



**Workshop on loopholes in investigation and legal implications during trial covering
– NDPS, MCOCA, NSA, SC & ST (prevention of Atrocities) Act, 1989, Banking,
Frauds & Cheating**

For

**Special Executive Magistrates (SEMs)/ACPs of Delhi Police
on**

22nd-23rd July 2020

***Venue: Delhi Judicial Academy, Dwarka, Sector - 14,
New Delhi – 110078***



Index

NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES ACT, 1985

A. RELEVANT STATUTES

S. No.	Title
1.	Code of Criminal Procedure, 1973
2.	Constitution of India, 1950
3.	Indian Evidence Act, 1872
4.	Indian Penal Code, 1860
5.	Information Technology Act, 2000
6.	Narcotic Drugs & Psychotropic Substances Act, 1985
7.	Narcotic Drugs & Psychotropic Substances (Amendment) Act, 2014
8.	Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988
9.	Prevention of Money Laundering Act, 2002

B. RULES

S. No.	Title
1.	Appellate Tribunal for Forfeited Property (Conditions of Service of Chairman and Members) Rules, 1989
2.	Appellate Tribunal for Forfeited Property (Fees) Rules, 1989
3.	Appellate Tribunal for Forfeited Property (Procedure) Rules, 1989
4.	Illegally Acquired Property (Receipt, Management and Disposal) Rules, 1989
5.	Narcotic Drugs and Psychotropic Substances Rules, 1985 as amended by (First Amendment) Rules, 2017
6.	Narcotic Drugs and Psychotropic Substances (Regulation of Controlled Substances) Order, 2013
7.	Narcotic Drugs and Psychotropic Substances (National Fund for Control of Drug Abuse) Rules, 2006
8.	Narcotic Drugs and Psychotropic Substances (Authentication of Documents) Rules, 1992
9.	Narcotic Drugs and Psychotropic Substances Consultative Committee Rules, 1988
10.	Narcotic Drugs and Psychotropic Substances (Execution of Bond by Convicts or Addicts) Rules, 1985
11.	Narcotic Drugs and Psychotropic Substances Rules, 1985

C. HANDBOOK

S. No.	Title
1.	Drug Law Enforcement Field Officers Handbook by NCB

D. REPORTS

S. No.	Title	Author	Source
a)	Law Commission Report		
1.	155 th Law Commission Report- Narcotic Drugs & Psychotropic	Law Commission of India	http://lawcommissionofindia.nic.in/101-



	Substances, 1985		169/Report155.pdf
b)	Parliamentary Standing Committee Report		
1.	Report No. 50-NDPS (Amendment) Bill, 2011	Standing Committee on Finance, (2011-12) Fifteenth Lok Sabha	http://lawcommissionofindia.nic.in/101-69/Report166.pdf
c)	Other Reports		
1.	Drug Abuse Among Children in Delhi	Vidhi- Centre for Legal Policy	https://static1.squarespace.com/static/551ea026e4b0adb21a8f9df/t/57b2b9c337c581c6e8599f28/1471330810419/Drug+Abuse+Among+Children+in+Delhi.pdf
2.	From Addict To Convict- The Working of NDPS Act in Punjab (2018) (Volume-1)	Vidhi- Centre for Legal Policy	https://vidhilegalpolicy.in/wp-content/uploads/2019/05/FATCVolume1English.pdf
3.	From Addict To Convict- The Working of NDPS Act in Punjab (2018) (Volume-2)	Vidhi- Centre for Legal Policy	https://vidhilegalpolicy.in/wp-content/uploads/2019/05/FATCVolume2English.pdf
4.	International Narcotic Control Board- Annual Report, 2018	United Nations	https://www.incb.org/documents/Publications/AnnualReports/AR2018/Annual_Report/Annual_Report_2018_E_.pdf
5.	World Drug Report, 2018	United Nations Office on Drugs and Crime (UNODC)	https://www.unodc.org/wdr2018/prelaunch/WDR18_Booklet_1_EXSUM.pdf
6.	World Drug Perception Problem Report, 2017	Global Commission on Drug Policy	http://www.globalcommissionondrugs.org/wp-content/uploads/2018/01/GCDP-Report-2017_Perceptions-ENGLISH.pdf
7.	Narcotics Control Bureau- Annual Report, 2017	Narcotics Control Bureau, India	https://search.yahoo.com/search?fr=mcafee&type=D210US678G0&p=Narcotics+Control+Bureau-+Annual+Report%2C+2017

E. INTERNATIONAL CONVENTIONS



S. No	Title	Author	Source
1.	Single Convention on Narcotic Drug, 1961	United Nations	http://www.unodc.org/unodc/en/treaties/index.html
2.	Convention on Psychotropic Substances, 1971	United Nations	http://www.unodc.org/unodc/en/treaties/index.html
3.	United Nations Convention Against Illicit Traffic In Narcotic Drugs and Psychotropic Substances (Vienna Convention), 1988	United Nations Convention	http://www.unodc.org/unodc/en/treaties/index.html
4.	SAARC Convention on Narcotic Drugs and Psychotropic Substances, 1990	SAARC	http://www.saarc-sec.org

F. CASE LAWS

1. Combating Illicit Drug Traffic and Drug Abuse

S. No	Title	Citation
	Supreme Court	
1.	<i>Bachpan Bachao Andolan v. Union of India</i> (¶¶1-22)	(2017) 1 SCC 653

2. Understanding Concepts of Narcotic Drugs and Psychotropic Substances Act, 1985

S. No	Title	Citation
A.	Bhang is not a Narcotic Drug	
	Other High Court	
1.	<i>Promodh Jha v. State of West Bengal</i> (¶3)	2008 (1) CLJ(CAL) 685
B.	Determination of Drug Quantity by Courts	
	Supreme Court	
1.	<i>Hira Singh v. Union of India</i> (¶¶6-9)	2020(2)RCR(Criminal)523
2.	<i>Hira Singh v. Union of India</i> (¶¶9-12)	(2017) 8 SCC 162
3.	<i>Harjit Singh v. State of Punjab</i> (¶¶21,22,25-26)	(2011) 4 SCC 441
4.	<i>State of NCT of Delhi v. Ashif Khan</i> (¶¶6-7)	(2009) 4 SCC 42
5.	<i>E. Micheal Raj v. Intelligence Officer, Narcotic Control Bureau</i> (¶15)	(2008) 5 SCC 161
C.	Chemical Examination Report (Production and Proof)	
	Supreme Court	
1.	<i>Rajesh Kumar v. State Govt. of NCT of Delhi</i> (¶¶ 6, 9)	(2008) 4 SCC 493
2.	<i>Bhupinder Singh v. State of Punjab</i> (¶¶ 12, 13, 29-31)	AIR 1988 SC 1011
	High Court of Delhi	
1.	<i>Amarjit Singh v. State (Delhi Administration)</i> (¶¶ 17, 18, 21)	1995 Cri. L. J. 1623



	Other High Courts	
1.	<i>State of H.P. v. Mehboon Khan</i> (¶¶ 26, 30, 32, 35, 41, 42, 52, 53)	2013 SCC Online HP 4080
2.	<i>Gajanand Alias Rajinder Prashad v. State of Himachal Pradesh</i> (¶¶ 7, 8, 11, 13,)	2001 (3) ShimLC 54
D.	Disposal of Contraband	
	Supreme Court	
1.	<i>Mohinder Singh v. State of Punjab</i> (¶¶ 12-17)	(2018) 18 SCC 540
2.	<i>Union of India v. Mohanlal</i> (¶¶ 10-14, 16-17, 27-31)	(2016) 3 SCC 379
3.	<i>Thana Singh v. Central Bureau of Narcotics</i> (¶¶ 26-27)	(2013) 2 SCC 590
4.	<i>Union of India v. Mohanlal</i> (¶¶ 7)	AIR 2012 SC 2653
5.	<i>Ashok @ Dangra Jaiswal v. State of M.P.</i> (¶¶ 10, 12, 16)	AIR 2011 SC 1335
6.	<i>Noor Aga v. State of Punjab</i> (¶¶ 128, 129, 135)	(2008) 16 SCC 417
7.	<i>Sunderbhai Ambalal Desai v. State of Gujarat</i> (¶¶ 7, 8, 14, 18)	(2002) 10 SCC 283
	High Court of Delhi	
1.	<i>Mohd. Anwar @ Annu v. State</i> (¶¶ 9, 11, 15-17)	2011 SCC Online Del 1047
2.	<i>Manjit Singh v. State</i> (¶¶ 3, 22)	214 (2014) DLT 646
	Other High Court	
1.	<i>State of Himachal Pradesh v. Ivor Fleitcher</i> (¶ 19, 24)	2005 (2) Shim LC 431

3. Procedure under NDPS Act

S. No	Title	Citation
A.	Bail u/s 37 of NDPS Act	
	Supreme Court of India	
1.	<i>Sujit Tiwari vs. State of Gujarat and Ors.</i> (¶¶ 10, 11, 13)	AIR2020SC667
2.	<i>State of Kerala and Ors. vs. Rajesh and Ors.</i> (¶¶ 20-23)	AIR2020SC721
3.	<i>State of Punjab v. Rakesh Kumar</i> (¶¶ 7-16)	(2019) 2 SCC 466
4.	<i>Nikesh Tarachand Shah v. Union of India</i> (¶¶ 15-18)	(2018) 11 SCC 1
5.	<i>Hussain v UOI</i> (¶¶ 1-7, 23-30)	(2017) 5 SCC 702
6.	<i>UOI v. Sanjeev v. Deshpande</i> (¶¶ 4, 18, 23-27)	(2014) 13 SCC 1
7.	<i>Thana Singh v. Central Bureau of Narcotics</i> (¶¶ 6, 14, 18, 26-28)	(2013) 2 SCC 590
8.	<i>Sanjai Kumar Kedia v. Intelligence Officer, NCB</i> (¶¶ 17, 18)	(2011) 1 SCC (Cri) 1099
9.	<i>Union of India v. Rattan Mallik @ Habul</i> (¶¶ 13-15)	(2009) 2 SCC 624
10.	<i>Union of India v. Shri Shiv Shankar Kesari</i> (¶¶ 11, 13)	(2007) 7 SCC 798
11.	<i>Sami Ullah Superintendent v Narcotic Control Bureau</i> (¶¶ 11, 15)	(2006) 12 SCC 471
12.	<i>Narcotic Control Bureau v. Karma Phuntstock</i> (¶ 4)	(2005) 12 SCC 480
13.	<i>Collector of Customs, New Delhi v. Ahmadalieva Nodira</i> (¶¶ 7, 8)	(2004) 3 SCC 549
14.	<i>Union of India v. Thamisharashi</i> (¶¶ 10-13, 15, 16)	(1995) 4 SCC 190



	High Court of Delhi	
1.	<i>Arvind Kumar Saxena v. State</i> (¶¶ 14-18, 20)	2018 SCC OnLine Del 7769
2.	<i>Joyee Karoung v. Narcotics Control Bureau</i> (¶¶ 16, 24, 26)	2018 SCC OnLine Del 9599
3.	<i>Directorate of Revenue Intelligence v. Bitoren Dolores Fernandez</i> (¶¶ 21, 27-29)	2011 SCC OnLine Del 3959
4.	<i>Dilip v. State</i> (¶¶ 18, 20, 21)	(2007) 1 SCC 450
5.	<i>Ravi ul Islam v. State</i> (¶¶ 6, 8, 9)	129 (2006) DLT 595
6.	<i>Wernli Monica Barbara v. State</i> (¶¶ 5-7)	121 (2005) DLT 420
7.	<i>Rajni Devi v. The State</i> (¶¶ 4, 5, 7)	2005 SCC OnLine Del 1202
8.	<i>Rajinder Gupta v. State</i> (¶¶ A4, 5, 10, 13; E3; F2; G2)	123 (2005) DLT 55
9.	<i>Pushpa Rani v. Narcotic Control Bureau</i> (¶¶ 4-6, 8, 9)	122 (2005) DLT 68
10.	<i>Ms. Mathhwes Clare Georgina v. Narcotics Control Bureau</i> (¶¶ 6, 7)	104 (2003) DLT 422
11.	<i>Ram Gopal v. Union of India</i> (¶¶ 5, 9-12)	2002 SCC OnLine Del 1187
12.	<i>Usha v. Union of India</i> (¶¶ 13-16)	101 (2002) DLT 286
	Other High Courts	
1.	<i>State of Punjab v. Jagjit Singh Chahal</i> (¶¶ 29, 32-34)	2015 SCC OnLine P&H 20454
2.	<i>Daulat Singh @ Gatu v. State of Rajasthan</i> (¶¶ 5-7, 10)	2014 SCC OnLine Raj 1028
B.	Interim Bail in Commercial Quantity	
	High Court of Delhi	
1.	<i>Arvind Yadav vs State</i>	
2.	<i>Athar Parvez v. Narcotics Control Bureau</i> (¶¶ 4-6)	2016 SCC OnLine Del 3568
C.	Possession & Presumption of Culpable Mental State	
	Supreme Court	BAIL APPLICATION 778/2020 & CRL.M.A.5821-22/2020 Order dated 22.04.2020
1.	<i>Baldev v. State of Haryana</i> (¶¶ 12, 17, 19)	2016 CriLJ 154
2.	<i>Mohan Lal v. State of Rajasthan</i> (¶¶ 16, 22, 29-31)	(2015) 6 SCC 222
3.	<i>Kulwinder Singh v. State of Punjab</i> (¶¶ 16-19)	(2015) 6 SCC 674
4.	<i>Bhola Singh v. State of Punjab</i> (¶¶ 5, 8)	(2011) 11 SCC 653
5.	<i>State of Punjab v Lakhwinder Singh</i> (¶¶ 12-13, 15-17)	(2010) 4 SCC 402
6.	<i>Noor Agav. State of Punjab</i> (¶¶ 44-48, 122, 130, 138, 151, 155, 157, 158, 160, 162, 163)	(2008) 16 SCC 417



7.	<i>Avtar Singh v. State of Punjab</i> (¶¶6-7) Distinguished in <i>Dharampal Singh v. State of Punjab</i> , (2010) 9 SCC 608 at p. 615	(2002) 7 SCC 419
	High Court of Delhi	
1.	<i>Sumer Singh and Ors. vs. State</i> (¶¶18,20,26-27)	Crl. A. Nos. 878 and 1164/2011 Dated: 21.12.2015
2.	<i>Narcotic Control Bureau v. Allaiddin</i> (¶¶ 9-11, 13, 15)	2010 SCC OnLine Del 4457
D.	Section 41,42 and 43- Search & Seizure	
	Supreme Court	
1.	<i>Naresh Kumar @ Nitu v. State of Himachal Pradesh</i> (¶ 10)	Crl. App. No. 1053/2016 D.O.D: 27/07/2017
2.	<i>State of Rajasthan v. Jag Raj Singh @ Hansa</i> (¶¶ 13-15, 17-19, 25)	(2016) 11 SCC 687
3.	<i>Jagat Singh v. State of Uttarakhand</i> (¶¶12-15)	(2016) 13 SCC 119
4.	<i>State of Rajasthan v. Jagraj Singh</i> (¶¶9-30)	(2016) 11 SCC 687
5.	<i>Sekhar Suman Verma v. The Superintendent of N.C.B.</i> (¶¶12-13)	(2016) 11 SCC 368
6.	<i>Darshan Singh v. State of Haryana</i> (¶¶ 10-12)	2015 (12) SCALE 579
7.	<i>Kishan Chand v. State of Haryana</i> (¶¶ 17, 19, 20, 27, 28)	(2013) 2 SCC 502
8.	<i>Gurjant Singh @ Janta v. State of Punjab</i> (¶¶ 16-21, 23, 24, 26)	(2014) 13 SCC 603
9.	<i>Karnail Singh v. State of Haryana</i> (¶¶ 12, 15, 16)	(2009) 8 SCC 539
10.	<i>State through Narcotics Control Bureau v. Kulwant Singh</i> (¶¶ 13, 14, 20, 22, 26, 30)	(2003) 9 SCC 193
11.	<i>M Prabhulal v. Assistant Director</i> (¶¶7,14)	AIR 2003 SC 4311
12.	<i>Sajan Abraham v. State of Kerala</i> (¶¶ 10-12)	AIR 2001 SC 3190
13.	<i>Abdul Rashid Ibrahim Mansuri v. State of Gujarat</i> (¶¶ 16, 17, 21-24)	(2000) 2 SCC 513
14.	<i>State of Punjab v. Balbir Singh</i> (¶¶ 17, 23, 25-28)	(1994) 3 SCC 299
	High Court of Delhi	
1.	<i>State (NCT of Delhi) v. Virender Singh</i> (¶¶ 9, 10)	2018 SCC OnLine Del 6775
2.	<i>Narcotics Control Bureau v. Kulwant Singh</i> (¶¶ 8-10, 12, 13)	2013 SCC OnLine Del 2140
3.	<i>Union of India v. Steaphen Andreas Hofman</i> (¶ 8)	2007 (97) DRJ 410
4.	<i>Utpal Mishra v. Nicelai Christensen</i> (¶¶ 3, 8, 9)	1997 SCC OnLine Del 655
5.	<i>Lachho Devi v. State</i> (¶¶ 17, 18, 21-23)	1990 SCC OnLine Del 198
E.	Section 50- Notice before Personal Search	



	Supreme Court	
1.	<i>State of Punjab v. Baljinder Singh</i> (¶¶19-22)	2019 SCC OnLine SC 1408
2.	<i>Arif Khan v. State of Uttarakhand</i> (¶¶ 25, 26, 29, 30) (Where the person of accused is searched with the baggage, Section 50 NDPS Act applies)	2018 (6) SCALE 456
3.	<i>S.K. Raju v State of WB</i> (¶¶15-23)	(2018) SCC OnLine SC 1344
4.	<i>Mohinder Singh v. State of Punjab</i> (¶9)	(2018) 18 SCC 540
5.	<i>Makhan Singh v. State of Haryana</i> (¶¶ 10-12, 16, 17)	2015 SCC OnLine SC 374
6.	<i>Kulwinder Singh v. State of Punjab</i> (¶¶ 8, 13, 14, 22)	(2015) 6 SCC 674
7.	<i>Yasihey Yobin and Anr. v. The Dept. of Customs, Shillong</i> (¶¶9,11)	(2014) 13 SCC 344
8.	<i>State of HP v. Sunil Kumar</i> (¶¶15,17) (Chance Recovery)	AIR 2014 SC 2564
9.	<i>State of Rajasthan v. Parmanand</i> (¶¶15-20)(If merely a bag carried by a person is searched without there being any search of his person, Section 50 of the NDPS Act will have no application.)	AIR 2014 SC 1384
10.	<i>Kashmiri Lal v. State of Haryana</i> (¶¶ 14, 15)	(2013) 6 SCC 595
11.	<i>Ram Swaroop v. State (Govt. NCT) of Delhi</i> (¶¶7,10,13,15-16)	(2013) 14 SCC 235
12.	<i>State of Delhi v. Ram Avtar @ Rama</i> (¶¶ 12, 22-27)	AIR 2011 SC 2699
13.	<i>Nirmal Singh Pehalwan v. Inspector Customs</i> (¶¶ 8, 10, 11)	(2011) 12 SCC 298
14.	<i>Narcotics Central Bureau v. Sukh Dev Raj Sodhi</i> (¶¶ 5-7)	(2011) 6 SCC 392
15.	<i>Vijaysinh Chandubha Jadeja v. State of Gujarat</i> (¶¶ 20-22) (The SC rejected the theory of “substantial compliance”.)	(2011) 1 SCC 609
16.	<i>Dilip and Anr. v. State of Madhya Pradesh</i> (¶¶6,12,16,22) (Where the person of accused is searched with the baggage, Section 50 NDPS Act applies)	(2007) 1 SCC 450
17.	<i>State of Punjab v. Balwant Rai</i> (¶¶ 5, 6, 8, 9)	(2005) 3 SCC 164
18.	<i>State of Rajasthan v. Daulat Ram</i> (¶¶ 5-7)	(2005) 7 SCC 36
19.	<i>State of Rajasthan v. Ram Chandra</i> (¶¶21-22) (The officer proposing to effect the search cannot act in dual capacity; first as an officer authorised under Section 42 to search a person and second as the gazetted officer in whose presence the accused may opt to be searched.)	(2005) 5 SCC 151
20.	<i>State of Himachal Pradesh v. Pawan Kumar</i> (¶¶ 12, 13, 22, 23) (The term “person” under the Act means a human being with appropriate coverings and clothing and also footwear.)	(2004) 7 SCC 735
21.	<i>Prabha Shankar Dubey v. State of M.P</i> (¶¶7-10,12,15) (The accused (suspect) has to be told in a way that he becomes aware that the choice is his and not of the officer concerned, even though there is no specific form.)	(2004) 2 SCC 56
22.	<i>State of Punjab v Surinder Rani</i> (¶¶4-5) (Under Section 50(4), females are to be searched only by female officers. S. 50(4) cannot be diluted even on the ground that a female officer was not available at the time of search, else the search is vitiated.)	(2000) 10 SCC 429



23.	<i>Sajan Abraham v. State of Kerala</i> (¶¶ 8, 10, 11, 13)	(2001) 6 SCC 692
24.	<i>Gurbax Singh v. State of Haryana</i> (¶7) (Search of Person distinguished from Search of Premises)	(2001) 3 SCC 28
25.	<i>State of Punjab v. Baldev Singh</i> (¶¶ 47, 52-54, 56)	(1999) 6 SCC 172
26.	<i>Saiyad Mohd. Saiyad Umar Saiyed v. State of Gujarat</i> (¶¶6-8,10) (The officer conducting the search must specifically depose that he had informed the person to be searched about his right to demand that the search be carried out in the presence of a Gazetted Officer or a Magistrate.)	(1995) 3 SCC 610
High Court of Delhi		
1.	<i>Sumit Rai v. State</i> (¶¶20-21)	2019 SCC OnLine Del 9364
2.	<i>Irwin Bin Hassim v. Anil Kumar, Air Customs Officer, IGI Airport</i> (¶¶ 18, 24)	2017 SCC OnLine Del 10940
3.	<i>Lekan Akins v. The State (N.C.T of Delhi)</i> (¶¶24-25,28-29,32-34,39)	2014 SCC OnLine Del 7031
4.	<i>Munnu Khan v. State</i> (¶ 6)	2013 SCC OnLine Del 1816
5.	<i>Mansoor Ahamad Khan v. State</i> (¶ 3)	121 (2005) DLT 84
6.	<i>Sunday Emegha v. State</i> (¶¶ 10, 14, 16, 17, 20, 24, 34)	194 (2012) DLT 3
7.	<i>Amarjit Singh v. State of Delhi Administration</i> (¶¶ 27, 29-33)	1994 SCC OnLine Del 739
Other High Court		
1.	<i>Mohammed Shabir Shaikh Bhikan v. The State of Maharashtra</i> (¶¶ 11, 13, 14, 16-18)	2002 (104(1)) BOMLR 820
F.	Sampling	
High Court of Delhi		
1.	<i>Edward Khimani Kamau v NCB</i> (¶10)	(2015) SCC OnLine Del 9860
2.	<i>Basant Rai v. State</i> (¶¶26-27)	2012 SCC OnLine Del 3319
G.	Resampling and Retesting	
Supreme Court		
1.	<i>Thana Singh v. Central Bureau of Narcotics</i> (¶27)	(2013) 2 SCC 590
High Court of Delhi		
1.	<i>T. Letminlen Haokip v. Customs</i> (¶¶14-20)	2019 SCC OnLine Del 10214
2.	<i>Nihal Khan v. State (Govt. of NCT of Delhi)</i> (¶16)	2007 SCC OnLine Del 14
H.	Production of Contraband	
Supreme Court		
1.	<i>State of Rajasthan v. Sahi Ram</i> (¶¶11-15)	Cri A 1497/2019



		Dated: 27.09.2019
I.	Sections 52-A, 55 & 57- Disposal of Seized Property & Report of Arrest and Seizure	
	Supreme Court	
1.	<i>Union of India v. Jarooparan</i> (¶¶ 8-11)	(2018) 4 SCC 334
2.	<i>Mohinder Singh v. State of Punjab</i> (¶¶ 11, 16, 17)	2018 SCC OnLine SC 973
3.	<i>Mohan Lal v. State of Rajasthan</i> (¶¶ 16, 22, 29, 30, 31)	(2015) 6 SCC 222
4.	<i>Ashok v. State of Madhya Pradesh</i> (¶¶ 9, 15)	(2011) 5 SCC 123
5.	<i>Rajender Singh v. State of Haryana</i> (¶ 2)	(2011) 8 SCC 130
6.	<i>State of Rajasthan v. Tara Singh</i> (¶¶ 4-6)	(2011) 11 SCC 559
7.	<i>Hardip Singh v. State of Punjab</i> (¶ 13)	(2008) 8 SCC 557
8.	<i>Union of India v. Satrohan</i> (¶¶ 5, 12)	(2008) 8 SCC 313
9.	<i>Raj Kumar Karwal v. Union of India</i> (¶¶ 10, 12, 20-22)	(2008) 8 SCC 557
10.	<i>Babubhai Odhavji Patel v. State of Gujarat</i> (¶ 5)	(2005) 8 SCC 725
11.	<i>Khet Singh v. Union of India</i> (¶¶ 6, 16)	(2002) 4 SCC 380
12.	<i>Sajan Abraham v. State of Kerala</i> (¶¶ 9-13)	(2001) 6 SCC 692
13.	<i>State of Punjab v. Baldev Singh</i> (¶¶ 13, 17)	(1999) 6 SCC 172
J.	Section 60- Liability of Illicit Drugs, Substances, Plants, etc. to Confiscation	
	Supreme Court	
1.	<i>Ganga Hire Purchase Pvt. Ltd. v. State of Punjab</i> (¶¶ 2, 3)	(1999) 5 SCC 670
K.	Section 64 & 64A- Immunity from Prosecution	
	Supreme Court	
1.	<i>Jasbir Singh v. Vipin Kumar Jaggi</i> (¶¶ 28-33, 36, 38, 39)	AIR 2001 SC 2734
	Other High Court	
1.	<i>Fardeen Feroz Khan v. Union of India</i> (¶¶ 26, 27, 29)	2007 SCC OnLine Bom 110
L.	Section 67- Power to Examine any Person/ Retraction from Confession	
	Supreme Court	
1.	<i>Surinder Kumar Khanna v. Intell. Officer, Directorate of Revenue Intelligence</i> (¶¶ 11, 13-15)	2018 SCC OnLine SC 757
2.	<i>Tofan Singh v. State of Tamil Nadu</i> (¶¶ 26, 40, 41)	(2013) 16 SCC 31
3.	<i>Ram Singh v. Centre Bureau of Narcotics</i> (¶¶ 9-14)	(2011) 11 SCC 347
4.	<i>Union of India v Bal Mukund</i> (¶¶ 35-38)	2009 12 SCC 161
5.	<i>Kanhaiyalal v. Union of India</i> (¶¶ 35-38, 40)	AIR 2008 SC 1044
6.	<i>Ram Kumar v. Central Bureau of Narcotics</i> (¶ 7)	(2008) 5 SCC 385
7.	<i>Noor Aga v. State of Punjab</i> (¶¶ 72, 75-77)	(2008) 16 SCC 417
8.	<i>Narcotics Control Bureau v. Murlidhar Soni</i> (¶¶ 4, 5)	(2004) 5 SCC 151
9.	<i>Abdul Rashid v. State of Bihar</i> (¶ 1)	(2001) 9 SCC 578



	High Court of Delhi	
1.	<i>Vishal Puri v. Union of India</i> (¶¶ 25, 28, 29)	40 (2017) DLT 500
2.	<i>Rapheal v. Devender Singh (Intelligence Officer) (Director of Revenue Intelligence)</i> (¶21)	2015 SCC OnLine Del 9864
3.	<i>Frank Kingsley Ugochukwu v DRI</i> (¶¶46-48)	2014 SCC OnLine Del 7092
4.	<i>D.R.I.v. Raj Kumar Mehta</i> (¶¶16-17)	2011 SCC OnLine Del 2839
5.	<i>Narcotics Control Bureau v. Ramesh Kumar</i> (¶¶ 21)	2013 SCC OnLine Del 2194
	Other High Court	
1.	<i>Gunjan Dudani v. Union of India</i> (¶¶ 7, 12, 13)	(2018) 185 AIC (Sum 28) 14
M.	Section 68A- Application of Forfeiture or Illegally Acquired Property	
	High Court of Delhi	
1.	<i>Shri Zahid Parwez v. Union of India</i> (¶¶ 21)	191 (2012) DLT 235
B.	Irregularity in Investigation: Impact on Court Proceedings	
a)	Recording of Secret Information	
	Supreme Court	
1.	<i>Darshan Singh v. State of Haryana</i> (¶¶13-15)	(2016) 14 SCC 658
2.	<i>Karnail Singh v. State of Haryana</i> (¶¶12-13,17,22-23,25-27,35-36)	(2009) 8 SCC 539
b)	Non-compliance of Sections 52, 55 & 57- Disposal of Seized Property & Report of Arrest and Seizure	
	Supreme Court	
1.	<i>Gurbax Singh v. State of Haryana</i> (¶9)	(2001) 3 SCC 28
c)	Illegal Search	
	Supreme Court	
1.	<i>State of Punjab v. Baldev Singh</i> (¶¶44,47)(Illicit article seized from person of accused during search conducted in violation of safeguards provided in Section 50 cannot be itself used as admissible evidence of proof of unlawful possession of contraband on accused.)	AIR 1999 SC 2378
2.	<i>State of H.P. v. Pirthi Chand</i> (¶¶5, 7, 14) (Evidence obtained as a result of search and seizure in violation of mandatory requirement of the Section 50 does not become inadmissible.)	1996 (2) SCC 37
3.	<i>Ali Mustafa Abdul Rahman Moosa v. State of Kerala</i> (¶8) (In absence of proof of unlawful possession of the same a person cannot be held guilty under the NDPS Act.)	(1994) 6 SCC 569



d)	IO and Complainant, if same person	
	Supreme Court	
1.	<i>Mukesh Singh v State (Narcotic Branch of Delhi) (Matter referred to Constitution Bench)</i>	SLP(Crl.) D.No.39528/18
2.	<i>Varinder Kumar v. State of Himachal Pradesh</i> (¶13)	2019 SCC OnLine SC 170
3.	<i>Mohan Lal v. State of Punjab</i> (¶¶ 3, 11, 14-15, 21-22, 24-25)	AIR 2018 SC 3853
	High Court of Delhi	
1.	<i>Gurtej Singh Batthv.State</i> (¶¶21-25)	2018 SCC OnLine Del 12562
2.	<i>Annabelle Analista Malibago v. DRI</i> (¶¶18-21)	2018 SCC OnLine Del 12114

4. Judicial Skills

S. No	Title	Citation
A.	Charge	
	Supreme Court	
1.	<i>State Tr. Insp. of Police v. A. Arun Kumar</i> (¶¶ 7, 9)	(2015) 2 SCC 417
2.	<i>CBI v. K. Narayana Rao</i> (¶ 24)	(2012) 9 SCC 512
3.	<i>Rukmini Narvekar v. Vidya</i> (¶¶ 18, 32)	AIR 2009 SC 1013
4.	<i>Hem Chand v. State of Jharkhand</i> (¶ 14)	AIR 2008 SC 1903
5.	<i>Soma Chakravarty v. State</i> (¶¶ 18-20)	(2007) 5 SCC 403
6.	<i>State of Orissa v. Debendra Nath Padhi</i> (¶¶ 6-9, 11-14, 16-18, 22, 23, 29, 30)	AIR 2005 SC 359
7.	<i>State of M.P. v. S.B. Johari</i> (¶¶ 4, 6)	AIR 2000 SC 665
8.	<i>State of Madhya Pradesh v. Mohanlal Soni</i> (¶¶ 7, 8, 12, 14)	AIR 2000 SC 2583
9.	<i>State v. S. Bangarappa</i> (¶¶ 21, 22)	AIR 2001 SC 222
10.	<i>State of Maharashtra v. Priya Sharan Maharaj</i> (¶ 8)	AIR 1997 SC 2041
	High Court of Delhi	
1.	<i>Kuhu Pandya & Anr. v. State NCT of Delhi</i> (¶¶ 15, 21, 22)	2018 SCC OnLine Del 10846
2.	<i>Rakesh Bhatnagar v. CBI</i> (¶ 7)	2013 SCC OnLine Del 2846
3.	<i>Vishwa Vibhuti v. CBI</i> (¶ 48)	2012 SCC OnLine Del 3452
	Other High Court	
1.	<i>Yusuji Hinagata v. State</i> (¶20)	2019 SCC OnLine Bom 2474
B.	Presumption of Guilt- Section 35 & 54	
	Supreme Court	
1.	<i>Gorakh Nath v. State of Punjab</i> (¶¶ 5-8)	(2018) 2 SCC 305



2.	<i>Bhola Singh v. State of Punjab</i> (¶¶ 8, 10, 11)	(2011) 11 SCC 653
3.	<i>Noor Aga v. State of Punjab</i> (¶¶ 31, 81, 84, 85, 116)	(2008) 16 SCC 417
4.	<i>State of Punjab v. Baldev Singh</i> (¶¶ 24-26, 28, 31-33, 57)	(1999) 6 SCC 172
	High Court of Delhi	
1.	<i>Sarwan Kumar v. State</i> (¶¶ 8, 9, 11)	2018 SCC OnLine Del 9790
C.	Examination of Witness	
	Supreme Court	
1.	<i>Vinod Kumar v. State of Punjab</i> (¶¶ 22, 28, 40)	(2015) 3 SCC 220
2.	<i>Sister Mina Lalita Baruwa v. State of Orissa</i> (¶¶ 18, 20, 21, 23, 25, 32)	AIR 2014 SC 782
3.	<i>Natasha Singh v. CBI</i> (¶¶ 7, 10, 14, 19, 20)	(2013) 5 SCC 741
4.	<i>State of Maharashtra v. Praful B. Desai</i> (¶¶ 19, 20, 22, 24)	AIR 2003 SC 2053
D.	Constitutional Validity of Section 31A	
	High Court	
1.	<i>Indian Harm Reduction Network v. Union of India</i> (¶¶ 8, 16, 31, 40, 41, 51, 59-61, 80, 83, 84, 81, 84, 89)	2012 BomCR (Cri) 121
E.	Sentencing	
a)	Punitive	
	Supreme Court	
1.	<i>Gulam Mohammad Malik v State of Gujarat</i> (¶10)	2017 SCC OnLine SC 413
2.	<i>Soman v State of Kerala</i> (¶¶13-14,26-27)	(2013) 11 SCC 382
	Other High Court	
1.		
2.	<i>Indian Harm Reduction Network v Union of India</i> (¶¶84-89) (Mandatory death penalty 'read down' and made discretionary under NDPS Amendments, 2014)	2011 SCC OnLine Bom 715
3.	<i>Mohan Bhanudas Mohite v State of Maharashtra</i> (¶¶4,8-9)	2004 SCC OnLine Bom 280
b)	Rehabilitative	
	Other High Courts	
1.	<i>Sanjiv Bhatnagar v. State</i> (¶¶11-12)	Criminal Revision Case No. 1278 of 2015 Dated: 27.01.2016 Mad HC
2.	<i>Fardeen Firoze Khan v Union of India</i> (¶¶21-29)	2007 SCC OnLine Bom 110
3.	<i>Shaji v. State of Kerala</i> (¶¶20-21)	2003 SCC OnLine Ker 626
F.	Judgement Writing	
	Supreme Court	



1.	<i>Prem Kaur v. State of Punjab</i> (¶¶ 14-18, 20, 24-27)	(2013) 14 SCC 653
2.	<i>Yakub Abdul Razak Menon v. State of Maharashtra</i> (¶¶ 60, 79, 83, 86, 89, 98, 854-855, 883.4, 890.3, 910, 911, 1520, 1528-1531, 2000, 2306, 2332, 2457, 2555, 2937, 2995)	(2013) 13 SCC 1
3.	<i>Oma v. State of Tamil Nadu</i> (¶¶ 16, 22, 37-57)	(2013) 3 SCC 440
4.	<i>State of Uttaranchal v. Sunil Kumar Vaish</i> (¶¶ 17-24)	(2011) 8 SCC 670
	High Court of Delhi	
1.	<i>Govt. of NCT of Delhi v. Sachin</i> (¶¶ 25, 50-52)	2016 SCC OnLine Del 6479
G.	Videography of Search and Seizure	
	Supreme Court	
1.	<i>Shafhi Mohammad v State of H.P.</i> (¶¶ 1-18, 31)	(2018) 2 SCC 801

G. GENERAL READINGS

S. No.	Title	Author	Source
1.	A Century of International Drug Control	United Nations	http://www.incb.org/incb/en/a-century-of-international-drug-control.html
2.	The Narcotic Drugs and Psychotropic Substances Act - Ignoring Health; Infringing Rights	Lawyer's Collective	http://www.lawyerscollective.org/files/Fact%20Sheet%20NDPS%20Act%201985.pdf
3.	History and Development of the Leading International Drug Conventions	Parliament Research Branch, Canada	http://www.parl.gc.ca/content/sen/committee/371/ille/library/history-e.htm
4.	India's Anti-Narcotics Law is in Urgent Need of Rehab	Neha Singhal and Sakshi, <i>The Wire</i>	http://thewire.in/19907/indias-anti-narcotics-law-is-in-urgent-need-of-rehab/
5.	International Drug Trafficking: A Global Problem with a Domestic Solution	Matthew S. Jenner	http://www.repository.law.indiana.edu/cgi/viewcontent.cgi?article=1465&context=ijgls
6.	Parliament Passes the NDPS Bill, 2014: Many Gains; Some Losses	Lawyer's Collective	http://www.lawyerscollective.org/updates/parliament-passes-ndps-amendment-bill-2014-gains-losses.html
7.	Appraisal of the Narcotic Drugs and Psychotropic Substances (Amendment) Act, 2014	Satyakam Mohapatra, <i>Asian Journal of Psychiatry</i>	https://www.asianjournalofpsychiatry.com/article/S1876-2018(15)00041-



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8.	Guidelines for the Control of Narcotics and Psychotropic Substances	Professor Bror Rexed, Dr K. Edmondson and others, <i>World Health Organisation</i>	http://apps.who.int/iris/bitstream/handle/10665/39299/9241541725_eng.pdf?sequence=1&isAllowed=y
9.	How Alcoholics Anonymous & Narcotics Anonymous Work	Amy R. Krentzman, Elizabeth A. R. Robinson and others, <i>US PubMed Centre</i>	https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3140338/
10.	Narcontrol- A Journal on Narcotics Control Bureau (2015 Issue)	Narcotics Control Bureau	http://www.narcoticsindia.nic.in/upload/download/document_idd5cec1027063b70c834c16a86baca424.pdf
11.	National Policy on Narcotic and Psychotropic Substances	Department of Revenue, India	https://dor.gov.in/sites/default/files/National%20Policy%20on%20NDPS%20published.pdf
12.	Substance Use and Abuse in India – A Comparative Study with Other Countries	Dr. Sangita Laha, <i>Intl. Journal of Arts, Humanities, and Management Studies</i>	2016 2 (7) International Journal of Arts, Humanities and Management Studies.
13.	The History and Development of the Leading International Drug Control Conventions	Senate Special Committee on Illegal Drugs, <i>Canada</i>	https://sencanada.ca/content/sen/committee/371/ille/library/history-e.htm
14.	The Narcotic Drugs and Psychotropic Substances Act- Ignoring Health, Infringing Rights	Lawyer's Collective	http://files.server.idpc.net/library/The-narcotic-drugs-and-psychotropic.pdf
15.	Drug Policy in India	Tripti Tandon, Deputy Director, Lawyers Collective	International Drug Policy Consortium, Briefing Paper, Feb 2015
16.	Use of Digital Technology in Addiction Disorders	Mrunal Bandawar, Venkata Lakshmi Narasimha, and Prabhat Chand	Indian J Psychiatry. 2018; 60(Suppl 4) https://www.ncbi.nlm.nih.gov/pmc/articles/PMC5844168/

DISCLAIMER: All Articles mentioned hereinabove, contain/reflect the views of the concerned authors only.

Maharashtra Control of Organised Crime Act, 1999&The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989



A. Statutes

S. No.	Acts
1.	Code of Criminal Procedure, 1973
2.	Constitution of India, 1950
3.	Indian Evidence Act, 1872
4.	Indian Penal Code, 1860
5.	Information Technology Act, 2000
6.	Maharashtra Control of Organised Crime Act, 2009
7.	SC & ST (Prevention of Atrocities) Act, 1989

B. Rules

S. No.	Title
1.	SC & ST (Prevention Of Atrocities) Rules, 1995

C. Manuals and Guidelines

S. No.	Title	Source
1.	Advisory on Safety of Journalists	Government of India, Ministry of Home Affairs
2.	Cyber Crime Investigation Manual	Data Security Council of India

D. Reports

S. No.	Title	Source
	Law Commission	
1.	Report No. 277, Wrongful Prosecution (Miscarriage of Justice): Legal Remedies	http://lawcommissionofindia.nic.in/reports/Report277.pdf
2.	Report No. 262, The Death Penalty	http://lawcommissionofindia.nic.in/reports/Report262.pdf
3.	Report No.242, Prevention of Interference with the Freedom of Matrimonial Alliances (In the name of Honour and Tradition): A Suggested Legal Framework	http://lawcommissionofindia.nic.in/reports/report242.pdf
4.	Report No. 239, Expeditious Investigation and Trial of Criminal Cases Against Influential Public Personalities	http://lawcommissionofindia.nic.in/reports/report239.pdf
5.	Report No. 221, Need for Speedy Justice – Some Suggestions	http://lawcommissionofindia.nic.in/reports/report221.pdf
6.	Report No. 203, Section 438 of the Code of Criminal Procedure 1973, as amended by the Code of Criminal Procedure (Amendment) Act 2005 (Anticipatory Bail)	http://10.21.88.204/lawcommissionofindia/reports/report203.pdf
7.	Report No. 198, Law relating Witness Identity Protection and Witness Protection Program	http://10.21.88.204/lawcommissionofindia/reports/rep198.pdf



8.	Report No. 177, Law Relating to Arrest	http://lawcommissionofindia.nic.in/reports/177rptpl.pdf
9.	Report No. 102, Section 122 (1) of the Code of Criminal Procedure, 1973: Imprisonment for Breach of Bond for keeping the Peace with Sureties	http://lawcommissionofindia.nic.in/101-169/Report102.pdf
10	Report No. 36, Grant of Bail with Conditions	http://lawcommissionofindia.nic.in/1-50/Report36.pdf
	Other Reports	
1.	Muslim Voices: Perceptions of Policing in India, Commonwealth Human Rights Initiative, 2018	https://www.humanrightsinitiative.org/publication/muslim-voicesperceptions-of-policing-in-india
2.	Voices Against Caste Impunity; Narratives of Dalit Women in India, 2018 (All India Dalit Mahila Manch)	http://www.ncdhr.org.in/wp-content/uploads/2019/02/AIDMA-M-Voices-against-Caste-Impunity.pdf
3.	Chapter-4, “Socio Economic Profile”, Death Penalty India Report, 2016 Pg. 90-124	https://www.project39a.com/dpir
4.	Justice Malimath Committee Report, 2003	https://mha.gov.in/sites/default/files/criminal_justice_system.pdf
5.	Atrocities against Scheduled Castes, 2002 (National Human Rights Commission)	https://nhrc.nic.in/sites/default/files/reportKBSaxena.pdf
6.	Single member Commission of enquiry to inquire into the practice of Untouchability and atrocities against Scheduled Castes and Scheduled Tribes, 2001 (Punnayya Commission)	
7.	Modalities for Compensation to the victims of crime in the light of position prevailing in other countries so as to make it part of criminal jurisprudence in our country	http://www.bprd.nic.in/WriteReadData/userfiles/file/201804230222365094527Report-VictimCompensation.pdf
8.	20 Years Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act: Report Card by National Coalition for Strengthening SCs & STs (PoA) Act, April 2010	https://idsn.org/wp-content/uploads/user_folder/pdf/New_files/India/SCST_PoA_Act_20_years_report_card_-_NCDHR.pdf
9.	Report of the Committee on DRAFT NATIONAL POLICY ON CRIMINAL JUSTICE by Ministry of Home Affairs Government of India JULY, 2007	https://www.mha.gov.in/sites/default/files/DraftPolicyPaperAug.pdf

E. Case Laws

➤ Maharashtra Control of Organised Crime Act, 1999

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S. No.	Title	Citation
(a)	Object of MCOCA, 1999	
	Supreme Court	
1.	<i>Prasad Shrikant Purohit v. State of Maharashtra & Anr.</i> (¶38)	(2015) 7 SCC 440
2.	<i>Zameer Ahmed Latifur Rehman v. State of Maharashtra</i> (¶¶40,54)	(2010) 5 SCC 246
3.	<i>State of Maharashtra v. Bharat Shanti</i> (¶7)	(2008) 13 SCC 5
4.	<i>Ranjitsing Brahmajeetsing Sharma v. State of Maharashtra and Another</i> (¶¶ 24)	(2005) 5 SCC 294
(b)	Protection of Witness	
	Supreme Court	
1.	<i>Mahender Chawla v. UOI</i> (¶25)	(2018) SCCOnLine 3155
(c)	Wrongful Prosecution and Compensation in Terror Cases	
	Supreme Court	
1.	<i>Adambhai Suleman Bhai Ajmeri v. State of Gujrat</i>	(2014) 7 SCC 716
2.	<i>Rudal Shah v. State of Bihar</i>	AIR 1983 SC 1086
	High Court of Delhi	
1.	<i>Prempal v. The Commissioner of Police</i> (¶¶18-22, 30-36)	2010 ILR 4 Del. 416
(d)	UAPA and MCOCA	
	Supreme Court	
1.	<i>Zameer Ahmed Latifur Rehman v. State of Maharashtra</i> (¶¶ 9,55-65)	(2010) 5 SCC 246
(e)	Essential Commodities Act and MCOCA	
	Supreme Court	
1.	<i>State of Maharashtra v. Lalit Somdatta Nagpal</i> (¶¶35-41)	(2007) 4 SCC 171
(f)	MCOCA and ITP Act	
	High Court of Delhi	
1.	<i>Kamaljit v. State of NCT of Delhi</i> (¶¶ 41-43, 45,48-58)	148 (2008) DLT 170
(g)	Constitutional Validity	
	Supreme Court	
1.	<i>Zameer Ahmed Latifur Rehman v. State of Maharashtra</i> (¶¶9, 40-47, 54)	(2010) 5 SCC 246
2.	<i>State of Maharashtra v. Bharat Shantilal Shah</i> (¶¶ 21, 33-51)	(2008) 13 SCC 5
	High Court of Delhi	
1.	<i>Om Prakash Shrivastava @Babloo Shrivastava v. State of NCT of Delhi</i> (¶¶ 4, 21-36)	(2009) 164 DLT 218
(h)	Retrospective application of MCOCA	



	High Court of Delhi	
1.	<i>Om Prakash Shrivastava @Babloo Shrivastava v. State of NCT of Delhi</i> (¶¶ 4, 21-36)	(2009) 164 DLT 218
	Other High Courts	
1.	<i>Jai Singh v. State of Maharashtra</i> (¶¶ 6, 7, 8, 9)	(2003) 3 MahLJ 866
(i)	Bail under MCOCA	
	Supreme Court	
1.	<i>Rambeer Shaukeen v. State of NCT Delhi</i> (¶¶22-29)	(2018) 4 SCC 405
2.	<i>Saquib Abdul Hamid Nachan v. State of Maharashtra</i>	(2016) 10 SCALE 306
3.	<i>Prasad Srikant Purohit v. State of Maharashtra and Anr.</i> (¶¶ 19, 23, 24, 26, 38, 39, 40, 41, 57, 58, 59)	(2015) 7 SCC 440
4.	<i>Sadhwi Pragya Singh Thakur v. NIA</i> (¶¶16,17, 20, 23)	2012 BomCR (Cri) 752
5.	<i>State of Maharashtra v. Vishwanath Marana Shetty</i> (¶21)	(2012) 2 SCC 634
6.	<i>Mustaq Ahmed Mohammad Isak v. State of Maharashtra</i> (¶¶ 10, 11, 12, 15, 16)	(2009) 7 SCC 480
7.	<i>Dattatray Krishnaji Ghule v. State of Maharashtra</i> (¶¶ 9,11,13)	(2007) 4 SCC 113
8.	<i>Gokul Bhagaji Patil v. State of Maharashtra</i> (¶¶10,11,12,14)	(2007) 2 SCC 475
9.	<i>Chenna Boyanna Krishna Yadav v. State of Maharashtra</i> (¶¶ 9, 14, 15)	(2007) 1 SCC 242
10.	<i>C.B.I. v. Pradeep Bhalchandra Sawant and anr.</i> (¶5)	2007 (10) SCALE 69
11.	<i>Babanrao Tukaram Ranjane v. State of Maharashtra</i> (¶9)	(2006) 9 SCC 422
12.	<i>Ranjitsing Brahmajeetsing Sharma v. State of Maharashtra and Another</i> (¶¶36,49-58)	(2005) 5 SCC 294
13.	<i>Uday Mohan Lal Acharya v. State of Maharashtra</i> (¶¶5-13)	AIR 2001 SC 1910
14.	<i>Sanjay Dutt v. State through C.B.I., Bombay (II)</i>	(1994) 5 SCC 410
	High Court of Delhi	
1.	<i>Zohra Sheikh v. State (Govt. of NCT of Delhi)</i>	2017 SCC OnLine Del 7061
	Other High Courts	
1.	<i>Sharad Chandraprakash Agarwal v. The State of Maharashtra</i> (¶15-16)(Bombay High Court)	Criminal Bail Application No. 3170 of 2019 Order Dated 8.01.2020
(j)	“Organised Crime”	
	Supreme Court	
1.	<i>Mahipal Singh v. Central Bureau of Investigation</i> (¶¶ 12-15)	(2014) 11 SCC 282
2.	<i>State of Maharashtra v. Bharat Shanti Lal Shah and ors.</i> (¶¶ 10, 19, 28, 45, 47, 48)	2008 (12) SCALE 167
3.	<i>C.B.I. v. Pradeep Bhalchandra Sawant and anr.</i> (¶5)	2007 (10) SCALE 69
4.	<i>Shridhar Sumant Vagal v. State of Maharashtra and anr.</i> (¶¶ 7, 9, 10)	2007 (4) SCALE 556



5.	<i>Ranjitsing Brahmajeetsing Sharma v. State of Maharashtra and Another</i> (¶¶31)	(2005) 5 SCC 294
	High Court of Delhi	
1.	<i>Kamaljeet Singh v. State of Delhi (N.C.T)</i> (¶¶ 20, 38, 49, 53)	148 (2008) DLT 170
	Other High Courts	
1.	<i>Govind Sakha Ram Ubhe v. State of Maharashtra</i> (¶¶32-38)	2009 ALLMR (Cri) 1903
2.	<i>Sher Bahadur Akram Khan and Ors v. State of Maharashtra</i> (¶¶ 7, 10, 12, 13)	2007 (1) MhLJ (Cri) 1
3.	<i>Jai Singh S/o Ashrafilal Yadav and Ors v. State of Maharashtra</i> (¶¶ 7, 8, 9, 18, 19)	2003 BomCr (Crl.) 1606
(k)	“Continuing Unlawful Activity”	
	Supreme Court	
1.	<i>State of NCT of Delhi v. Brijesh Singh @ Arun Kumar</i> (¶¶ 19, 23, 24, 25, 26, 34)	AIR 2017 SC 236
2.	<i>State of Maharashtra v. Shiva and Ors.</i> (¶¶ 1, 3, 8, 9)	AIR 2015 SC 2947
	Other High Courts	
1.	<i>Sachin Bansilal Ghaiwal v. State of Maharashtra</i> (¶¶26-32)	2014 CriLJ 4217 (Bom.)
2.	<i>State v. Satya Prakash</i> (¶¶ 38, 39, 63, 64)	(2011) 3 SCC 684
3.	<i>State of Maharashtra v. Rahul Ramchandra Darud</i> (¶¶ 7, 15)	2011 (SCC) OnLine Bom 605
4.	<i>Govind Sakha Ram Ubhe v. State of Maharashtra</i> (¶¶32-38)	2009 ALLMR (Cri) 1903
5.	<i>Jai Singh v. State of Maharashtra</i> (¶¶ 7-9, 18, 19)	2003 (3) MahLJ 866
(l)	“Member”	
	Other High Courts	
1.	<i>Sachin Bansilal Ghaiwal v. State of Maharashtra</i> (¶¶34-39)	2014 CriLJ 4217 (Bom.)
(m)	“Competent Court”	
	Supreme Court	
	<i>State of NCT of Delhi v. Brijesh Singh @ Arun Kumar</i> (¶¶ 19, 23, 24, 25, 26, 34)	AIR 2017 SC 236
(n)	Abetment in MCOCA Cases	
	Supreme Court	
1.	<i>Ranjitsing Brahmajeetsing Sharma v. State of Maharashtra and Another</i> (¶¶30-34)	(2005) 5 SCC 294
2.	<i>Madan Singh v. State of Bihar</i> (¶¶10-15)	(2004) 4 SCC 622
	Other High Courts	
1.	<i>Govind Sakha Ram Ubhe v. State of Maharashtra</i> (¶¶ 6, 7, 8, 9, 17, 20)	2009 ALLMR (Cri) 1903
(o)	Conspiracy	



	High Court of Delhi	
1.	<i>State v. Sajjan Kumar</i>	(2018) SCC OnLine Del. 12930
(P)	Private Complaint Under MCOCA	
	Supreme Court	
1.	<i>Jamiruddin Ansari v. CBI</i> (¶¶26,35-43)	(2009) 6 SCC 316
(q)	Confession (Section 18)	
	Supreme Court	
1.	<i>State of Maharashtra v. Kamal Ahmed Mohammed Vakil Ansari & Ors.</i> (¶¶ 40, 41)	(2013) 12 SCC 17
2.	<i>Mohd. Farooq Abdul Gafur v. State of Maharashtra</i>	(2010) 14 SCC 641
3.	<i>Devender Pal Singh v. State of NCT of Delhi</i>	(2002) 5 SCC 234
4.	<i>Kartar Singh v. State of Punjab</i>	(1994) 3 SCC 569
(r)	Cognizance (Section 23)	
	Other High Courts	
1.	<i>Sachin Bansilal Ghaiwal v. State of Maharashtra</i> (¶¶19, 20, 21, 26, 27, 31, 32, 40)	2014 CriLJ 4217 (Bom.)
(s)	Failure in Discharge of duty by Public Servant (Section 24)	
	Supreme Court	
1.	<i>Ranjitsing Brahmajeetsing Sharma v. State of Maharashtra and Another</i> (¶¶43-53)	(2005) 5 SCC 294
(t)	Cr.P.C. (Section 313) and MCOCA	
	Supreme Court	
1.	<i>Mohd. Farooq Abdul Gafur v. State of Maharashtra</i>	(2010) 14 SCC 641
(u)	Mandatory Imposing of Fine in MCOCA	
	High Court of Delhi	
1.	<i>Mohd. Irfan v. State of NCT Of Delhi</i>	(2018) SCCOnLine Del. 13223
(v)	Police Custody	
	Supreme Court	
1.	<i>HDFC Securities Limited and Others v. State of Maharashtra and Another</i> (¶16)	(2017) 1 SCC 640
2.	<i>Nandini Satpathy v. P.L. Dani and Another</i> (¶77)	1978 (2) SCC 424
3.	<i>Rohit Tandon v. ED</i>	(2018) 11 SCC 46
4.	<i>Kamal Khanna and Another v. State and Another</i>	2010 (1)AD (Delhi) 606
(W)	Use of Section 161 Statement	
	Supreme Court	
1.	<i>Rameshwar Dayal v. State of UP</i>	(1978) 2 SCC 518
2.	<i>Tori Singh v. State of UP</i>	AIR 1962 SC 399



(X)	Presence of IO in Court During Examination of Witness	
	Supreme Court	
1.	<i>Zahira Sheikh v. State of Gujarat</i>	AIR 2004 SC 3114
	High Court of Delhi	
1.	<i>Asif Balwa v. CBI</i> (¶¶4-7)	2012 SCC OnLine Del 903

➤ **SC & ST (Prevention of Atrocities) Act, 1989**

S. No.	Title	Citation
(a)	Emerging Issues	
	Supreme Court	
1.	<i>Kodungallur Film Society & Anr. v. Union of India & Ors</i> (¶¶15-17)	(2018)10SCC713
2.	<i>Tehseen S. Poonawalla v. Union of India (UOI) and Ors.</i> (¶¶19-21, 24,39-40)	(2018)9SCC 501
3.	<i>Shakti Vahini vs. Union of India (UOI) and Ors.</i> (¶53)	(2018)7SCC192
4.	<i>National Campaign on Dalit Human Rights and Ors. vs. Union of India (UOI) and Ors.</i> (¶5,12)	AIR 2017 SC 132
5.	<i>Bhagwan Dass v. State (NCT of Delhi)</i> (¶8)	(2011) 6 SCC 396
6.	<i>Lata Singh v. State of U .P. and Anr.</i> (¶¶14-18)	(2006) 5 SCC 475
(b)	Constitutional Validity	
	Supreme Court	
1.	<i>Prathvi Raj Chauhan v. Union of India (UOI) and Ors.</i> (¶8-10)	AIR 2020 SC 1036
2.	<i>State of M.P. and Another v. Ram Kishna Balothia and Another</i> (¶¶ 3, 6, 8, 9, 11)	(1995) 3 SCC 221
	Other High Courts	
1.	<i>In Re: Provision of Section 14a of SC/ST (Prevention of Atrocities) Amendment Act, 2015</i> (¶¶103-109)	2018 Cri LJ 5010 (Allahabad HC)
2.	<i>Jai Singh and Anr. v. Union of India & Ors.</i> (¶¶ 50, 51, 66, 81)	AIR 1993 Raj 177 (Rajasthan HC)
(c)	Offences of Atrocities (Section 3)	
	Supreme Court	
1.	<i>Asharfi v. The State of Uttar Pradesh</i> (¶¶5-6)	(2018) 1 SCC 742
2.	<i>Ishwar Pratap Singh v. The State of Uttar Pradesh</i> (¶8)	(2018)13SCC612
3.	<i>Kailas and Ors. v. State of Maharashtra</i> (¶¶15-16)	(2011)1SCC (Cri)401
4.	<i>Arumugam Servai v. State of Tamil Nadu</i> (¶¶10,14)	(2011)6SCC 405
5.	<i>Swaran Singh and Ors. v. State</i> (¶¶24,25)	MANU/SC/7954/2008
6.	<i>Vidyadharan v. State of Kerala</i> (¶¶ 8, 12, 16, 23, 24)	(2004) 1 SCC 215
7.	<i>Gangula Ashok & Anr. v. State of A.P.</i> (¶¶ 7, 9, 11, 15, 16, 26)	AIR 2000 SC 740
	High Court of Delhi	



1.	<i>Kulwinder and Ors. v. State (NCT of Delhi) and Ors.</i> (¶¶50, 53,57,65, 66-70, 74,76, 79-80, 83, 102, 109-110,133-134, 225, 267, 302, 305, 336, 349,350)	252 (2018) DLT 1
2.	<i>Rameez vs. The State NCT of Delhi</i> (¶¶21-22)	2018 IV AD (Delhi) 469
3.	<i>Kanhaiya Paswan v. State & Ors.</i> (¶¶ 5, 6)	(2012) ILR 4 Delhi 509
4.	<i>Karam Veer Singh & Ors. v. State</i> (¶¶ 5-10)	MANU/DE/1972/2012
5.	<i>Sh. M.A. Rashid v. Sh. Gopal Chandra & Anr.</i> (¶¶ 13, 18, 24, 25)	189 (2012) DLT 180
6.	<i>Satbir Singh and Anr. v. State and Ors.</i> (¶¶19)	164 (2009) DLT 123
7.	<i>Shri Ghasi Ram v. NCT of Delhi and Anr.</i> (¶¶ 12-14)	(2008) ILR 1 Delhi 426
8.	<i>Daya Bhatnagar and Ors. v. State</i> (¶¶ 10, 15, 21, 23, 25)	109 (2004) DLT 915
9.	<i>Smt. Deepa Bajwa v. State and Ors</i> (¶¶6)	115 (2004) DLT 202
10.	<i>Shri. D.P. Vats v. State and Ors.</i> (¶¶ 10-13)	99 (2003) DLT 167
11.	<i>Mukesh Kumar Saini & Ors. v. State (Delhi Adm.)</i> (¶¶ 7, 8)	94 (2001) DLT 241
	Other High Courts	
1.	<i>Pardeep Kumar v. State of Haryana</i> (¶¶10-12)	2020 SCC OnLine P&H 671
2.	<i>State of Bihar vs. Ajay Singh</i> (¶¶70)	2012(2) PLJR 601 (Patna High Court)
3.	<i>Pappu Singh v. State of U.P.</i> (¶¶7)	2002 Cri LJ 1251
4.	<i>Balkeshwar Maurya v. State of U.P.</i> (¶¶4-5)	2002 Cri LJ 4565 (Allahabad HC)
5.	<i>Nabab v. State of U.P.</i>	2002 Cri LJ 4580 (Allahabad HC)
(d)	Investigation	
	Supreme Court	
1.	<i>Ishwar Pratap Singh v. The State of Uttar Pradesh</i> (¶¶8-9)	(2018) 13 SCC 612
	Other High Courts	
1.	<i>Tutu v. State</i> (¶5) (Orissa High Court)	2003Cri LJ 722
2.	<i>Shatrughna v. State</i> (¶15) (Bombay High Court)	2003 Cri LJ 790
3.	<i>Ranjit Singh @ Motta v. Harmel Kaur</i> (P & H High Court)	2002 Cri LJ 449
(e)	Cognizance	
	Supreme Court	
1.	<i>Sri A.M.C.S. Swamy, ADE/DPE/Hyd (Central) v. Mehdi Agah Karbalai & Anr.</i> (¶¶9-15)	AIR 2019 SC 3650
2.	<i>Asharfi v. The State Of Uttar Pradesh</i> (¶¶5-6)	(2018) 1 SCC 742
3.	<i>Gangula Ashok and Ors. vs. State of A.P.</i> (¶16)	AIR 2000 SC 740
	Other High Courts	
1.	<i>Ujjagar Singh and Ors. vs. State of Haryana and Anr.</i> (¶¶7)	2003 Cri LJ 2204 (Punjab & Haryana HC)



2.	<i>Ranjit Singh Motta v. Harmel Kaur</i> (¶¶6-7)	2002 Cri LJ 449
(f)	Appeal to High Court	
	Other High Courts	
1.	<i>In Re: Provision of Section 14a of SC/ST (Prevention of Atrocities) Amendment Act, 2015</i> (¶¶21-24, 62, 64, 81-84, 92-94)	2018 Cri LJ 5010 (Allahabad HC)
(g)	Sentencing	
	Supreme Court	
1.	<i>State of Madhya Pradesh v. Vikram Das</i> (¶¶8)	(2019) 4 SCC 125
	Other High Courts	
1.	<i>Moti Chand and Anr. vs. State of Rajasthan</i> (¶¶48)	2001 Cri LJ 1916 (Rajasthan HC)
(h)	Bail (Section 18)	
	Supreme Court of India	
1.	<i>Union of India v. State of Maharashtra</i> (¶¶61-63, 65, 67)	AIR 2019 SC 4917
2.	<i>Subhash Kashinath Mahajan v. State of Maharashtra</i> (¶¶42, 53, 59, 67, 68, 75, 81)	2018 (4) SCALE 661
3.	<i>Shakuntla Devi v. Baljinder Singh</i> (¶¶4)	(2014) 15 SCC 521
4.	<i>Vilas Pandurang Pawar and Ors. vs. State of Maharashtra and Ors.</i> (¶¶8-9)	AIR 2012 SC 3316
5.	<i>State of M.P. and Ors. vs. Ram Kishna Balothia and Ors.</i> (¶¶5)	(1995) 3 SCC 221
	High Court of Delhi	
1.	<i>Rameez vs. The State NCT of Delhi</i> (¶¶21-22)	2018 IV AD (Delhi) 469
2.	<i>Dr. R.K. Sangwan & Anr. v. State (Delhi)</i> (¶¶11, 13)	Cr Ref. 01/2008 Dated 18/3/2009
3.	<i>Sajjan Kumar v. The State & Anr.</i> (¶¶15-17)	132 (2006) DLT 18
	Other High Courts	
1.	<i>Agasara Jadyappa and Ors. v. The State of Karnataka and Ors</i> (¶¶8)	Criminal Petition No. 100404/2020 Decided On: 27.05.2020 (Kar. HC)

Procedural Fairness & Speedy Trial

S. No	Title	Citation
(a)	Right of the accused to Fair Trial	
	Supreme Court	



1.	<i>Hussain & Ors v. Union of India</i> (¶¶ 9, 10)	AIR 2017 SC 1362
2.	<i>Pooja Pal v. Union of India</i> (¶¶ 48-51, 58, 67, 76, 79, 86, 87)	AIR 2016 SC 1345
3.	<i>Rattiram v. State of M.P.</i> (¶¶ 33-36, 45, 49)	AIR 2012 SC 1485
4.	<i>Mohd. Hussain @ Julfikar Ali v. State</i> (¶¶ 11, 36, 37, 40-42)	AIR 2012 SC 3860
5.	<i>Hussainara Khatoon v. State of Bihar</i> (¶ 6)	AIR 1979 SC 1369
6.	<i>M. H. Hoskot v. State of Maharashtra</i> (¶¶ 16, 18)	AIR 1978 SC 1548
(b)	Legal Representation	
	Supreme Court	
1.	<i>Mohammed Ajmal Mohammad Amir Kasab @ Abu Mujahid v. State of Maharashtra</i> (¶¶ 498, 557)	AIR 2012 SC 3565
2.	<i>Rajoo @ Ramakant v. The State of Madhya Pradesh</i> (¶ 21)	AIR 2012 SC 3034
(c)	Confidentiality	
	Supreme Court	
1.	<i>Khatari v. State of Bihar</i> (¶ 5, 6)	AIR 1981 SC 262
(d)	Guidelines for reporting by media	
	Supreme Court	
1.	<i>Sahara India Real Estate Corporation v. Securities and Exchange Board of India</i> (¶¶ 19, 21, 22, 25, 33, 43)	(2012) 10 SCC 603
(e)	Witness Protection	
	Supreme Court	
1	<i>Zahira Habibulla v. State of Gujarat</i> (¶¶ 30, 32-37, 40-42, 57)	(2004) 4 SCC 158
(f)	Framing of Charge	
(i)	Guiding Principles	
	Supreme Court	
1.	<i>Bikash Ranjan Raut v State</i> (¶¶6-8)	SLP Cr No. 297/2015 Dated 16/4/2019
2.	<i>Gaya Prasad Pal v. State</i> (¶¶ 28-30, 32, 34, 35, 45-40, 54)	2017 ALL MR (Cri) 1
3.	<i>State of Andhra Pradesh v. Aravapally Venkanna</i> (¶ 9)	AIR 2009 SC 1863
4.	<i>Anna Reddy Sambasiva Reddy and Ors. v. State of Andhra Pradesh</i> (¶¶ 30, 42)	AIR 2009 SC 2661
5.	<i>Rukmini Narvekar v. Vidya</i> (¶¶ 24-30, 32)	AIR 2009 SC 1013
6.	<i>State of West Bengal v. Laisal Haque</i> (¶ 11)	AIR 1989 SC 129
7.		
	High Court of Delhi	
1.	<i>K.K Sharma v. State and Anr</i> (¶ 27)	2017 IndlawDEL 3545
2.	<i>State v.Om Prakash Etc.</i> (¶¶ 5-10)	CrI. Rev. Petition No. 289/2017 Dated 31/08/2017
3.	<i>State v. Ajay Kumar Verma</i> (¶¶ 8, 12-16)	CrI. Rev. Petition No. 634/2017 Dated 28/08/2017



4.	<i>Vishwa Vibhuti v. CBI</i> (¶¶ 11, 17, 18, 35, 38)	2012 SCC OnLine Del. 3452
5.	<i>A.J.K. Fernandez v. Central Bureau of Investigation</i> (¶¶ 15, 16, 35)	2009 Cri LJ 3379
	Other High Courts	
1.	<i>Punam Thakur v State of Haryana</i>	Crl. Rev. No. 3462 /2017 Dated 6/12/2017 P & H HC
2.	<i>Longjam Pinky Singh v. The State of Manipur and Ors.</i> (¶¶ 9-10, 12-17)	2017 (5) GLT 74 (Gau.) Manipur HC
(ii)	Alteration of charge	
	Supreme Court	
1.	<i>R. Rachaiah v. Home Secretary, Bangalore</i> (¶¶ 9, 10)	AIR 2016 SC 2447
2.	<i>Anant Prakash Sinha v. State of Haryana</i> (¶¶ 15-17)	AIR 2016 SC 1197
3.	<i>Jasvinder Saini and Ors. v. State (Govt. of NCT of Delhi)</i> (¶ 11)	AIR 2014 SC 841
(iii)	Joinder of Charges	
	Supreme Court	
1.	<i>State of Jharkhand through SP, CBI v. Lalu Prasad and Others</i> (¶¶ 27, 39)	(2017) 8 SCC 1
2.	<i>Kamalanantha and Others v. State of Tamil Nadu</i> (¶¶ 46-53)	AIR 2005 SC 2132
3.	<i>Mohan Baitha and Others v. State of Bihar and Another</i> (¶ 4)	AIR 2001 SC 1490
4.	<i>Chandra Bhal v. The State of UP</i> (¶ 6)	(1971) 3 SCC 983
5.	<i>State of Bombay v. Umarsaheb Buransaheb Inamda</i> (¶¶ 4-8)	AIR 1962 SC 1153
6.	<i>K. Satwant Singh v. The State of Punjab</i> (¶¶ 22, 23)	AIR 1960 SC 266
7.	<i>Willie (William) Slaney v. State of Madhya Pradesh</i> (¶¶ 37, 43, 46)	AIR 1956 SC 116
	High Court of Delhi	
1.	<i>Nova Vision Electronics Private Limited and Another v. State and Another</i> (¶¶ 7, 8)	2011 Cri LJ 868
	Other High Courts	
1.	<i>Ashutosh Humnabadkar & Another v. Continental Device India Limited and Another</i> (¶¶ 9, 10, 14-16, 19, 20, 32)	2015 SCC OnLine P & H 2261
2.	<i>Kershi Pirozshah Bhagvagar v. State of Gujarat and Another</i> (¶¶ 14-19, 26, 29-32, 37, 39)	2007 Cri LJ 3958 Gujarat HC
3.	<i>Lalu Prasad Yadav v. State of Bihar through CBI</i> (¶¶ 12-26)	2000 (3) PLJR 357 Patna HC
(iv)	Alternate Charge	
	Supreme Court	
1.	<i>R. Rachaiah v. Home Secretary, Bangalore</i> (¶¶ 9, 11, 13)	(2016) 12 SCC 172
2.	<i>Vijay Pal Singh v. State of Uttarakhand</i> (¶ 19)	AIR 2015 SC 684



3.	<i>State of West Bengal v. Laisal Haque</i> (¶ 8)	AIR 1989 SC 129
	High Court of Delhi	
1.	<i>Dilip Kumar v. State</i> (¶¶ 5, 14)	2017 SCC OnLine Del 11357
2.	<i>Nova Vision Electronics Private Limited and Another v. State and Another</i> (¶ 7)	2011 Cri LJ 868
	Other High Courts	
1.	<i>Sachin Nagnath Satpute v. The State of Maharashtra</i> (¶¶ 3, 4, 9)	2012 SCC OnLine Bom 1568
2.	<i>Om Prakash and Others v. State of Haryana</i> (¶¶ 3-7)	2007 Cri LJ 398 P and H HC
(v)	Additional Charge	
	Supreme Court	
1.	<i>P. Kartikalakshmi v. Ganesh and Others</i> (¶¶ 4, 5, 9-11)	(2017) 3 SCC 347
2.	<i>State through CBI v. Kalyan Singh (former CM of UP) and Others</i> (¶ 20)	AIR 2017 SC 2020
3.	<i>Anant Prakash Sinha v. State of Haryana and Others</i> (¶¶ 2, 3, 11)	AIR 2016 SC 1197
4.	<i>Jasvinder Saini and Others v. State (Government of NCT Of Delhi)</i> (¶¶ 9, 10, 11, 13)	AIR 2014 SC 841
5.	<i>Kantilal Chandulal Mehta v. The State of Maharashtra and Another</i> (¶¶ 2-5)	AIR 1970 SC 359
	High Court of Delhi	
1.	<i>X v. The State of NCT Of Delhi</i> (¶¶ 8-10)	2016 SCC OnLine Del 2742
2.	<i>Rajesh Mehta v. The State</i> (¶¶ 13, 14)	2001 (60) DRJ 678
(vi)	Documents produced by the Accused	
	Supreme Court	
1.	<i>Md. Akram Siddiqui v State of Bihar</i> (¶¶ 4-6)	Cr A. No. 254/2015 Dated 3/10/2018
2.	<i>Balakram v. State of Uttarakhand and Others</i> (¶¶ 11-19)	(2017) 7 SCC 668
3.	<i>Kunaldev Singh Rathor v State of MP</i> (¶ 11-15)	Misc. Cr Case No. 2360/2014 Dated 2/12/2016
4.	<i>State of Madhya Pradesh v. Mohanlal Soni</i> (¶¶ 7-12)	AIR 2000 SC 2583
5.	<i>Satish Mehra v. Delhi Administration and Another</i> (¶¶ 9-15)	AIR 2000 SC 2583
	Other High Courts	
1.	<i>Harshad A Shah and Bhadresh H Shah v. State and Another</i> (¶¶ 9, 10)	2008 (1) CHN 173 Calcutta HC



(vii)	Discharge of accused	
	Supreme Court	
1.	<i>State Through Inspector of Police v. ArunKumar</i> (¶ 8)	(2015) 2 SCC 417
2.	<i>CBI v. K. Narayana Rao</i> (¶¶ 10-12)	(2012) 9 SCC 512
3.	<i>P. Vijayan v. State of Kerala</i> (¶¶ 9-14)	AIR 2010 SC 663
4.	<i>State of Madhya Pradesh v. Sheetla Sahai and Others</i> (¶¶ 58, 59)	(2009) 8 SCC 617
	Adjournments (Section 309 CrPC)	
1.	<i>State of Haryana vs. Ram Mehar and Ors.</i> (¶¶ 8)	AIR2016SC3942
2.	<i>Vinod Kumar vs. State of Punjab Others</i> (¶¶ 41)	AIR2015SC1206
3.	<i>Mohan Lal and another Vs State of Punjab</i> (¶¶ 10-15)	2013 (12) SCC 519
4.	<i>Gurnaib Singh v. State of Punjab</i> (¶¶ 34)	(2013) 7 SCC 108
5.	<i>Mohd. Khalid vs. State of West Bengal</i> (¶¶ 54)	(2002)7SCC334
6.	<i>State of U.P. Vs Shambhu Nath Singh</i> (¶¶ 3,19)	2001 (4) SCC 667
7.	<i>Swaran Singh v. State of Punjab</i> (¶¶ 37)	AIR 2000 SC 2017
8.	<i>Salem Advocate Bar Association, Tamil Nadu v. UOI</i> (¶¶ 29-31)	AIR 2005 SC 3353
9.	<i>Raj Deo Sharma vs. The State of Bihar</i> (¶¶ 2,11,16,17)	AIR1998SC3281
10.	<i>Abdul Rehman Antulay and Ors. v. R.S. Nayak and Anr.</i> (¶¶ 53-54)	AIR 1992 SC 1701
11.	<i>Sunil Batra v. Delhi Administration</i> (¶¶ 37)	AIR 1980 SC 1579

Sentencing and Compensation

(a)	Quashing of criminal matter	
	Supreme Court	
1.	<i>State of MP v. Laxmi Narayan</i> (¶¶ 12-16)	Cri. A. No. 359/2019 Dated 5/3/2019
2.	<i>Parbhatbhai Aahir v. State of Gujarat</i> (¶¶ 10-16)	Cri. A. No. 1723/2017 Dated 4/10/2017
3.	<i>Narinder Singh v. State of Punjab</i> (¶¶ 29)	2014(6) SCC 466
4.	<i>Madan Mohan Aboot v. State of Punjab</i> (¶¶ 5,6)	2008 (4) SCC 582
	High Court of Delhi	
1.	<i>Yash Chaudhrani v. State of NCT</i> (¶¶ 59-70)	Cr. Misc. 5765/2018 Dated 22/4/2019
2.	<i>Steven Sehgal v. State of NCT</i> (¶¶ 6-9)	Cr. M.C. 2881/2014 Dated 30/3/2017
3.	<i>Bhajan Lal Sharma v. State</i> (¶¶ 12-32)	W.P. Cr. 1280/2016 Dated 1/8/2016
4.	<i>Varun Chaudary v. State of NCT</i> (¶¶ 6-9)	Cr. M.C. 514/2014 Dated 5/10/2015
	Other High Courts	



1.	<i>Freddy @ Antony Francis & Ors. v. State of Kerala</i> (¶¶2,4-5)	Cr. M.C. No. 381/2018 Dated 23/5/2019 Kerala HC
2.	<i>Nitish Kumar v. State of Bihar</i> (¶¶26-32)	Cr. Misc. No. 33116 Dated 15/3/2019 Patna HC
3.	<i>In the matter of Sujit Mondal</i> (¶¶Pg 4-7)	CRR No. 3259/2018 Dated 9/11/2018
4.	<i>Deepak v. State of Haryana</i> (¶¶7-9)	Cr-Main-31825/2017 Dated 19/1/2018
5.	<i>Munish Garg v. State of Haryana</i>	Cr-Main -28032/2017 Dated 29/9/2017
6.	<i>In Between Soni Nihal Dinesh and Sandeep Patel</i> (¶¶9-12)	Cr. P. No. 9463/ 2016 Dated 8/2/2017
7.	<i>Kunaldev Singh Rathor v. State of MP</i> (¶ 11-15)	Misc. Cri. Case No. 2360/2014 Dated 2/12/2016
8.	<i>Sajith S v. State Of Kerala</i> (¶¶3,4)	CrI. MC No 7251/2016 Dated 7/11/2016
9.	<i>Dr Vijaykumar v. State</i> (¶¶8-9)	CrI. O.P. No. 28372 Dated 6/10/2016
10.	<i>The State of Bihar v. Girja Singh and Others</i> (¶¶10)	2012 (2) PLJR 848
(b)	Acquittal	
	Supreme Court	
1.	<i>Mohan Lal v State of Punjab</i> (¶¶10-25)	Cr A. No. 1880/2011 Dated 16/8/2018
(c)	Basic Principles of Sentencing: Mitigating and Aggravating Factors	
	Supreme Court	
1.	<i>Rishi Malhotra v. Union of India</i>	Writ Petition (Cr) PIL No.- 2019
2.	<i>X v. State of Maharashtra</i> (¶¶43)	CrI. Rev. Pet. No. 301/2008 Dated 12/4/2019
3.	<i>State of MP v. Suresh</i> (¶¶11-20)	Cr. A. No. 319/2019 Dated 20/2/2019
4.	<i>Rajendra Pralhadrao Wasnik v. State of Maharashtra</i> (¶¶ 16-28, 31-47, 49-57, 59-78)	Cr. A. No. 306-307/2013 Dated 20/12/2018
5.	<i>Prahlad v. State of Rajasthan</i> (¶¶12)	Cr. A. No. 1794-1796 /2017 Dated 14/11/2018
6.	<i>Sharad Hiru Kolambe v. State of Maharashtra</i> (¶¶9-17)	Cr. A. No. 1209/2018 Dated 20/9/2018
7.	<i>State of Rajasthan v. Mohan Lal</i> (¶¶9-16)	Cr. A. No. 959/2018 Dated 1/8/2018



8.	<i>Ram Iswar Rai v. State of Bihar</i> (¶ 5-8)	Cr. A. No. 188/2015 Dated 9/11/2017
9.	<i>Mukesh and Others v. State for NCT of Delhi and Others</i> (¶¶ 308, 318, 332, 333, 338-341, 344, 345, 347, 352-354, 357, 469, 475, 479, 480, 483, 486, 487, 488, 492, 497, 498, 501, 502, 504, 505)	AIR 2017 SC 2161
10.	<i>Vasanta Sampat Dupare v. State of Maharashtra</i> (¶¶ 4, 5, 6, 10, 13, 14, 18-20)	AIR 2017 SC 2530
11.	<i>Shankar Kisanrao Khade v. State of Maharashtra</i> (¶¶ 19, 22-24, 28, 33, 70, 80, 90, 92, 93, 97-99, 103, 115)	(2013) 5 SCC 546
12.	<i>Vikas Yadav v. State of U.P</i> (¶¶ 17-19, 22, 25-40, 44, 45, 55, 56, 60-71, 74, 75)	AIR 2016 SC 4614
13.	<i>Sunil Damodar Gaikwad v. State of Maharashtra</i> (¶¶ 1-5, 15-28)	(2014) 1 SCC 129
14.	<i>Sangeet & Another v. State of Haryana</i> (¶¶ 11-19, 22-61)	(2013) 2 SCC 452
15.	<i>Shyam Narain v. State of NCT Of Delhi</i> (¶¶ 10, 22)	(2013) 7 SCC 77
16.	<i>Ramnaresh v. State of Chattishgarh</i> (¶¶ 27)	(2012) 4 SCC 257
17.	<i>State Of U.P v. Chhoteylal</i> (¶ 28)	AIR 2011 SC 697
18.	<i>Mulla and Another v. State of UP</i> (¶¶ 38-59)	(2010) 3 SCC 508
19.	<i>State of Madhya Pradesh v. Babulal</i> (¶¶ 19, 20, 23-27)	AIR 2008 SC 582
20.	<i>Ram Deo Chauhan v. State of Assam</i> (¶¶ 4, 25, 44, 47, 49, 50, 54-57)	AIR 2001 SC 2231
21.	<i>Jagmohan Singh v. State of Uttar Pradesh</i> (¶¶ 4-10, 12-30)	(1973) 1 SCC 20
	High Court of Delhi	
1.	<i>Mithlesh Kumar Kushwaha v. State (NCT Of Delhi)</i> (¶¶ 141-158, 161, 165-171, 175, 185, 187-194, 196-199, 201, 202, 240-280)	2015 SCC OnLine Del 12325
2.	<i>Satya Prakash v. State</i> (¶¶ 34-50, 54)	203 (2013) DLT 652
3.	<i>Devender Pal Singh v. State of NCT Of Delhi and Another</i> (¶¶ 30-34)	2002 Cr LJ 2034
	Other High Courts	
1.	<i>Khushwinder Singh v. CBI, Chandigarh</i> (¶¶55-59)	Murder Reference No. 3/ 2018 Dated 24/4/2019 P and H HC
2.	<i>Rabhu alias Sarvesh v State of MP</i> (¶¶36, 57-63)	Cr. A. No. 6748/2018 Dated 17/1/2019 Jabalpur HC
3.	<i>Sarang Malhari Pawar .v State of Maharashtra</i> (¶6)	Cr. A. No. 171/2018 Dated 27/7/2018 Bombay HC
(d)	Admonition	
	Supreme Court	
1.	<i>Mohd. Hashim v. State of UP & Others</i> (¶¶ 7, 20, 21)	AIR 2017 SC 660



2.	<i>Mukesh and Others v. State for NCT of Delhi and Others</i> (¶ 467)	AIR 2017 SC 2161
3.	<i>State v. Sanjeev Bhalla</i> (¶ 27)	2014 (8) SCALE 377
4.	<i>Eliamma and Another v. State of Karnataka</i> (¶ 7)	(2009) 11 SCC 42
	Other High Courts	
1.	<i>State of Punjab v. Harbans Lal</i> (¶11)	1983 Cri LJ 13
(e)	Grant of Probation	
	Supreme Court	
1.	<i>Mohd. Hashim v. State of UP & Others</i> (¶¶ 7-13, 15, 16, 20, 21, 23)	AIR 2017 SC 660
2.	<i>State of Punjab v. Bawa Singh</i> (¶¶ 7, 10)	2015 (1) SCALE 420
3.	<i>State v. Sanjeev Bhalla</i> (¶¶ 7-9, 11, 13, 15, 16, 18-20, 23, 25-28, 31)	2014 (8) SCALE 377
4.	<i>State of Punjab v. Prem Sagar and Others</i> (¶¶ 16, 19, 24)	(2008) 7 SCC 550
	Other High Courts	
1.	<i>Chhabinath Dube and Others v. State of UP</i> (¶¶ 7-17)	1990 (88) ALJ 288
(f)	Grant of Compensation and Imposition of fine	
(i)	Basic Principles	
	Supreme Court	
1	<i>Ankush Shivaji Gaikwad v. State of Maharashtra</i> (¶¶26-42, 45-47, 50, 56, 62)	AIR 2013 SC 2454
	High Court of Delhi	
1.	<i>Chattu Lal v. State</i> (¶¶ 27-30)	Cr. A. No. 524 of 2017 Dated 27.11.2018
(ii)	Rape	
	Supreme Court	
1.	<i>Tekan alias Tekram v. State of Madhya Pradesh</i> (¶¶ 8, 11, 13, 14)	AIR 2016 SC 817
2.	<i>In Re: Indian Woman says gang-raped on orders of Village Court</i> (¶¶ 17, 18)	AIR 2014 SC 2816
3.	<i>Chairman, Railway Board v. Chandrima Das</i> (¶¶ 5, 9, 10)	AIR 2000 SC 988
4.	<i>Bodhisattwa Gautam v. Subhra Chakraborty</i> (¶¶ 6, 18)	AIR 1996 SC 922
5.	<i>Delhi Domestic Working Women's Forum v. Union of India</i> (¶¶ 16, 17)	(1995) 1 SCC 14
	High Court of Delhi	
1.	<i>Gaya Prasad Pal v. State</i> (¶¶ 89, 90, 92-98)	235 (2016) DLT 264
(iii)	Abduction	
	Supreme Court	



1.	<i>Suresh v. State of Haryana</i> (¶¶ 12-14)	AIR 2015 SC 518
(iv)	Murder	
	Supreme Court	
1.	<i>Hari Kishan v. Sukhbir Singh</i> (¶¶ 9-11)	AIR 1988 SC 2127
(v)	Negotiable Instrument	
	Supreme Court	
1.	<i>R. Mohan v. A.K. Vijaya Kumar</i> (¶¶ 10-18)	(2012) 8 SCC 721
2.	<i>K.A. Abbas HAS v. Sabu Joseph</i> (¶¶ 14-31)	(2010) 6 SCC 230
3.	<i>Vijayan v. Sadanandan K</i> (¶¶ 17-23)	2009 Cr LJ 2957
4.	<i>Dilip S. Dahanukar v. Kotak Mahindra Company Limited</i> (¶¶ 8, 25-48, 50, 54-72)	(2007) 6 SCC 528
(vi)	Motor vehicle accident	
	Supreme Court	
1.	<i>Manish Jalan v. State of Karnataka</i> (¶¶ 9-14)	(2008) 8 SCC 225
	High Court of Delhi	
1.	<i>Satya Prakash v. State</i> (¶¶ 14-27, 37-40, 45, 47, 67-82)	203 (2013) DLT 652
(g)	Witness Protection Scheme, 2018	
	Supreme Court of India	
1.	<i>Mahender Chawla v Union of India</i> (¶¶ 26-34)	(2019) 14 SCC 615
(h)	Delhi Witness Protection Scheme, 2015	
	Supreme Court of India	
1.	<i>NHRC v. State of Gujarat</i> (¶¶ 7-10, 13, 15-17, 19-33, 35-42)	(2009) 6 SCC 342
2.	<i>PUCL v. Union of India</i> (¶¶ 51, 53, 55-60)	AIR 2004 SC 456
	High Court of Delhi	
1.	<i>State v. Sidhartha Vashisht</i> (¶¶ 95-107)	201 (2013) DLT 657
2.	<i>Neelam Katara v. Union of India</i> (¶¶ 6-15)	(2003) ILR 2 Delhi 377
(i)	Delhi Victim Compensation Scheme, 2015	
	Supreme Court	
1.	<i>Parivartan Kendra v. Union of India</i> (¶¶ 10, 12, 13, 16, 18-21)	(2016) 3 SCC 571
2.	<i>Tekan v. State of MP</i> (¶¶ 14, 15, 17-19)	AIR 2016 SC 817
3.	<i>Ankush Shivaji Gaekwad v. State of Maharashtra</i> (¶¶ 29, 42, 62)	AIR 2013 SC 2454
	High Court of Delhi	
1.	<i>Deepak Rai v. State</i> (¶¶ 43, 51, 52)	2016 (3) JCC 1710
2.	<i>Gaya Prasad Pal v. State</i> (¶¶ 57, 59, 71, 87, 124-128)	235 (2016) DLT 264
(j)	Victim Impact Assessment	



	Supreme Court	
1.	<i>Mallikarjun Kodagali v State of Karnataka</i> (¶¶33-50)	AIR 2018 SC 5206
(k)	Award of appropriate sentence (Discretion)	
	Supreme Court	
	<i>Soman vs. State of Kerala</i> (¶¶ 12)	(2013)11SCC382
	<i>State of Punjab v. Prem Sagar</i> (¶¶2)	(2008) 7 SCC 550

F. Suggested Readings

S.No.	Title	Citation/ Source
1.	Death in Custody : The Breach of Trust and Its Price, Zia Mody	Zia Mody, 10 Judgments That Changed India (Penguin Books)
2.	Hate crimes in India: An economic analysis of violence and atrocities against scheduled castes and scheduled tribes, Smriti Sharma	Centre for Development Economics; December, 2013 http://www.cdeds.org/pdf/work213.pdf
3.	Laxmipeta: Deadly Combination of Caste and Political Power, Bojja Tharakam	Economic and Political Weekly Vol. 47, Issue No. 28, 14 Jul, 2012; https://www.epw.in/journal/2012/28/web-exclusives/laxmipeta-deadly-combination-caste-and-political-power.html
4.	Judicial Pronouncement and caste, Rakesh Shukla	Economic and Political Weekly Vol. 41, Issue No. 42, 21 Oct, 2006; Pp.4403-4406
5.	Of Caste Massacre And Judicial Impunity: Bloodstains In Bathani Tola And Laxmanpur Bathe, Anand Teltumbde	https://www.countercurrents.org/teltumbde050314.htm
6.	Rising Pendency, Falling Convictions: What Data on SC/ST Act Trials Show, Shalini Nair	http://indianexpress.com/article/explained/rising-pendency-falling-convictions-what-data-on-sc-st-act-trials-show-prevention-of-atrocities-act-5113689/

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