra



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## Master of Laws (Criminal Law) 2021-23

### Choice Based Credit System

### 2<sup>nd</sup> YEAR, SEMESTER III

#### LLMCE305- DRUG ADDICTION, CRIMINAL JUSTICE AND HUMAN RIGHTS

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMCE305	DE	DRUG ADDICTION, CRIMINAL JUSTICE AND HUMAN RIGHTS	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P – Practical; C - Credit;

\***Teacher Assessment** shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

**Course Educational Objectives (CEO's):** The student will be able to-

- **CEO1:** Understand the socio- culturally based definitions of drugs used by the individual, group, and social structural dimensions of drug using behavior.
- **CEO2:** Analyze the implications of definitions and relationships for social policy and social control explore the legal aspects of the drug abuse and its role in the criminal justice system.
- **CEO3:** Know various violation of human rights due to drug addiction
- **CEO4:** Know the link between criminal justice, human rights and the drug addiction
- **CEO5:** Provide a comprehensive survey of the development of sociological theories and analyses of drug use, focusing on images of drug use and the drug user as social constructs rather than as an intrinsically pathological behavior or identity.

**Course Outcomes (CO's):** The students will be:

- **CO1:** Apply theories of criminal justice and addiction treatment in the development of effective supervision and treatment interventions.
- **CO2:** Identify resources to address the needs of offenders with co-occurring disorders.
- **CO3:** Evaluate the criminal justice process and sentencing alternatives as they apply to the offender in addiction treatment settings.
- **CO4:** Develop an ability to analyze the various social responses (policies, enforcement, treatment) to drug use, its behavior, and cultural and social structural factors.
- **CO5:** familiarize with the biological, psychological, and sociological theories that seek to explain drug using behavior; including an analysis of their basic assumptions, limitations, and implications for social policy.



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2<sup>nd</sup> YEAR, SEMESTER III

**LLMCE305- DRUG ADDICTION, CRIMINAL JUSTICE AND HUMAN RIGHTS**

## **COURSE CONTENT:**

### **UNIT-I: Anagraphic and Social Characteristics of Drug Users**

1. Basic Conceptions
2. Drugs, narcotics, and psychotropic substances
3. Dependence and addiction
4. Crime without victims
5. Trafficking in drugs
6. Primary drug abuse
7. Gender
8. Age
9. Religiousness
10. Single Individuals Cohabitation
11. Socio-economic level of family
12. Residence Patterns (urban/rural/urban)
13. Educational levels
14. Occupation
15. Age at first use
16. Type of Drug use
17. Reasons given as cause of first use
18. Method of Intake
19. Pattern of the Use
20. Average Quantity and Cost
21. Consequences on addict's health (physical/psychic)

### **UNIT-II: The International Legal Regime**

1. Analysis of the background, text and operation of the Single Convention on Narcotic Drugs, 1961, 1972
2. Analysis of Convention on Psychotropic Substances, 1972
3. International collaboration in combating drug addiction
4. The SAARC, and South-South Cooperation
5. Profile of international market for Psychotropic Substances





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2<sup>nd</sup> YEAR, SEMESTER III

## LLMCE305- DRUG ADDICTION, CRIMINAL JUSTICE AND HUMAN RIGHTS

### UNIT-III: The Indian Regulatory System

1. Approaches to Narcotic Trafficking during Colonial India
2. Nationalist Thought towards Regulation of Drug Trafficking and Usage
3. The Penal Provisions (See Customs Act)
4. India's Role in the Evolution of the two international Conventions
5. Judicial Approaches to Sentencing in Drug Trafficking and Abuse
6. The Narcotic Drugs and Psychotropic Substances Act, 1985
7. Patterns of Resource Investment in India: Policing adjudication, treatment, aftercare, and rehabilitation

### UNIT-IV: Human Rights Aspects

1. Deployment of Marginalized People as Carrier of Narcotics
2. The Problem of Juvenile drug use and legal approaches
3. Possibilities of Misuse and Abuse of Investigative Powers of Prosecutors
4. Bail
5. The Problem of Differential Application of the Legal Regimes, especially in relation to the resourceless

### UNIT-V: The Role of Community in Combating Drug Addiction

1. Profile of Community initiatives in Inhibition of Dependence and Addiction (e.g., deaddiction aftercare)
2. The Role of Educational System
3. The Role of Medical Profession
4. The Role of Mass Media
5. Initiatives for compliance with Regulatory Systems
6. Law Reform Initiatives

### References:

#### **Bare Acts:**

1. Indian Evidence Act, 1872.
2. The Code of Criminal Procedure, 1973
3. Indian Penal Code, 1860



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Choice Based Credit System

2<sup>nd</sup> YEAR, SEMESTER III

## LLMCE305- DRUG ADDICTION, CRIMINAL JUSTICE AND HUMAN RIGHTS

### Books:

1. Chevers, N. (2018). *A Manual of Medical Jurisprudence for India: including the outline of a history of Crime against the Person in India*. London: Forgotten Books.
2. Jhala, R.M. & Raju, V.B. (1997). *Medical Jurisprudence*. (6<sup>th</sup> Edition). Lucknow: Eastern Book Company.
3. Mallik, C.C. (1969). *Handbook of Medical Jurisprudence*. Calcutta: Academic Publishers.
4. Modi, N.J. (1988). *Modi's Medical Jurisprudence*, Lahore: Law Publication Company.
5. Parikh, C.K. (2007). *A Simplified Textbook of Medical Jurisprudence and Toxicology*. New Delhi: CBS Publishers.
6. Sharma, B. R. (2014). *Forensic Science in Criminal Investigation and Trials*. New Delhi: Universal Law Publishers.
7. Singhal, S.K. (2020). *Forensic Medicine and Jurisprudence* (5<sup>th</sup> Edition). New Delhi: The National Book Depot.
8. Taylor, A.S. (2013). *Principles and practice of Medical Jurisprudence*. Karnataka: Nabu Press.

### Case-Reporters:

1. All India Reporter
2. Supreme Court Cases
3. Manupatra Database



# Shri Vaishnav Vidyapeeth Vishwavidyalaya

## Master of Laws (Criminal Law) 2021-23

### Choice Based Credit System

### 2<sup>nd</sup> YEAR, SEMESTER III

#### LLMCE306- FORENSIC SCIENCE AND CRIMINAL JUSTICE ADMINISTRATION

COURSE CODE	CATEGORY	COURSE NAME	L	T	P	CREDITS	TEACHING & EVALUATION SCHEME				
							THEORY		PRACTICAL		
							END SEM University Exam	Two Term Exam	Teachers Assessment*	END SEM University Exam	Teachers Assessment*
LLMCE306	DE	FORENSIC SCIENCE AND CRIMINAL JUSTICE ADMINISTRATION	4	0	0	4	60	20	20	0	0

**Legends:** L - Lecture; T - Tutorial/Teacher Guided Student Activity; P – Practical; C - Credit;

\***Teacher Assessment** shall be based following components: Quiz/Assignment/ Project/Participation in Class, given that no component shall exceed more than 10 marks.

**Course Educational Objectives (CEO's):** The student will be -

- **CEO1:** Provide Knowledge about the basic principles of Forensic Science, different branches, functions, nature and scope of Forensic Science and understanding Frye and Daubert Standard and its applicability in Forensic Science.
- **CEO2:** Provide detail idea about different roles, Organisational setup and functions of various Government Departments such as CBI, BPRD, NCRB etc, Forensic laboratories and power of Police officer in investigations.
- **CEO3:** Learn different aspects of Forensic Science and Criminal Justice Administration
- **CEO4:** Provide knowledge about crime scene management and the different types of evidence recovered from the causation of crime as important component to understand criminal justice system.
- **CEO5:** Identify about the Criminal justice system, different Laws and provisions in India and relation of Forensic Science to socio economic crime, environmental crime and about types of offences according to law.

**Course Outcomes (CO's):** The students will be able to:

- **CO1:** Gain knowledge of Principles of Forensic science. The detail study will help to understand about the basics and different branches of Forensic Sciences.
- **CO2:** help to know about the working and functioning of Forensic science laboratories and Police its role in criminal investigation and Prevention of crime.
- **CO3:** Analyse and demonstrate different theories of forensic and justice administration
- **CO4:** Understand the crime scene management and the art of collecting, packaging and preserving different types of physical and trace evidence at crime scenes.
- **CO5:** Classify the offences, will have knowledge about criminal courts and their functions and legislations in India.



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Master of Laws (Criminal Law)2021-23

Choice Based Credit System

2<sup>nd</sup> YEAR, SEMESTER III

**LLMCE306- FORENSIC SCIENCE AND CRIMINAL JUSTICE ADMINISTRATION**

## **COURSE CONTENT:**

### **UNIT-I: Development of Forensic Science**

1. Frye and Daubert Standard
2. Development of Forensic Science in India
3. Basic Principles of Forensic Science in India
4. Tools and Techniques for collection of Forensic Evidence

### **UNIT-II: Role Investigation Agencies**

1. Role of Government Scientific Officer and Forensic Expert
2. Role of various investigating agencies i.e., Central Bureau of Investigation, National Crime Records Bureau, Bureau of Police Research & Development, Research and Analysis Wing, Directorate of Enforcement, Narcotic Control Bureau etc.
3. Power of Investigating officer under Criminal Procedure Code.

### **UNIT-III: Organizational set up of Forensic Science Laboratories in India**

1. National Forensic Science Laboratory
2. State Forensic Science Laboratory
3. Government Examiners of Questioned Documents
4. Directorate of Forensic Science and Mobile Crime Laboratories
5. Forensic Experts under Indian Evidence Act

### **UNIT-IV: Crime Scene Management**

1. Types of crime scene: indoor and outdoor
2. Securing and isolating the crime scene and search methods
3. Safety measures at crime scenes
4. Legal considerations and documentation of crime scenes.
5. Crimes Scene Logs
6. Locard principle.
7. Collection, labelling, sealing, preservation of evidence.
8. Reconstruction of the crime scene.
9. Physical and Trace Evidence



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2<sup>nd</sup> YEAR, SEMESTER III

## LLMCE306- FORENSIC SCIENCE AND CRIMINAL JUSTICE ADMINISTRATION

### UNIT V: Criminal Justice System

1. Functions of Police
2. Filing of Criminal Charges
3. Policing a heterogeneous society
4. Correctional measures and rehabilitation of offenders
5. Human rights and criminal justice system in India
6. Community policing.

### References:

#### **Bare Act:**

1. Indian Evidence Act., 1872

#### **Books:**

1. Bhardwaj, H.R. (2019). *The Criminal Justice System in India*. New Delhi: Konark Publishers Pvt. Ltd.
2. Harlan, E.R. & Routh, J. (2016). *Fifty-State Survey: Daubert v, Frye-Admissibility of Expert Testimony*. United States: ABA Book Publishing.
3. Jackson, J.L. & Barkley, E. (1997). *Offender Profiling: Theory, Research and Practice*. Chichester: Wiley.
4. James S.H. & Nord, J.J. (2005). *Forensic Science: An Introduction to Scientific and Investigative Techniques* (2<sup>nd</sup> Edition). Boca Raton: CRC Press.
5. Rao, M.S. & Maithili, B.P. (2013). *Crime Scene Management: A Forensic Science Approach* (2<sup>nd</sup> Edition). New Delhi: Selective & Scientific Books.
6. Saferstein, R. (2004). *Criminalistics* (8th Edition). New Jersey: Prentice Hall.
7. Sharma, B.R. (2020). *Forensic science in criminal investigation* (6<sup>th</sup> Edition). Gurgaon: Universal Lexis Nexis.
8. Zulawski, D.E. & Wicklander, D.E. (2002). *Practical Aspects of Interview and Interrogation*. Boca Raton: CRC Press.

#### **Case-Reporters:**

1. All India Reporter
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3. Supreme Court Cases