



ONE SENTENCE IMPORTANT CASE LAW- BNS/IPC

**Mobarik Ali Ahmed Vs. The State of Bombay, AIR 1957 SC 857**

**S -1** (Applicability of the Sanhita to Foreigner)

**Central Bank of India Vs Ram Narain, AIR 1955 SC 36 S-1**(offences committed beyond the territories of India)

**R.S. Nayak Vs. A.R. Antulay and another, AIR 1986 SC 2045 S-2** (MLA not a Public Servant)

**Subed Ali and Ors. Vs. The State of Assam, AIR 2020 SC 4657 (S -3(5))**

(Common intention - Active physical role not necessary)

**Pandurang Vs. State of Hyderabad, AIR 1955 SC 216 (S -3(5))**

[Common Intention on the Spot]

**Barendra Kumar Ghosh Vs. King Emperor AIR 1925 PC 1** (Post Master murder case/ Alipur Conspiracy case), **(S -3(5)) (Common intention)**

**Mahboob Shah Vs. Emperor (Indus River case), AIR 1945 PC 118 (S -3(5))**

(Same or Similar intention is not Common intention)

**Bachan Singh Vs. State of Punjab, AIR 1980 SC 898 & Machhi Singh Vs. State of Punjab, 1983 (3) SCC 470 S-4** (Guidelines for death sentence)

**Gopal Vinayak (G.V) Godse Vs. State of Maharashtra, AIR 1961 SC 600 S-5** (Life imprisonment /Commutation of sentence)

**Regina Vs. Dudley and Stephens (1884) - S-19** (Doctrine of self-preservation)

**Basdev Vs. State of Pepsu, AIR 1956 SC 488 S-23 & 24**(Defence of intoxication)

**Director of Public Prosecution Vs. Beard, (1920) AC 479 S-23 & 24** (Requirement of Specific intention- Defence of intoxication)

**Puran Singh Vs. State of Punjab, AIR 1975 SC 1674 S-35**(Trespasser can exercise the right of private defence of the property)

**Dayabhai Chhaganbhai Thakkar Vs. State of Gujarat, AIR 1964 SC 1563 S-36** (Plea of insanity)

**R. Vs. Daniel McNaughten, 1843. RR 59** (McNaughten Rule) **S-36 (Right and wrong test - Plea of insanity)**

**Mohd. Anwar Vs. State (NCT of Delhi), (2020) 7 SCC 391 S-36** (Defence of unsoundness of mind)

**Durham (Durham Rule) Vs. United States, 94 U.S. App. D.C. 228 S-36**(Plea of Insanity – No responsible for the unlawful Act)

**Deo Narain Vs. State of Uttar Pradesh AIR 1973 SC 473 S - 40**(Right to private defence of body commencement)

**Kehar Singh Vs. State, AIR 1988 SC 1883 S-61** (**PM murder** - Rarest of rare case/Circumstantial evidence to prove conspiracy)

**State of Tamil Nadu Vs. Nalini, AIR 1999 SC 2640** Rajiv Gandhi Assassination case **S-61** (Agreement perse is offence of conspiracy)

**State of Maharashtra Vs. Mohd. Yakub, AIR 1980 SC 1111 S-62** (Narrow interpretation of word 'Attempt' would defeat the purpose)

**Abhayanand Mishra Vs. State of Bihar, AIR 1961 SC 1698 S-62** (No Penultimate Act required for Attempt)

**Sudhir Kumar Mukherjee Vs. State of West Bengal, AIR 1973 SC 2655 S-62**(Distinction between preparation and attempt)

**Malkiat Singh Vs. State of Punjab, AIR 1970 SC 713 S-62**(Distinction between preparation and attempt)

**Independent Thought Vs. Union of India (UOI) and Ors., AIR 2017 SC 4904**

**S-63** (Age of marital rape)

**Tukaram Vs. State of Maharashtra,(Mathura Case ) AIR 1991 SC 185 S-63**  
(Sexual intercourse/Passive submission not amount to rape)

**Anurag Soni Vs. State of Chhattisgarh, AIR 2019 SC 1857 S-69** (Consent on false pretext of marriage)

**Mrs. Rupan Deol Bajaj Vs Kanwar Pal Singh Gill & Anr , 1996 AIR S.C 309 S -79**  
(Butt slapping case– Insult the modesty of woman)

**Reg Vs. Govinda, (1877) ILR 1 Born 342 S-100&101**(Distinction between Culpable Homicide and Murder)

In **K.M. Nanavati Vs. State of Maharashtra, AIR 1962 SC 605 – S 101** (Test of Sudden and grave provocation - Murder exception)

**Rawalpenta Venkalu Vs. State of Hyderabad, AIR 1956 SC 171 S-103**(Intention can be read from conduct)

**Virsa Singh Vs. The State of Punjab, AIR 1958 SC 465 (S 103(1))** [Injury inflicted by Appellant satisfied the requirement of murder punishment]

**Stalin Vs. State represented by the SI (Tamilnadu), AIR 2020 SC 4195 (S-103)**  
(Even single injury, Section 302 IPC would be attracted)

**Mithu Singh Vs. State of Punjab, AIR 1983 SC 473 S -104** (S- 303(Punishment for murder by life- convict) of IPC held unconstitutional)

**Jacob Mathew Vs. State of Punjab, (2005) 6 SCC 1 S-106** (Rash or Negligent act in Medical Treatment)

**SK Khaja Vs. State of Maharastra 2023 (4) Criminal CC121 S-109** (Simple injury can lead to attempt to murder)

**Om Prakash Vs. State of Punjab, AIR 1961 SC 1782 S-109**(Act includes series of act & proximate act- Attempt to murder)

**Varadarajan Vs. State of Madras, AIR 1962 SC 942 S-137** (Kidnapping minor – taking or allowing)

**Kedar Nath Singh Vs. State of Bihar, AIR 1962 SC 955 S -152** (Constitutionality of sedition)

**Nanak Chand Vs. State of Punjab, AIR 1955 SC 274 S-3(5) & S190**

(Common Intention **Vs** Common Object)

**K.N. Mehra Vs. State of Rajasthan, AIR 1957 SC 369 S-303**(Temporary retention of property is enough for theft )

**Satishchandra Ratanlal Shah Vs. State of Gujarat, AIR 2019 SCC 1538**

**S -316 & 318**(Dishonest intention from initial stage)

**Sherras Vs. De Rutzen, (1895) 1 QB 918** (Strict liability offence /Absence of Mens Rea)

**R.Vs. Tolson, (1889) 23 QBD 168** (Marriage under good faith)

**State of Maharashtra Vs. Mayer Hans (M.H.) George, AIR 1965 SC 722** (Mens rea is excluded)

**R Vs. Prince, (1875) LR 2 CCR 154** (Mistake is no defence if the act is wrongful/ Mens rea is excluded)

**T. V. Vaitheeswaran Vs State of Tamil Nadu AIR 1983 SC 361.** (Delay in executing a death sentence is violation of Article 21 of Constitution of India.)

**P. Rathinam Vs. Union of India, AIR 1994 S.C.** (Constitutional validity of attempt to suicide)

**Navtej Singh Johar& Ors. Vs. Union of India, (2018) 10 SCC1** (Unnatural offences is unconstitutional)

**Joseph Shine Vs. Union of India, (2024)2 SCC 334** (Striking down Adultery under IPC/BNS)

