



NATIONAL LAW UNIVERSITY AND JUDICIAL ACADEMY, ASSAM

PROGRAMME: B.A., LL.B (HONS) FYIC

DETAILS OF COURSE OFFERED

EVEN SEMESTER (X) – ACADEMIC YEAR

SL. NO	COURSE CODE	COURSE TITLE	L	T	P	CR	CH
1	1003 CR SP VIII	COMPARATIVE CRIMINAL PROCEDURES	4		1	4	

**A. CODE AND TITLE OF THE COURSE: 1003 CR SP VIII ,COMPARATIVE
CRIMINAL PROCEDURES**

B. COURSE CREDIT: 4 (TOTAL MARKS 200)

C. MEDIUM OF INSTRUCTION: ENGLISH

D. COURSE COMPILED BY: DR.ISHRAT HUSAIN

E. COURSE INSTRUCTOR: DR.ISHRAT HUSAIN

1. COURSE OBJECTIVES

The objective of the course is to provide students with a comparative understanding of the law of Criminal Procedure Code. A study of comparative Criminal procedure helps students develop an ecumenical approach and broadens their vision. It Inspires them renew and revise their laws to be in tune with developed systems. The paper is Taught with reference to India, England, France, Russia, usa and China.

2. TEACHING METHODOLOGY

Teaching will be mainly done through lectures by the principal teacher and the teaching assistants. Projects including the research paper presentations would offer an opportunity to learn and appreciate issues involved in the course, Group exercises will also be used for some topics. Notes in the text, case law and materials from the web shall be used to provide one with source documents.

3. COURSE OUTCOMES

- Summarize and outline course material and class discussion.
- Worth on problems assigned to groups.
- Identify and clarify anything confusing about concerned topics.
- Students are expected to not only attend class, but devote out of class time to reading, checking websites and using other institution resources.

4. COURSE EVALUATION METHOD

The Course shall be evaluated for 200. There shall be an Internal Assessment for 140 Marks and External Assessment or End Semester Exam for 60 marks. Apart from conceptual questions, there shall be questions based on decided case laws and the student shall be asked to apply the relevant section and solve the dispute on legal principles.

5. DETAILED STRUCTURE OF THE COURSE (SPECIFYING COURSE MODULES AND SUB-MODULES)

MODULE- I

- Organization of Courts and Prosecuting Agencies
- Hierarchy of criminal courts and their jurisdiction

- Prosecutors and the police
- Withdrawal of prosecution

MODULE-II

- Pre Trial Procedures
- Rights of the accused
- Evidentiary value of statements/articles seized/collected by the Police
- Role of Investigation officer

MODULE-III

- Trial: Accusatory and inquisitorial systems.
- Admissibility and inadmissibility of evidence
- Expert evidence
- Appropriate punishment; plea Bargaining

MODULE-IV

- Institutional correction of the offenders
- Preventive measures
- Role of court in correctional programmes
- Special enactments

Preferably the Paper should be taught with reference to India, England, US, France, China and Russia wherever necessary.

6. PRESCRIBED READINGS

- Patric Devlin, The Criminal Prosecution in England
- American Series of Foreign Penal Codes Criminal Procedure Code of Peoples Republic of China.
- John N. Ferdico, Criminal Procedure (1996), West
- Sanders & Young, Criminal Justice (1994)
- Christina Van Den Wyngart, Criminal Procedure Systems in European Community Joel Samaha, Criminal Procedure (1997), West
- K.N.Chandrasekharan Pillai(ed.), R.V. Kelkar's Outlines of Criminal Procedure ,Eastern, Lucknow.

- Celia Hampton, Criminal Procedure
- Criminal Procedure Code, 1973
- Sarkar, Law of Evidence
- 14th and 41st Reports of Indian Law Commission