

## INDEX

### Training of Special Executive Magistrates (SEMs) and ACPs

22<sup>nd</sup> - 24<sup>th</sup> August, 2022

#### A. RELEVANT STATUTES REFERRED

S. No.	Title
1.	Constitution of India, 1950
2.	Code of Criminal Procedure, 1973
3.	Delhi Police Act, 1978
4.	Legal Services Authorities Act, 1987
5.	Indian Evidence Act, 1972
6.	Indian Penal Code, 1860
7.	Prison Act, 1894
8.	Protection of Human Rights Act, 1993

#### B. GOVERNMENT SCHEME

S. No.	Title
1.	Bail/ Remand Lawyer's Scheme – Rajasthan Legal Services Authority

#### C. GUIDELINES/HANDBOOK

S. No.	Title
1.	Guidelines for Police Personnel on Various Human Rights Issues, 2010
2.	Handbook on Training of Executive Magistrates-Administrative Training Institute-Government of West Bengal
3.	Human Rights In Prisons by National Human Rights Commission
4.	National Human Rights Commission Guidelines on Polygraph Tests and Arrests

## INTERNATIONAL CONVENTIONS & PROTOCOLS

S. No.	Title
1.	Convention on Legal Aid and Legal Relations in Civil, Family and Criminal Cases, 1993
2.	The European Convention on Human Rights and Policing
3.	United Nations Principles and Guidelines on Access to Legal Aid in Criminal Justice Systems

## E. REPORTS

S. No.	Title	Author	Source
<b>Law Commission of India</b>			
1.	Law Commission of India Report Number 41 on the Code of Criminal Procedure, 1898 (September, 1969)- Volume-I	Law Commission of India, Government of India	<a href="http://lawcommissionofindia.nic.in/1-50/Report41.pdf">http://lawcommissionofindia.nic.in/1-50/Report41.pdf</a>
2.	Law Commission of India Report Number 40 on Law Relating to Attendance of Prisoners in Courts (February, 1969)	Law Commission of India, Government of India	<a href="http://lawcommissionofindia.nic.in/1-50/Report40.pdf">http://lawcommissionofindia.nic.in/1-50/Report40.pdf</a>
3.	Law Commission of India Report Number 37 on the Code of Criminal Procedure, 1899- sections 1 to 176 (December, 1967)	Law Commission of India, Government of India	<a href="http://lawcommissionofindia.nic.in/1-50/Report37.pdf">http://lawcommissionofindia.nic.in/1-50/Report37.pdf</a>
4.	Law Commission of India Report Number 36 on Sections 497, 498 and 499 of the Code of Criminal Procedure, 1898-Grant of Bail with conditions (December, 1967)	Law Commission of India, Government of India	<a href="http://lawcommissionofindia.nic.in/1-50/Report36.pdf">http://lawcommissionofindia.nic.in/1-50/Report36.pdf</a>

5.	Law Commission of India Report Number 14 on Reforms of Judicial Administration-Volume I, II (Year 1958)	Law Commission of India, Government of India	<a href="http://lawcommissionofindia.nic.in/1-50/Report14Vol1.pdf">http://lawcommissionofindia.nic.in/1-50/Report14Vol1.pdf</a>
<b>Other Reports</b>			
1.	3 <sup>rd</sup> National Consultation on Prisoner's Rights, Legal Aid and Prison Reform	Human Rights Law Network (HRLN)	<a href="https://hrln.org/wp-content/uploads/2018/03/National-Cons-Report.pdf">https://hrln.org/wp-content/uploads/2018/03/National-Cons-Report.pdf</a>
2.	Report of the Expert Committee on Legal Aid-Processual Justice to the People-Iyer Committee Report (May, 1973)	V.R. Krishna Iyer, J	<a href="http://reports.mca.gov.in/Reports/15-Iyer%20committee%20report%20of%20the%20expert%20committee%20in%20legal%20aid,%201973.pdf">http://reports.mca.gov.in/Reports/15-Iyer%20committee%20report%20of%20the%20expert%20committee%20in%20legal%20aid,%201973.pdf</a>

## F.CASE LAWS

S. No.	Title	Citation
1.	<b>Constitutional Vision of Criminal Justice</b>	
a.	<b>Right to Legal Aid</b>	
	<b>Supreme Court</b>	
1.	<i>Anita Kushwaha v. Pushap Sudan</i> (¶¶ 21, 27, 30, 31)	(2016) 8 SCC 509
2.	<i>Imitiyaz Ahmad v. State of Uttar Pradesh</i> (¶¶ 40-46, 48, 49)	(2012) 2 SCC 688
3.	<i>Mohammed Ajmal Mohammad Amir Kasab v. State of Maharashtra</i> (¶¶ 411, 434, 436, 437, 464, 475, 479, 484, 488)	AIR 2012 SC 3565
4.	<i>Rajoo @ Ramakant v. The State of Madhya Pradesh</i> (¶ 21)	AIR 2012 SC 3034
5.	<i>Bar Council of India v. Union of India</i> (¶¶ 10, 14, 16, 22, 23)	AIR 2012 SC 3246

6.	<i>Mohd. Hussain @ Julfikar Ali v. The State (Govt. of NCT) Delhi</i> (¶¶ 37, 38)	AIR 2012 SC 750
7.	<i>Tamil Nad Mercantile Shareholders Welfare Association v. S C Sekar</i> (¶¶ 38-40, 44, 45, 47-50, 53, 56, 57)	(2009) 2 SCC 784
8.	<i>State of Punjab and Anr. v. Jalour Singh and Ors.</i> (¶¶ 7, 8, 11, 13)	AIR 2008 SC 1209
9.	<i>P.T. Thomas v. Thomas Job</i> (¶¶ 16, 17, 20)	AIR 2005 SC 3575
10.	<i>Supreme Court Legal Aid Committee v. Union of India</i> (¶ 6)	1998 (2) SCALE 79
11.	<i>Center for Legal Research v. State of Kerala</i> (¶ 1)	AIR 1986 SC 2195
12.	<i>Khatri v. State of Bihar</i> (¶ 5, 6)	AIR 1981 SC 262
13.	<i>Hussainara Khatoon v. State of Bihar</i> (¶ 6)	AIR 1979 SC 1369
14.	<i>Madhav Hayawadanrao Hoskotv. State of Maharashtra</i> (¶¶ 17,18)	AIR 1978 SC 1548
15.	<i>Sheela Barse v. State of Maharashtra</i> (Supreme Court)	1983 AIR 378, 1983 SCR (2) 337
16.	<i>Suk Das v. Union Territory of Arunachal Pradesh</i>	1986 AIR 991, 1986 SCR (1) 590
17.	<i>Francis Coralie v.. Union Territory of Delhi</i>	1981 AIR 746, 1981 SCR (2) 516
18.	<i>Bhola Kumhar v. State of Chhattisgarh</i>	CRIMINAL APPEAL NO. 937 OF 2022 (Arising out of SLP(Crl.)No.2426 of 2022) D.O.D. 09.05.2022
19.	<i>Supreme Court in The Secretary to Government, Public (Law and Order-F) and another v. Nabila and another</i> (33)	2015 (12) SCC 127.
20.	<i>Mallada K Sri Ram v. The State of Telangana &amp; Ors</i> (¶15)	SLP(Crl) No 1788 of 2022) D.O.D. 04.04.2022
21.	<i>Anokhilal v. State of Madhya Pradesh</i>	Criminal Appeal Nos.62-63 of 2014 D.O.D. 18.12.2019
	<b>High Court of Delhi</b>	
1.	<i>Mumtaz v. State (Government of NCT of Delhi)</i> (¶ 2, 3)	2013 SCC Online Del 6384
2.	<i>Mohd. Hussain @ Julfikar Ali v. State (Govt. of NCT) Delhi</i> (¶ 22)	192 (2012) DLT 393
3.	<i>Abul Hassan and NLSA v. Delhi Vidyut Board &amp; Ors.</i> (¶¶ 2-10)	AIR 1999 Delhi 88
	<b>Other High Courts</b>	
1.	<i>Shaik Nazneen v. The State of Telangana &amp; Ors</i> (¶17,18)	CRIMINAL APPEAL NO. 908 OF 2022 (@ SLP (CRL. )NO. 4260 OF 2022

		D.O.D. 22 06 2022
	<b>Preventive Arrest and Justice</b>	
	<b>Supreme Court</b>	
1.	<i>Rajender Singh Pathania v. State</i> (¶¶ 14, 15)	(2011) 13 SCC 329
2.	<i>Francis Coralie v. Union Territory of Delhi</i>	1981 AIR 746, 1981 SCR (2) 516
3.	<i>The Secretary to Government, Public (Law and Order-F) and another v. Nabila and another.</i>	SLP (Criminal) No.4199 of 2013 2015 (12) SCC 127
4.	<i>Mallada K Sri Ram v. The State of Telangana &amp; Ors</i>	SLP(Crl) No 1788 of 2022 D.O.D. 04.04.2022
	<b>High Courts</b>	
1.	<i>Sathi Sundaresh s/o Somayya, Member of Zila Panchayath and Others v. The State PSI of Madigere Police Station and the Taluk Executive Magistrate</i> (¶¶ 3, 4, 6-10)	2007 (4) Kar LJ 649
2.	<i>Ahmed Noormohmed Bhatti v. State of Gujarat</i> (¶¶ 2, 4-11)	AIR 2005 SC 2115
2.	<b>Criminal Procedure Code, 1973</b>	
a.	<b>Duties of Special Executive Magistrate</b>	
	<b>Supreme Court</b>	
1.	<i>Shaikh Umar Ahmed Shaikh &amp; Anr. v. State of Maharashtra</i> (¶¶ 5-8)	AIR 1998 SC 1922
b.	<b>Separation of Magisterial and Executive Powers</b>	
	<b>High Court</b>	
1.	<i>Sukhdev Singh Dhindsa and Another v. The State of Punjab and Anothe</i> (¶¶ 11, 16, 18-21)	1985 Cri LJ 1739
c.	<b>Section 107, 151, Code of Criminal Procedure</b>	
	<b>Supreme Court</b>	
1.	<i>Medha Patkar v. State of Madhya Pradesh</i> (¶¶ 24-28)	2008 Crl LJ 47
2.	<i>R.D. Upadhyay v. State of Andhra Pradesh</i> (¶¶ 3, 4)	1999 (1) SCALE 139
3.	<i>Joginder Kumar v. State of Uttar Pradesh</i> (¶¶ 10, 12-14, 17, 19)	(1994) 4 SCC 260
4.	<i>State of Maharashtra &amp; Ors. v. Mohammed Salim Khan &amp; Ors.</i> (¶¶ 15-19)	(1991) 1 SCC 550
5.	<i>Madhu Limaye and Others v. SDM, Monghyr</i> (¶¶ 33, 34, 37, 38, 49, 52, 53, 62, 66)	(1970) 3 SCC 746
6.	<i>Ram Mehar Singh vs State of NCT Of Delhi</i> (¶8,12,13)	SLP(Crl.) Nos. 5998-

		5999 of 2008) D.O.D. 12.08.2011
	<b>High Court of Delhi</b>	
1.	<i>Aldanish Rein v. State of NCT of Delhi &amp; Anr</i> (¶¶ 17-48, 54-71)	W.P (Crl.) No. 2039 /2018 D.O.D: 1/11/2018
2.	<i>Asha Pant v. State</i> (¶¶ 13, 14, 16-20)	2008 (102) DRJ 216
3.	<i>Moinuddin v. State</i> (¶¶ 1, 2)	W.P. (C) 6046/2008 D.O.D. 27/10/2009
4.	<i>Tavinder Kumar v. State</i> (¶¶ 7-9, 12-16)	40 (1990) DLT 210
5.	<i>Sunil Batra v. Commissioner of Police</i> (¶¶ 1, 4, 6)	(1985) ILR 1 Del 694
6.	<i>Sanjeev Kumar Singh v. State of NCT of Delhi</i>	W.P (Crl) 264/2007 D.O.D. 25.02.2008
7.	<i>Purshottam Ramanani v. State of NCT of Delhi</i> (¶¶ 7-9)	WP (Crl) 1392/2007 D.O.D. 28.02.2008
8.	<i>Keshav Kumar v. State</i>	W.P (Crl.) 2448/2007 D.O.D. 25.02.2008
	<i>Other High Courts</i>	
1.	<i>Pravin Vijaykumar Taware v. Special Executive Magistrate</i> (¶¶ 6-9)	2009 (111) Bom LR 3166
2.	<i>Surendra Ramchandra Taori v. State of Maharashtra</i> (¶¶ 12-14)	2001 (4) Mh LJ 601
3.	<i>Chandraban s/o Ram Dhengle v. Indarbai s/o Chandrabhan Dhengle</i> (¶¶ 17-21)	1998 (1) Mh LJ 234
4.	<i>Christalin Costa v. State of Goa and Ors.</i> (¶¶ 7, 8)	1993 (1) Bom CR 688
5.	<i>Arunsingh v. State of Madhya Pradesh</i> (¶ 7)	1984 CrLJ 1616
<b>d.</b>	<i>Personal and Surety Bonds</i>	
	<i>Supreme Court</i>	
1.	<i>Rajesh v. State of Maharashtra</i> (¶¶ 10-13)	2006 SCC Online 567
2.	<i>Raghubir Singh and Others v. State of Bihar</i> (¶ 20)	(1986) 4 SCC 481
	<i>High Court of Delhi</i>	
1.	<i>Shri Vimal Kumar and Another v. The State and Others</i> (¶¶ 7-12)	(1990) 42 DLT 601
2.	<i>Azad Khan v. State (NCT OF DELHI)(Order)</i>	CRL.M.C 1438/2021 D.O.D. 11.10.2017 by High Court of Delhi
	<i>Other High Courts</i>	
1.	<i>Shirish, s/o Hiralal Choudhary v. The State of Maharashtra and Others</i> (¶¶ 3, 11, 13)	2017 SCC Online Bom 906
2.	<i>Balasaheb s/o Sadanand Bhagat v. The State of Maharashtra and Others</i> (¶¶ 13, 26-30)	2014 SCC Online Bom 1167
3.	<i>Rajesh v. State of Maharashtra</i> (¶¶ 10-13)	2006 SCC Online Bom

		567
4.	<i>Surendra Ramchandra Taori v. State of Maharashtra</i> (¶ 13)	2001 (4) Mh LJ 601
<b>e.</b>	<i>Judicial Remand</i>	
	<i>Supreme Court</i>	
1.	<i>Rakesh Kumar Paul v. State of Assam</i> (¶¶ 10-18, 28-32)	(2017) 15 SCC 67
2.	<i>Asha Ranjan v. State of Bihar</i> (¶¶ 3-5)	2016 (10) SCALE 2
3.	<i>Suresh Kumar Bhikamchand Jain v. State of Maharashtra</i> (¶¶ 13-19)	(2013) 3 SCC 77
4.	<i>Manubhai Ratilal Patel v. State of Gujarat</i> (¶¶ 23-25)	(2013) 1 SCC 314
5.	<i>Sadhwi Pragyna Singh Thakur v. State of Maharashtra</i> (¶¶ 17, 18, 20, 21)	2011 (10) SCALE 771
6.	<i>Mithabhai Pashabhai Patel v. State of Gujarat</i> (¶¶ 22-25)	(2009) 6 SCC 332
7.	<i>Jeewan Kumar Raut v. Central Bureau of Investigation</i> (¶¶ 20, 26)	AIR 2009 SC 2763
8.	<i>State of Karnataka v. Pastor P. Raju</i> (¶8)	AIR 2006 SC 2825
9.	<i>Uday Mohanlal Acharya v. State of Maharashtra</i> (¶¶ 5-14, 20, 21, 24, 25, 32)	(2001) 5 SCC 453
10.	<i>Rajeev Choudhary v. State (N.C.T) of Delhi</i> (¶¶ 4, 5)	AIR 2001 SC 2369
11.	<i>Sanjay Dutt v. State</i> (¶¶49, 52, 57)	1995 Cri. LJ 477
12.	<i>Central Bureau of Investigation, Special Investigation Cell-I, New Delhi v. Anupam J. Kulkarni</i> (¶¶ 4, 6, 9, 13)	(1992) 3 SCC 141
13.	<i>In the matter of Madhu Limaye and Others</i> (¶ 12)	AIR 1969 SC 1014
14.		
	<i>High Court of Delhi</i>	
1.	<i>Ramber Shokeen v. State of NCT of Delhi</i> (¶¶ 5-8, 52-60)	2017 Indlaw DEL 1645
2.	<i>Lalit K. Bhanot v. CBI</i> (¶¶4-6)	2011 VI AD (Delhi) 32
3.	<i>Narcotics Control Bureau v. Ashok Mittal</i> (¶¶ 4, 5, 7, 8)	2011 Cri LJ 1874
4.	<i>Raj Kumar Aggarwal v. Director General, Central Excise and Another</i> (¶¶7, 9, 11-13, 15, 18)	147 (2008) DLT 1
5.	<i>Pradeep Mehta v. State and Another</i> (¶¶ 11, 15)	2006 (91) DRJ 384
6.	<i>Nitin Nagpal v. State</i> (¶¶7, 16-19)	2006 (90) DRJ 745
7.	<i>Bipin Babu Gupta v. State</i> (¶¶3, 4)	94 (2001) DLT 910
	<i>Other High Courts</i>	
1.	<i>Chandra Dev Ram Yadav v. State of U. P.</i> (¶ 11)	2014 (1) ALJ 210
2.	<i>Parmatma Prasad Mishra and 10 others v. State of UP and Another: Section 116(3)</i>	- APPLICATION U/S 482 No. - 14511 of 2021 D.O.D. 29.11.2021
3.	<i>Shiv Kumar Verma And Another v. State Of U.P. And 3 Others</i> (¶¶ 12,13,14,15):(Section116(3))	CRIMINAL MISC. WRIT PETITION No. - 16386 of 2020 D.O.D. 11.06.2021

## G. SUGGESTED READINGS

S. No.	Title	Author	Citation
<b>Constitutional Vision of Justice</b>			
1.	10 Basic Human Rights Standards for Law Enforcement Officers	Amnesty International	<a href="https://www.amnesty.org/download/Documents/156000/pol300041998en.pdf">https://www.amnesty.org/download/Documents/156000/pol300041998en.pdf</a>
2.	Right against Arbitrary Arrest and Detention under Article 9 of the Covenant as recognized and Protected under the Indian Law	B. P. Srivastava	<a href="https://www.jstor.org/stable/43950009">https://www.jstor.org/stable/43950009</a>
3.	State of the Indian Judiciary(2016) Institutional Dimensions of 'Access and Justice'	Chandan Gowda	<a href="http://dakshindia.org/state-indian-judiciary/">http://dakshindia.org/state-indian-judiciary/</a>
4.	Legal Mechanism for Harmonising Liberty and Security in Social Order: A critical study of the safeguards provided in the Constitution and Criminal Jurisprudence in India	Devendra Kumar Arora	(2013) 7 SCC J-6
5.	The Right to Liberty and the Prohibition of Preventive Detention	Helena Solà Martín	<a href="https://www.abo.fi/wp-content/uploads/2018/03/2012-Sola-Martin-Right-to-liberty-and-prohibition-of-preventive-detention.pdf">https://www.abo.fi/wp-content/uploads/2018/03/2012-Sola-Martin-Right-to-liberty-and-prohibition-of-preventive-detention.pdf</a>
6.	Access to Justice	Justice M. Jagannadha Rao, Former Chairman, Law Commission of India	<a href="http://www.delhihighcourt.nic.in/library/articles/Access%20to%20justice.pdf">http://www.delhihighcourt.nic.in/library/articles/Access%20to%20justice.pdf</a>
7.	Consultation Paper on Law Relating to Arrest	Law Commission of India, Government of India	<a href="http://lawcommissionofindia.nic.in/reports/177rpt2.pdf">http://lawcommissionofindia.nic.in/reports/177rpt2.pdf</a>
8.	Tracheotomy of Infernality in Arrest and Detention Laws	M. Afzal Wani, Professor of Law and Former Dean, USLLS, GGSIP University	<a href="https://www.jstor.org/stable/43953504">https://www.jstor.org/stable/43953504</a>
9.	The Independence of the Judiciary- A Third World Perspective	Yash Vyas	<a href="https://scholar.valpo.edu/cgi/viewcontent.cgi?article=1060&amp;context=twls">https://scholar.valpo.edu/cgi/viewcontent.cgi?article=1060&amp;context=twls</a>
10.	Separation of Powers and the Criminal Law	Rachel E. Barkow	Stanford Law Review Vol. 58, No. 4 (Feb.,



			2006), pp. 989-1054  <a href="https://www.jstor.org/stable/40040287">https://www.jstor.org/stable/40040287</a>
11.	ORIENTATION OF JODHPUR REMAND AND BAIL LAWYERS APPEARANCE- INTERVENTION- MONITORING(Duties of remand advocates)	Jointly Organized by District Legal Services Authority (DLSA), Jodhpur and Commonwealth Human Rights Initiative (CHRI)	<a href="https://www.humanrightsinitiative.org/download/14571591722015%20Orientation%20of%20Remand%20&amp;%20Bail%20Lawyers%20in%20Jodhpur.pdf">https://www.humanrightsinitiative.org/download/14571591722015%20Orientation%20of%20Remand%20&amp;%20Bail%20Lawyers%20in%20Jodhpur.pdf</a>
<b>Legal Services Authority Act, 1987</b>			
1.	Needs Assessment Study of Legal Service Authorities	Multiple Action Research Group (MARG)	<a href="http://www.undp.org/content/dam/india/docs/DG/needs-assessment-study-of-selected-legal-services-authorities.pdf">http://www.undp.org/content/dam/india/docs/DG/needs-assessment-study-of-selected-legal-services-authorities.pdf</a>
2.	Efficacy of the Legal Services Authority Act	Shodhganga	<a href="http://shodhganga.inflibnet.ac.in/bitstream/10603/12650/11/11_chapter%207.pdf">http://shodhganga.inflibnet.ac.in/bitstream/10603/12650/11/11_chapter%207.pdf</a>