

COMPARATIVE TABLE OF SECTIONS & CLAUSES

CRIMINAL PROCEDURE CODE
&
THE BHARATIYA NAGARIK
SURAKSHA SANHITA,
2023

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INTERNATIONAL
LAW FIRM

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309	Power to postpone or adjourn proceedings		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
311 A	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
312	Expenses of complainants and witnesses	350	Expenses of complainants and witnesses
313	Power to examine the accused	351	Power to examine the 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

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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		Withdrawal from prosecution
322	Procedure in cases which Magistrate cannot dispose of	361	Procedure in cases which Magistrate cannot dispose of
323	Procedure when, after commencement of inquiry or trial, Magistrate finds case should be committed	362	Procedure when, after commencement of inquiry or trial, Magistrate finds case should be committed
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 with mental illness

329	Procedure in case of person of unsound mind tried before Court	368	Procedure in case of person with mental illness tried before Court
330	Release of person of unsound mind pending investigation or trial	369	Release of person with mental illness 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		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 mental illness
335	Person acquitted on such ground to be detained in safe custody	374	Person acquitted on such ground 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 with mental illness is reported capable of making his defence
338	Procedure where lunatic detained is declared fit to be released	377	Procedure where person with mental illness detained is declared fit to be released
339	Delivery of lunatic to care of relative or friend	378	Delivery of person with mental liabilities to care of relative or friend

340	Procedure in cases mentioned in section 195	379	Procedure in cases mentioned in section 215
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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 SubRegistrar to be deemed a Civil Court		When Registrar or SubRegistrar 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
353	Judgment	392	Judgment

354	Language and contents of judgment	393	Language and contents of judgment
355	Metropolitan Magistrate's judgment	—	Deleted
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	—	Deleted
357C	Treatment of victims		Treatment of victims
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358	Compensation to persons groundlessly arrested	399	Compensation to persons groundlessly arrested
359	Order to pay costs in noncognizable cases	400	Order to pay costs in noncognizable 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 the 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
409 368	Power of High Court to confirm sentence or annul conviction		Power of High Court to confirm sentence or annul conviction
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		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
387	Judgments of subordinate Appellate Court	428	Judgments of Subordinate Appellate Court
388	Order of High Court on appeal to be certified to lower Court	429	Order of High Court on appeal to be certified to lower Court

389	Suspension of sentence pending the appeal; release of appellant on bail	430	Suspension of sentence pending the appeal; release of appellant on bail
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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
438 397	Calling for records to exercise powers of revision		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
400	Power of Additional Sessions Judge	441	Power of Additional Sessions Judge
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

404	Statement by Metropolitan Magistrate of grounds of his decision to be considered by High Court	-----	Deleted
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405	High Court's order to be certified to lower Court Power of Supreme Court to transfer cases and appeals	445 446	High Court's order to be certified to lower Court. Power of Supreme Court to transfer cases and appeals
406	Power of High Court to transfer cases and appeals	447	Power of High Court to transfer cases and appeals
407	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 Judge
410	Withdrawal of cases by Judicial Magistrates	450	Withdrawal of cases by Judicial Magistrate
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
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sentence of death in case of 455
 sentence of death in case of appeal to
 Supreme Court appeal to Supreme Court

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Postponement of capital 456
 sentence on pregnant woman

Commutation of sentence of
 death on pregnant woman

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imprisonment 457

imprisonment

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Execution of sentence of 458
 imprisonment

Execution of sentence of
 imprisonment

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Direction of warrant for 459
 execution
 Power to appoint place of

Direction of warrant for
 execution
 Power to appoint place of

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
422	Effect of such warrant	462	Effect of such warrant

423	Warrant for levy of fine issued by a Court in any territory to which this Code does not extend	463	Warrant for levy of fine issued by a Court in any territory to which this Sanhita does not extend
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		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 the 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
436A	Maximum period for which an under-trial prisoner can be detained		Maximum period for which an under-trial prisoner can be detained
437	When bail may be taken in case of non-bailable offence	480	When bail may be taken in case of non-bailable offence
437A	Bail to require accused to appear before next Appellate Court	481	Bail to require accused to appear before next appellate Court
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
446	Procedure when bond has been forfeited	491	Procedure when bond has been forfeited
446A	Cancellation of bond and bailbond	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 of death of surety or when a bond is forfeited
448	Bond required from minor		Bond required from minor
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
451	Order for custody and disposal of property pending trial in certain cases	497	Order for custody and disposal of property pending trial in certain cases
452	Order for disposal of property at conclusion of trial	498	Order for disposal of property at conclusion of trial
453	Payment to innocent purchaser of money found on accused	499	Payment to innocent purchaser of money found on accused
454	Appeal against orders under section 452 or section 453	500	Appeal against orders under section 500 or section 501
455	Destruction of libellous and	501	Destruction of libellous and other

	other matter		matter
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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		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	514	Bar to taking cognizance after

	lapse of the period of limitation		lapse of the period of limitation
469	Commencement of the period of limitation	515	Commencement of the period of limitation
470	Exclusion of time in certain cases	516	Exclusion of time in certain cases
471	Exclusion of date on which Court is closed	517	Exclusion of date on which Court is closed
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		Delivery to commanding officers of persons liable to be tried by Courtmartial
476	Forms	522	Forms
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	Case in which Judge or Magistrate is personally interested
480	Practising pleader not to sit as Magistrate in certain Courts	526	Practicing 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	530	Trial and proceedings to be held in electronic mode.
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