



Newsletter

A Bi-monthly Newsletter of
The Centre for Excellence in Criminal Law

Upcoming

The Centre for Excellence in Criminal Law is coming up with its Journal Issue 1 “The ICFAI Journal of Criminal Law”.

Events Organized

- Webinar on Law and Correctional Administration in India amidst COVID-19
- Webinar on ‘Psychological Techniques in Crime Investigation’
- Panel Discussion on “India’s Internal Security Challenges – Policing in Pandemic Times”
- Webinar on Cyber Crime Investigation: Forensic Stratagems
- Webinar on Criminal Justice System and Police Administration During Covid-19
- Webinar on Aesthetics of victims in the Criminal Justice system: Emerging Trends.

Editorial Board

Dr. KS Rekh Raj Jain

Dr. T. Himavathi

Mr. Sumanta Meher

Mrs. Charu Modi

Anwasha Panigrahi

Center Coordinator’s Message

The Centre for Excellence in Criminal Law was formed in January, 2020. The Centre for Excellence in Criminal Law forms the pedestal to create awareness about the forgotten issues concerning crime and criminal law. It is seeking to involve all stakeholders including professionals, academic and non-academic member and students to immerse them to undertake extensive research and allied activities for contributing towards various issues pertinent to the criminal justice system. It aims to provide viable forum for discussion on the modern approaches to criminal law. The ultimate philosophy of the centre remains promoting thoughts seeking to make the world a humanitarian place where crime prevention is the ultimate goal and offenders being tackled in a wise manner. The centre strives to extend its philosophy both to the individual and institutional level as their involvement and insights will be pivotal towards the betterment of means of control mechanisms in our society.

Criminal Law Honours Introduced

The Faculty of the law school introduced honours in Criminal Law subjects to our B.A. L.L.B and B.B.A. L.L.B courses. After due process, the students are now being offered eight individual courses to choose from, giving effect to the Choice Based Credit System. The subjects are a careful selection seeking to venture into the most intriguing aspects of crime and criminal law. The students have successfully selected ‘Policing and Police Administration’ and ‘Crimes against Women and Children’ as their subjects of choice this semester.

ACHIEVEMENTS

- Dr. K S Rekhraj Jain, Assistant Professor was awarded the Best Researcher Award in the field of Law for the year 2019-2020 by the Innovation Society of India.
- Dr. K S Rekhraj Jain and Ms. A Panigrahi participated in the 4th International Conference of SASCV in Ahmedabad in January 2020.
- Mr. Sumanta Meher successfully defended his PhD viva-voce on 15th December 2020 under the guidance of Dr. S. R. Subramanian from Rajiv Gandhi School of Intellectual Property Law, IIT Kharagpur.
- Ms. Anwasha Panigrahi participated in the RJ World eConference, 2020.

WEBINARS

ICFAI Centre for Excellence in Criminal Law
ICFAI Law School, Hyderabad
Email: cenexcrime@ifheindia.org

Webinar on
“Law and Correctional Administration in India amidst COVID-19”

Date: JUNE 15, 2020
5.00 PM - 7.00 PM (IST)

Speakers:
 Dr. M.R. Ahmed, Former Inspector of Prisons, A.P.
 Dr. Upneet Lalli, Deputy Director Institute of Correctional Administration, Chandigarh.
 Mr. Mukesh Kumar, Additional Vice Principal, Punjab Jail Training School, Patiala.

Faculty Coordinators:
 Dr. K.S. Rekhranj Jain, Asst. Professor, ICFAI Law School, Hyderabad.
 Ms. Anvesha Panigrahi, Asst. Professor, ICFAI Law School, Hyderabad.
 Mr. Dilip Sharma, Asst. Professor, ICFAI Law School, Hyderabad.

Registration Link: <https://forms.gle/3200743131008>

Organized a national webinar on Law and Correctional Administration in India amidst Covid-19, on 15th June, 2020. The webinar was graced by eminent experts Dr. M.R Ahmed, Former Inspector of Prisons, A.P, Dr. Upneet Lalli, Deputy Director Institute of Correctional Administration, Chandigarh, Mr. Mukesh Kumar, Additional Vice Principal, Punjab Jail Training School, Patiala. The webinar focused on the rendering of criminal justice in the present Covid scenario with regard to the functioning of the prisons and the reformatory measure taken. The webinar also highlighted the point of criminal aspects conducted by the virtual courts by taking all due care of Rule of Law and Principles of Natural Justice in administrating the justice.

‘Psychological Techniques in Crime Investigation’ on November 20, 2020 with the help of Telangana State Forensic Science Laboratory. We were privileged to host Dr. Anita Evangelin, Joint Director, TSFSL as our esteemed speaker for the event. She grasped the audience present not only with rich subject content and interesting case studies but also her captivating delivery abilities. The participants were enlightened about different psychological techniques which are involved in crime investigation in the Indian context and a discussion regarding the legality of such techniques was healthily held. Dr. Evangelin also threw light on how the resultant of such techniques is appreciated by the court as evidence in criminal cases.

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Webinar on
“Psychological Techniques in Crime Investigation”

Date: 20th November, 2020
11.00 AM (IST)

Registration:
<https://forms.gle/7vgBp3bPa5nT6LyS7>

Coordinators:
 Prof. A.V. Narsimha Rao, Director, ICFAI Law School, Hyderabad.
 Dr. K.S. Rekhranj Jain, Asst. Professor, ICFAI Law School, Hyderabad.
 Ms. Anvesha Panigrahi, Asst. Professor, ICFAI Law School, Hyderabad.

Dr. Anita Evangelin
J.D. (Admn) HFAC Adat. Director, Telangana Forensic Science Laboratory.

A Panel Discussion with honoured guests was organized in collaboration with Centre for Human Security Studies on the very pertinent topic **“India’s Internal Security Challenges – Policing in Pandemic Times”** on 16th August, 2020. The programme was moderated by Dr. Ramesh Kannaganti and Dr. A V N Rao (Director, ICFAI Law School, Hyderabad), Mr. N Sanjay (IPS) and Dr. Gajarao Bhoopal (IPS) were the panelists. The discussion was an eye opener to the challenges faced by the Indian Police during the pandemic times including risks undertaken by the police officers and maintenance of law and order. The participants of the event included prominent academicians, former judges, legal professionals and students.

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Webinar on
“Cyber Crime Investigation: Forensic Stratagems”

Date: JULY 27, 2020 2.00 PM - 4.00 PM (IST)

Registration:
<https://forms.gle/4TSnhSN9JKZus7gh8>

Coordinators:
 Dr. K.S. Rekhranj Jain, Asst. Professor, ICFAI Law School, Hyderabad.
 Ms. Anvesha Panigrahi, Asst. Professor, ICFAI Law School, Hyderabad.
 Mr. Dilip Sharma, Asst. Professor, ICFAI Law School, Hyderabad.

Ms. Anjana. K., Cyber Forensic Expert, Scientific Officer, Telangana State Forensic Science Laboratory, Hyderabad.

The Centre successfully conducted a webinar on **“Cyber crime investigation: Forensic Stratagems”** on 27th July, 2020 in collaboration with the Telangana State Forensic Science Laboratory. Ms. Anjana K, a Cyber Forensic Expert from TFSL, Hyderabad was the distinguished speaker in the event. She shared her experiences dealing with such kind of forensic evidence and the issues pertinent therein. The webinar was very informative as regards the functioning of various cyber forensic equipments and use of various techniques to extract and examine cyber forensic evidence. The procedure of such evidence being collected from the crime scene to presenting it as admissible evidence in court was also discussed. The event saw participation of students, academicians, legal and police personnel.

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Webinar on
“Criminal Justice System and Police Administration During Covid-19: A Social Pluralism”

Date: **JULY 25, 2020**
4.00 PM - 6.00 PM (IST)

Justice K C Bhanu
Former Judge,
High Court of AP & Telangana

Mr. M Malakondayya
Former Director General of Police,
Government of Andhra Pradesh

Justice B Prakash Rao
Former Judge,
High Court of AP & Telangana

Prof. A.V. Narasimha Rao
Director,
ICFAI Law School, Hyderabad

Registration Link: <https://forms.gle/MAP6VWv6fum6ajAH9>

Under the able guidance of our esteemed Director Prof. Dr. A V N Rao, a webinar was conducted with a panel of distinguished guests on “Criminal Justice System and Police Administration During Covid-19: A Social Pluralism” on 25th July, 2020. The webinar was graced by luminaries including Hon’ble Justice K C Bhanu, Hon’ble Justice B Prakash Rao and Mr. M Malakondayya. The discussion was gathered around the pluralism in the functioning of police personnel during the pandemic and how the criminal justice system is dealing with the situation. Academicians, police and legal

persona, researchers and students from all over the country participated in the webinar.

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Webinar on
AESTHESIS OF VICTIMS IN CRIMINAL JUSTICE SYSTEM: EMERGING TRENDS

Distinguished Speakers

Hon’ble Mr. Justice Ved Prakash
Chairman,
Madhya Pradesh Law Commission

Prof. S.P. Srivastava
Professor,
National Judicial Academy, India

Prof. A.V. Narasimha Rao
Director,
ICFAI Law School, Hyderabad

Prof. Alsha Srivastava
Faculty Co-ordinator,
ICFAI Law School, Hyderabad

Prof. Dipu Sharma
Faculty Co-ordinator,
ICFAI Law School, Hyderabad

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THU 2nd JULY 2020
4:00 PM
Indian Standard Time

The centre successfully organised a webinar on **Aesthesis of victims in the Criminal Justice system: Emerging Trends** on 2nd July, 2020. Hon’ble Justice Shri Ved Prakash, Professor S. P. Srivastava and Professor A V Narasimha Rao were the speakers on the occasion. The significance of the position of the victim as being centralized in the criminal justice system was enunciated in the webinar. The erudite speakers gave interesting insights into the emerging victimological trends and approaches taken by the Hon’ble Supreme Court and High Courts of the country in this regard. The participation in the webinar was ample by students, teaching and research professionals, lawyers, judges and others.

Case Law

RECENT JUDGMENTS

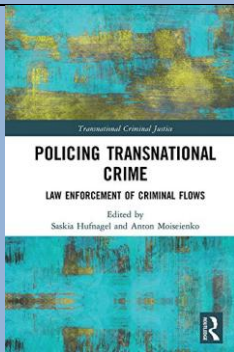
The Hon’ble Supreme Court of India has this year given several landmark judgments starting with the suo motu release of under trial prisoners due to the contagion of Covid 19 to upholding several procedural and substantive criminal law provisions in various cases. Some of the judgments by the apex court are as below:

1. In the case of **Gangadhar @ Gangaram Vs. State Of Madhya Pradesh**, the court upheld basic tenets of justice by declaring investigation in the case to be ‘casual, perfunctory and shoddy’ as a prima facie case couldn’t be established beyond reasonable doubt against the accused, who was prosecuted for offences under the NDPS Act, 1985 merely by the reason of owning a house where such substances were found. The court also held that the appellant was denied the right to a fair investigation falling under the purview of Article 21 of the Constitution. The High Court and the trial court were condemned for gross misappreciation of evidence.
2. The apex court once again upheld the right of the accused to adequate defence by providing emphasis of statements recorded under section 313 CrPC, 1973. The opportunity given to the accused under section 313 is crucial and any alternate version of events of the case or interpretation provided by the accused himself should be carefully analysed and considered by the court. This was held in the case of **Parminder Kaur @ P.P.Kaur @ Soni Vs. State Of Punjab**.
3. The case which has gained the most limelight in the past few months is the case concerning the unnatural death of Sushant Singh Rajput. Where two state governments presented arguments of taking up the investigation under their respective jurisdictions, the Supreme Court looking into the

necessities in the case regarding impartiality of investigation and for instilling public confidence in the justice system invoked its powers under the constitution and not only approved the ongoing CBI investigation but also directed the CBI to investigate any new case registered in the matter. (*Rhea Chakraborty Vs. State Of Bihar*).

4. In the case of *Preet Pal Singh Vs. State Of Uttar Pradesh*, the hon'ble court set aside an erroneous order of the Uttar Pradesh High Court granting bail to the accused by suspended execution of sentence. The apex court noted that without recording its reasons, the High Court had casually suspended the execution of the sentence without having or recording sufficient reasons for the same. The case was concerning a dowry death and the accused was rightfully convicted by the trial court.
5. The Bombay High Court in *Satish Ragde v. State of Maharashtra and Libnus v. State of Maharashtra* interpreted the meaning of Sexual Assault on minor girls under the POCSO Act, 2012 in relation to the provisions of outraging modesty of women under section 354 of IPC, 1860.

New Books

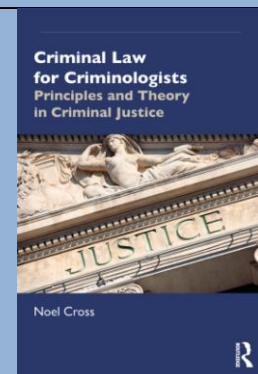


Policing Transnational Crime: Law Enforcement of Criminal Flows

By Saskia Hufnagel, Anton Moiseienko,
Routledge Publications, 2020.

Criminal Law for Criminologists: Principles and Theory in Criminal Justice

By Noel Cross, Routledge Publications, 2020.



The Oxford Handbook of International Criminal Law,

Edited by Kevin Heller, Frédéric Mégret, Sarah Nouwen, Jens Ohlin,
and Darryl Robinson,

OUP 2020

