

Appendix 1: Medicolegally Important Sections and Acts

Note

1. ^Q indicates a potential question [theory, viva, MCQ]. They have also been rendered in bold type. Other sections may be remembered for extra credit.
2. This appendix is meant to help the student quickly revise important sections. For details, chapter number mentioned must be referred to.

I. IPC

Chapter II: General Explanations [S 6-52A]

1. S.44^Q. Definition of Injury - ch 11.
2. S.51. Oath - The word "oath" includes a solemn affirmation substituted by law for an oath, and any declaration required or authorized by law to be made before a public servant or to be used for the purpose of proof, whether in a Court of Justice or not - ch 1.

Chapter IV: General Exceptions [S 76-106]

3. S.80. Accident in doing a lawful act — Nothing is an offence which is done by accident or misfortune, and without any criminal intention or knowledge in the doing of a lawful act in the lawful manner by a lawful means and with proper care and caution - ch 1.
4. S.81. Act likely to cause harm, but done without criminal intent, and to prevent other harm — Nothing is an offence merely by reason of its being done with the knowledge that it is likely to cause harm, if it be done without any criminal intention to cause harm, and good faith for the purpose of preventing or avoiding other harm to person or property - ch 1.
5. S.82^Q. Age of criminal responsibility in India is 7 y - ch 3.
6. S.83^Q. Act of child between 7-12 y of immature understanding — not an offence - ch 3.
7. S.84^Q. Criminal responsibility of mentally ill. Indian equivalent of British McNaughten rule - ch 28.
8. S.85^Q. Person intoxicated against his will - not responsible for his criminal actions - ch 31.
9. S.86. Person intoxicated voluntarily - Knowledge of act is presumed; intention to do the act is to be proven by prosecution - ch 31.
10. S.87. To participate in a risky activity, the consenting person must be >18 y. *Not meant for doctors* - ch 2.
11. S.88^Q. Act done in good faith for the benefit of the person [as in case of doctor treating patient] the consenting person must be >12 y. *Meant for doctors* - ch 2.
12. S.89^Q. Consent on behalf of minors - ch 2.
13. S.90^Q. Conditions of a valid consent - ch 2.

14. S.92^Q. Consent not required to save the life of person - ch 2.

Chapter X - Of Contempts Of The Lawful Authority Of Public Servants [s 172-190]

15. S.172. Absconding to avoid service of summons or other proceeding — ch 1.
16. S.174. Non-attendance in obedience to an order from public servant - Applies also to non-attendance in court after service of summons — ch 1. Not to be confused with s174 CrPC.
17. S.176. Omission to give notice or information to public servant by person legally bound to give it — ch 31.
18. S.178. Refusing oath or affirmation when duly required by public servant to make it — ch 1.

Chapter XI: Of False Evidence And Offences Against Public Justice [s191-229A]

19. S.191^Q. Definition of Perjury [Giving false evidence] — ch 1.
20. S.193^Q. Punishment for perjury — ch 1.
21. S.197. Issuing false certificate — ch 1.
22. S.198. Using false certificate — ch 1.
23. S.201^Q. Causing disappearance of evidence of offence — ch 31.
24. S.202, IPC. Intentional omission to give information of offence by person bound to inform — ch 31.
25. S.228A. Identity of victim of rape cannot be disclosed - ch 25.

Chapter XIV: Of Offences Affecting The Public Health, Safety, Convenience, Decency And Morals [s268-294A]

26. S.268. Public nuisance - Exhibitionism, transvestism, fetishism, masturbation in public - ch 25.
27. S.269. Negligent act likely to spread infection of disease dangerous to life, eg HIV - ch 2, 25. [Mnemonic - 69 is a sexual position]
28. S.270. Malignant act likely to spread infection of disease dangerous to life - ch 2, 25.

[Both 269 and 270 are applicable in ML aspects of HIV and AIDS. Also sale of adulterated food]

29. S.272. Adulteration of food or drink — ch 31.
30. S.273. Sale of noxious food or drink — ch 31.
31. S.274. Adulteration of drugs — ch 31.
32. S.275. Sale of adulterated drugs — ch 31.
33. S.276. Sale of drug as a different drug or preparation — ch 31.
34. S.279. Rash driving or riding on a public way so as to endanger human life →6 months or 1000 Rs fine or both.
35. S.284^Q. Negligent conduct with respect to poisonous substance ch 31.