

COMPARATIVE TABLE

THE CODE OF CRIMINAL PROCEDURE (1973)

&

**THE BHARATIYA NAGARIK SURAKSHA
SANHITA (2023)**



NYAYE GUARD

"Justice for all, Guarded by us."



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M.NO.-999963544**

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276	Record in trial before Court of Session	311	Record in trial before Court of Session
277	Language of record of evidence	312	Language of record of evidence
278	Procedure in regard to such evidence when completed	313	Procedure in regard to such evidence when completed
279	Interpretation of evidence to accused or his pleader	314	Interpretation of evidence to accused or his advocate
280	Remarks respecting demeanour of witness	315	Remarks respecting demeanour of witness
281	Record of examination of accused	316	Record of examination of accused
282	Interpreter to be bound to interpret truthfully	317	Interpreter to be bound to interpret truthfully
283	Record in High Court	318	Record in High Court
284	When attendance of witness may be dispensed with and commission issued	319	When attendance of witness may be dispensed with and commission issued
285	Commission to whom to be issued	320	Commission to whom to be issued
286	Execution of commissions	321	Execution of commissions
287	Parties may examine witnesses	322	Parties may examine witnesses

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289	Adjournment of proceeding	324	Adjournment of proceeding
290	Execution of foreign commissions	325	Execution of foreign commissions
291	Deposition of medical witness	326	Deposition of medical witness
291A	Identification report of Magistrate	327	Identification report of Magistrate
292	Evidence of officers of the Mint	328	Evidence of officers of the Mint
293	Reports of certain Government scientific experts	329	Reports of certain Government scientific experts
294	No formal proof of certain documents	330	No formal proof of certain documents
295	Affidavit in proof of conduct of public servants	331	Affidavit in proof of conduct of public servants
296	Evidence of formal character on affidavit	332	Evidence of formal character on affidavit
297	Authorities before whom affidavits may be sworn	333	Authorities before whom affidavits may be sworn
298	Previous conviction or acquittal how proved	334	Previous conviction or acquittal how proved
299	Record of evidence in absence of accused	335	Record of evidence in absence of accused
300	Person once convicted or acquitted not to be tried for same offence	337	Person once convicted or acquitted not to be tried for same offence
301	Appearance by Public Prosecutors	338	Appearance by Public Prosecutors
302	Permission to conduct prosecution	339	Permission to conduct prosecution
303	Right of person against whom proceedings are instituted to be defended	340	Right of person against whom proceedings are instituted to be defended
304	Legal aid to accused at State expense in certain cases	341	Legal aid to accused at State expense in certain cases
305	Procedure when corporation or registered society is an accused	342	Procedure when corporation or registered society is an accused

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307	Power to direct tender of pardon	344	Power to direct tender of pardon
308	Trial of person not complying with conditions of pardon	345	Trial of person not complying with conditions of pardon
309	Power to postpone or adjourn proceedings	346	Power to postpone or adjourn proceedings
310	Local inspection	347	Local inspection
311	Power to summon material witness, or examine person present	348	Power to summon material witness, or examine person present
311A	Power of Magistrate to order person to give specimen signatures or handwriting	349	Power of Magistrate to order person to give specimen signatures or handwriting, etc.
312	Expenses of complainants and witnesses	350	Expenses of complainants and witnesses
313	Power to examine the accused	351	Power to examine accused
314	Oral arguments and memorandum of arguments	352	Oral arguments and memorandum of arguments
315	Accused person to be competent witness	353	Accused person to be competent witness
316	No influence to be used to induce disclosure	354	No influence to be used to induce disclosure
317	Provision for inquiries and trial being held in the absence of accused in certain cases	355	Provision for inquiries and trial being held in the absence of accused in certain cases
318	Procedure where accused does not understand proceedings	357	Procedure where accused does not understand proceedings
319	Power to proceed against other persons appearing to be guilty of offence	358	Power to proceed against other persons appearing to be guilty of offence
320	Compounding of offences	359	Compounding of offences
321	Withdrawal from prosecution	360	Withdrawal from prosecution
322	Procedure in cases which Magistrate cannot dispose of	361	Procedure in cases which Magistrate cannot dispose of

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324	Trial of persons previously convicted of offences against coinage, stamp-law or property	363	Trial of persons previously convicted of offences against coinage, stamp-law or property
325	Procedure when Magistrate cannot pass sentence sufficiently severe	364	Procedure when Magistrate cannot pass sentence sufficiently severe
326	Conviction or commitment on evidence partly recorded by one Magistrate and partly by another	365	Conviction or commitment on evidence partly recorded by one Magistrate and partly by another
327	Court to be open	366	Court to be open
328	Procedure in case of accused being lunatic	367	Procedure in case of accused being person of unsound mind
329	Procedure in case of person of unsound mind tried before Court	368	Procedure in case of person of unsound mind tried before Court
330	Release of person of unsound mind pending investigation or trial	369	Release of person of unsound mind pending investigation or trial
331	Resumption of inquiry or trial	370	Resumption of inquiry or trial
332	Procedure on accused appearing before Magistrate or Court	371	Procedure on accused appearing before Magistrate or Court
333	When accused appears to have been of sound mind	372	When accused appears to have been of sound mind
334	Judgment of acquittal on ground of unsoundness of mind	373	Judgment of acquittal on ground of unsoundness of mind
335	Person acquitted on such ground to be detained in safe custody	374	Person acquitted on ground of unsoundness of mind to be detained in safe custody
336	Power of State Government to empower officer-in-charge to discharge	375	Power of State Government to empower officer in charge to discharge
337	Procedure where lunatic prisoner is reported capable of making his defence	376	Procedure where prisoner of unsound mind is reported capable of making his defence

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339	Delivery of lunatic to care of relative or friend	378	Delivery of person of unsound mind to care of relative or friend
340	Procedure in cases mentioned in section 195	379	Procedure in cases mentioned in section 215
341	Appeal	380	Appeal
342	Power to order costs	381	Power to order costs
343	Procedure of Magistrate taking cognizance	382	Procedure of Magistrate taking cognizance
344	Summary procedure for trial for giving false evidence	383	Summary procedure for trial for giving false evidence
345	Procedure in certain cases of contempt	384	Procedure in certain cases of contempt
346	Procedure where Court considers that case should not be dealt with under section 345	385	Procedure where Court considers that case should not be dealt with under section 384
347	When Registrar or Sub- Registrar to be deemed a Civil Court	386	When Registrar or Sub- Registrar to be deemed a Civil Court
348	Discharge of offender on submission of apology	387	Discharge of offender on submission of apology
349	Imprisonment or committal of person refusing to answer or produce document	388	Imprisonment or committal of person refusing to answer or produce document
350	Summary procedure for punishment for non-attendance by a witness in obedience to summons	389	Summary procedure for punishment for non-attendance by a witness in obedience to summons
351	Appeals from convictions under sections 344, 345, 349 and 350	390	Appeals from convictions under sections 383, 384, 388 and 389
352	Certain Judges and Magistrates not to try certain offences when committed before themselves	391	Certain Judges and Magistrates not to try certain offences when committed before themselves
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355	Metropolitan Magistrate's judgment	---	---
356	Order for notifying address of previously convicted offender	394	Order for notifying address of previously convicted offender
357	Order to pay compensation	395	Order to pay compensation
357A	Victim compensation scheme	396	Victim compensation scheme
357B	Compensation to be in addition to fine under section 326A or section 376D of Indian Penal Code	396(7)	Victim compensation scheme
357C	Treatment of victims	397	Treatment of victims
358	Compensation to persons groundlessly arrested	399	Compensation to persons groundlessly arrested
359	Order to pay costs in non-cognizable cases	400	Order to pay costs in non-cognizable cases
360	Order to release on probation of good conduct or after admonition	401	Order to release on probation of good conduct or after admonition
361	Special reasons to be recorded in certain cases	402	Special reasons to be recorded in certain cases
362	Court not to alter judgment	403	Court not to alter judgment
363	Copy of judgment to be given to the accused and other persons	404	Copy of judgment to be given to accused and other persons
364	Judgment when to be translated	405	Judgment when to be translated
365	Court of Session to send copy of finding and sentence to District Magistrate	406	Court of Session to send copy of finding and sentence to District Magistrate
366	Sentence of death to be submitted by Court of Session for confirmation	407	Sentence of death to be submitted by Court of Session for confirmation
367	Power to direct further inquiry to be made or additional evidence to be taken	408	Power to direct further inquiry to be made or additional evidence to be taken

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369	Confirmation or new sentence to be signed by two Judges	410	Confirmation or new sentence to be signed by two Judges
370	Procedure in case of difference of opinion	411	Procedure in case of difference of opinion
371	Procedure in cases submitted to High Court for confirmation	412	Procedure in cases submitted to High Court for confirmation
372	No appeal to lie unless otherwise provided	413	No appeal to lie unless otherwise provided
373	Appeal from orders requiring security or refusal to accept or rejecting surety for keeping peace or good behaviour	414	Appeal from orders requiring security or refusal to accept or rejecting surety for keeping peace or good behaviour
374	Appeals from convictions	415	Appeals from convictions
375	No appeal in certain cases when accused pleads guilty	416	No appeal in certain cases when accused pleads guilty
376	No appeal in petty cases	417	No appeal in petty cases
377	Appeal by the State Government against sentence	418	Appeal by the State Government against sentence
378	Appeal in case of acquittal	419	Appeal in case of acquittal
379	Appeal against conviction by High Court in certain cases	420	Appeal against conviction by High Court in certain cases
380	Special right of appeal in certain cases	421	Special right of appeal in certain cases
381	Appeal to Court of Session how heard	422	Appeal to Court of Session how heard
382	Petition of appeal	423	Petition of appeal
383	Procedure when appellant in jail	424	Procedure when appellant in jail
384	Summary dismissal of appeal	425	Summary dismissal of appeal
385	Procedure for hearing appeals not dismissed summarily	426	Procedure for hearing appeals not dismissed summarily
386	Powers of the Appellate Court	427	Powers of the Appellate Court

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389	Suspension of sentence pending the appeal; release of appellant on bail	430	Suspension of sentence pending appeal; release of appellant on bail
390	Arrest of accused in appeal from acquittal	431	Arrest of accused in appeal from acquittal
391	Appellate Court may take further evidence or direct it to be taken	432	Appellate Court may take further evidence or direct it to be taken
392	Procedure where Judges of Court of Appeal are equally divided	433	Procedure where Judges of Court of Appeal are equally divided
393	Finality of judgments and orders on appeal	434	Finality of judgments and orders on appeal
394	Abatement of appeals	435	Abatement of appeals
395	Reference to High Court	436	Reference to High Court
396	Disposal of case according to decision of High Court	437	Disposal of case according to decision of High Court
397	Calling for records to exercise powers of revision	438	Calling for records to exercise powers of revision
398	Power to order inquiry	439	Power to order inquiry
399	Sessions Judge's powers of revision	440	Sessions Judge's powers of revision
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401	High Court's powers of revision	442	High Court's powers of revision
402	Power of High Court to withdraw or transfer revision cases	443	Power of High Court to withdraw or transfer revision cases
403	Option of Court to hear parties	444	Option of Court to hear parties
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408	Power of Sessions Judge to transfer cases and appeals	448	Power of Sessions Judge to transfer cases and appeals
409	Withdrawal of cases and appeals by Sessions Judges	449	Withdrawal of cases and appeals by Session Judges
410	Withdrawal of cases by Judicial Magistrates	450	Withdrawal of cases by Judicial Magistrates
411	Making over or withdrawal of cases by Executive Magistrates	451	Making over or withdrawal of cases by Executive Magistrates
412	Reasons to be recorded	452	Reasons to be recorded
413	Execution of order passed under section 368	453	Execution of order passed under section 409
414	Execution of sentence of death passed by High Court	454	Execution of sentence of death passed by High Court
415	Postponement of execution of sentence of death in case of appeal to Supreme Court	455	Postponement of execution of sentence of death in case of appeal to Supreme Court
416	Postponement of capital sentence on pregnant woman	456	Commutation of sentence of death on pregnant woman
417	Power to appoint place of imprisonment	457	Power to appoint place of imprisonment
418	Execution of sentence of imprisonment	458	Execution of sentence of imprisonment
419	Direction of warrant for execution	459	Direction of warrant for execution
420	Warrant with whom to be lodged	460	Warrant with whom to be lodged
421	Warrant for levy of fine	461	Warrant for levy of fine
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424	Suspension of execution of sentence of imprisonment	464	Suspension of execution of sentence of imprisonment
425	Who may issue warrant	465	Who may issue warrant
426	Sentence on escaped convict when to take effect	466	Sentence on escaped convict when to take effect
427	Sentence on offender already sentenced for another offence	467	Sentence on offender already sentenced for another offence
428	Period of detention undergone by the accused to be set off against the sentence of imprisonment	468	Period of detention undergone by the accused to be set off against sentence of imprisonment
429	Saving	469	Saving
430	Return of warrant on execution of sentence	470	Return of warrant on execution of sentence
431	Money ordered to be paid recoverable as a fine	471	Money ordered to be paid recoverable as a fine
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432	Power to suspend or remit sentences	473	Power to suspend or remit sentences
433	Power to commute sentence	474	Power to commute sentence
433A	Restriction on powers of remission or commutation in certain cases	475	Restriction on powers of remission or commutation in certain cases
434	Concurrent power of Central Government in case of death sentences	476	Concurrent power of Central Government in case of death sentences
435	State Government to act after consultation with Central Government in certain cases	477	State Government to act after concurrence with Central Government in certain cases
436	In what cases bail to be taken	478	In what cases bail to be taken

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438	Direction for grant of bail to person apprehending arrest	482	Direction for grant of bail to person apprehending arrest
439	Special powers of High Court or Court of Session regarding bail	483	Special powers of High Court or Court of Session regarding bail
440	Amount of bond and reduction thereof	484	Amount of bond and reduction thereof
441	Bond of accused and sureties	485	Bond of accused and sureties
441A	Declaration by sureties	486	Declaration by sureties
442	Discharge from custody	487	Discharge from custody
443	Power to order sufficient bail when that first taken is insufficient	488	Power to order sufficient bail when that first taken is insufficient
444	Discharge of sureties	489	Discharge of sureties
445	Deposit instead of recognizance	490	Deposit instead of recognizance
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446A	Cancellation of bond and bail-bond	492	Cancellation of bond and bail bond
447	Procedure in case of insolvency or death of surety or when a bond is forfeited	493	Procedure in case of insolvency or death of surety or when a bond is forfeited
448	Bond required from minor	494	Bond required from child
449	Appeal from orders under section 446	495	Appeal from orders under section 491
450	Power to direct levy of amount due on certain recognizances	496	Power to direct levy of amount due on certain recognizances

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455	Destruction of libellous and other matter	501	Destruction of libellous and other matter
456	Power to restore possession of immovable property	502	Power to restore possession of immovable property
457	Procedure by police upon seizure of property	503	Procedure by police upon seizure of property
458	Procedure where no claimant appears within six months	504	Procedure where no claimant appears within six months
459	Power to sell perishable property	505	Power to sell perishable property
460	Irregularities which do not vitiate proceedings	506	Irregularities which do not vitiate proceedings
461	Irregularities which vitiate proceedings	507	Irregularities which vitiate proceedings
462	Proceedings in wrong place	508	Proceedings in wrong place
463	Non-compliance with provisions of section 164 or section 281	509	Non-compliance with provisions of section 183 or section 316
464	Effect of omission to frame, or absence of, or error in, charge	510	Effect of omission to frame, or absence of, or error in, charge
465	Finding or sentence when reversible by reason of error, omission or irregularity	511	Finding or sentence when reversible by reason of error, omission or irregularity
466	Defect or error not to make attachment unlawful	512	Defect or error not to make attachment unlawful
467	Definitions	513	Definitions
468	Bar to taking cognizance after lapse of the period of limitation	514	Bar to taking cognizance after lapse of period of limitation

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472	Continuing offence	518	Continuing offence
473	Extension of period of limitation in certain cases	519	Extension of period of limitation in certain cases
474	Trials before High Courts	520	Trials before High Courts
475	Delivery to commanding officers of persons liable to be tried by Court-martial	521	Delivery to commanding officers of persons liable to be tried by Court-martial
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477	Power of High Court to make rules	523	Power of High Court to make rules
478	Power to alter functions allotted to Executive Magistrates in certain cases	524	Power to alter functions allocated to Executive Magistrate in certain cases
479	Cases in which Judge or Magistrate is personally interested	525	Cases in which Judge or Magistrate is personally interested
480	Practising pleader not to sit as Magistrate in certain Courts	526	Practising advocate not to sit as Magistrate in certain Courts.
481	Public servant concerned in sale not to purchase or bid for property	527	Public servant concerned in sale not to purchase or bid for property
482	Saving of inherent powers of High Court	528	Saving of inherent powers of High Court
483	Duty of High Court to exercise continuous superintendence over Courts of Judicial Magistrates	529	Duty of High Court to exercise continuous superintendence over Courts
484	Repeal and savings	531	Repeal and Savings