

**COMPARISON STATEMENT OF
BHARATIYA NYAYA SANHITA, 2023 (BNS) AND INDIAN PENAL CODE (IPC)**

IPC	BNS	Title in BNS	Changes in BNS
CHAPTER I INTRODUCTION			
1	1(1)/(2)	Short title, commencement and application	The Short title is changed to Bharatiya Nyaya Sanhita, 2023.
2	1(3)	Short title, commencement and application	No Change
3	1(4)	Short title, commencement and application	The word "Indian Law" is replaced by "by any law for the time being in force in India"
4	1(5)	Short title, commencement and application	Explanation 3(b) removed
5	1(6)	Short title, commencement and application	No Change
CHAPTER II GENERAL EXPLANATIONS			
6	3(1)	General explanations	No Change
7	3(2)	General explanations	No Change
-	2(3)	Definition of Child	New definition of "child" is given in BNS as "any person below the age of 18 years".
8	2(10)	Gender	"Transgender" is added in addition to genders of "Male" and "Female".
9	2(22)	Number	No Change
10	2(19)	Man	The Word "Woman" is Separated
10	2(35)	Woman	No Change
11	2(26)	Person	No Change
12	2(27)	Public	No Change
13	-	-	Repealed – Queen
14	-	-	Omitted - Servant of Government"
15	-	-	Repealed - British India
16	-	-	Repealed - Government of India
17	2(12)	Government	No Change
18	---	---	"India" Definition deleted
19	2(16)	Judge	The new law's definition of "Judge" is more concise. Illustrations (a),(c) & (d) are removed.
20	2(5)	Court	"Court of Justice" changed to "Court". Illustration removed.
21	2(28)	Public Servant	The word "jury man" is deleted; "Local Authority" is defined.
22	2(21)	Movable Property	<ul style="list-style-type: none"> The Word "corporeal" is removed.

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			<ul style="list-style-type: none"> Definition of movable property now includes intangible assets like patents, copyrights etc.
23, Para1	2(36)	Wrongful Gain	No Change
23, Para2	2(37)	Wrongful Loss	No Change
23, Para3	2(38)	Gaining Wrongfully and Losing Wrongfully	No Change
24	2(7)	Dishonestly	No Change
25	2(9)	Fraudulently	No Change
26	2(29)	Reason to Believe	No Change
27	3(3)	General explanations	The term "wife", changed as "Spouse".
28	2(4)	Counterfeit	No Change
29	2(8)	Document	The new BNS law provides that documents include 'electronics and digital records'
29A	2(39)	Words and Expressions not defined	No Change
-	2(39)	Definitions	Words and expressions used but not defined in this Sanhita but defined in the Information Technology Act, 2000 and the Bhartiya Nagarik Suraksha Sanhita, 2023 and shall have the meanings respectively assigned to them in that Act Sanhita.
30	2(31)	Valuable Security	No Change
31	2(34)	Will	No Change
32	2(1) & 3(4)	Definitions (2(1)) & General explanations (3(4))	No Change
33	2(1) & 2(25)	Definitions	No Change
34	3(5)	General explanations	No Change
35	3(6)	General explanations	No Change
36	3(7)	General explanations	No Change
37	3(8)	General explanations	No Change
38	3(9)	General explanations	No Change
39	2(33)	Voluntarily	No Change
40	2(24)	Offence	No Change
41	2(30)	Special Law	No Change
42	2(18)	Local Law	No Change
43	2(15)	Illegal and legally bound to do	No Change

IPC	BNS	Title in BNS	Changes in BNS
44	2(14)	Injury	No Change
45	2(17)	Life	No Change
46	2(6)	Death	No Change
47	2(2)	Animal	No Change
48	2(32)	Vessel	No Change
49	2(20)	Month and Year	British Calendar Changed to Gregorian Calendar.
50	-	-	"Oath" Definition deleted
51	2(23)	Oath	No Change
52	2(11)	Good Faith	No Change
52A	2(13)	Harbour	No Change
CHAPTER III OF PUNISHMENTS			
53	4	Punishments	<ul style="list-style-type: none"> Community service as a form of punishment is introduced for the first time. Community service as punishment for petty offences. The punishment of imprisonment for life has been clearly defined as imprisonment for remainder of a person's natural life.
53A	-	-	"Construction of reference to transportation" is deleted.
54	5(a)	Commutation of sentence	No Change
55	5(b)	Commutation of sentence	No Change
55A	Explanation to section 5	Commutation of sentence	No Change
56	-	-	Repealed –Act 17 of 1949 Sentence of Europeans and Americans to penal servitude
57	6	Fractions of terms of punishment.	The words "unless otherwise provided" has been added in section 6 at the end of the provision.
58	-	-	Repealed–Act 26 of 1955 Offenders sentenced to transportation how dealt with until transported
59	-	-	Repealed- Act 26 of 1955 Transportation instead of imprisonment
60	7	Sentence may be (in certain cases of imprisonment)	No Change

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		wholly or partly rigorous or simple.	
61	-	-	Repealed- Act 16 of 1921 Sentence of forfeiture of property.
62	-	-	Repealed- Act 16 of 1921 Forfeiture of property, in respect of offenders punishable with death, transportation or imprisonment.
63	8(1)	Amount of fine, liability in default of fine etc.	No Change
64	8(2)	Amount of fine, liability in default of fine etc.	No Change
65	8(3)	Amount of fine, liability in default of fine etc.	No Change
66	8(4)	Amount of fine, liability in default of fine etc...	Description of Imprisonment for non-payment of fine or <i>community Service</i> .
67	8(5)	Amount of fine, liability in default of fine etc...	Imprisonment in case of default of fine or of community service, the scale has been changed as follows: <ul style="list-style-type: none"> • Fine not exceeding Rs.5000 or community service– imprisonment not exceeding 2 months • Fine not exceeding Rs.10000 or community service– imprisonment not exceeding 4 months • In any other case –Imprisonment not exceeding 1 year
68	8(6) (a)	Amount of fine, liability in default of fine etc...	No Change
69	8(6) (b)	Amount of fine, liability in default of fine etc...	No Change
70	8(7)	Amount of fine, liability in default of fine etc...	No Change
71	9	Limit of punishment of offence made up of several offences.	No Change
72	10	Punishment of person guilty of one of several offences, the judgment stating that it is doubtful of which offence he is guilty.	No Change
73	11	Solitary confinement	No Change
74	12	Limit of solitary confinement	No Change
75	13	Enhanced punishment on previous conviction. Chapter X (Offences relating to coins) and chapter XVII (Offences against Property)	No Change

IPC	BNS	Title in BNS	Changes in BNS
CHAPTER IV GENERAL EXCEPTIONS			
76	14	Act done by a person bound, or by mistake of fact believing himself bound, by law.	No Change
77	15	Act of Judge when acting judicially	No Change
78	16	Act done pursuant to judgment or order of Court	No Change
79	17	Act done by a person justified, or by mistake of fact believing himself justified, by law	No Change
80	18	Accident in doing a lawful act	No Change
81	19	Act likely to cause harm, but done without criminal intent, and to prevent other harm	No Change
82	20	Act of a child under seven years of age	No Change
83	21	Act of a child above seven and under twelve years of age of immature understanding	No Change
84	22	Act of a person of unsound mind	No Change
85	23	Act of a person incapable of judgment by reason of intoxication caused against his will	No Change
86	24	Offence requiring a particular intent or knowledge committed by one who is intoxicated	No Change
87	25	Act not intended and not known to be likely to cause death or grievous hurt, done by consent	No Change
88	26	Act not intended to cause death, done by consent in good faith for person's benefit	No Change
89	27	Act done in good faith for benefit of child or person of unsound mind, by, or by consent of guardian	No Change
90	28	Consent known to be given under fear or misconception	No Change

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91	29	Exclusion of acts which are offences independently of harm caused	No Change
92	30	Act done in good faith for benefit of a person without consent	No Change
93	31	Communication made in good faith	No Change
94	32	Act to which a person is compelled by threats	No Change
95	33	Act causing slight harm	No Change
96	34	Things done in private defence	No Change
97	35	Right of private defence of body and of property	No Change
98	36	Right of private defence against act of a person of unsound mind, etc	No Change
99	37	Acts against which there is no right of private defence	No Change
100	38	When right of private defence of body extends to causing death	No Change
101	39	When such right extends to causing any harm other than death	No Change
102	40	Commencement and continuance of right of private defence of body	No Change
103	41	When right of private defence of property extends to causing death	<ul style="list-style-type: none"> • "Housebreaking by night" is replaced with "housebreaking after sunset and before sunrise" • The old section provided for "mischief by fire". section 41 of BNS provides for "mischief by fire or any explosive substance"
104	42	When such right extends to causing any harm other than death	No Change
105	43	Commencement and continuance of right of private defence of property	"Housebreaking by night" is replaced with "housebreaking after sunset and before sunrise"
106	44	Right of private defence against deadly assault when there is risk of harm to innocent person	No Change

CHAPTER V OF ABETMENT

IPC	BNS	Title in BNS	Changes in BNS
107	45	Abetment of a thing.	No Change
108	46	Abettor	No Change
108A	47	Abetment in India of offences outside India	No Change
-	48	Abetment outside India for offence in India	Abetment by a person outside India has been made an offence under section 48 to allow prosecution of person located in foreign country.
109	49	Punishment of abetment if the act abetted is committed in consequence and where no express provision is made for its punishment	No Change
110	50	Punishment of abetment if person abetted does act with different intention from that of abettor	No Change
111	51	Liability of abettor when one act abetted and different act done	No Change
112	52	Abettor when liable to cumulative punishment for act abetted and for act done	No Change
113	53	Liability of abettor for an effect caused by the act abetted different from that intended by the abettor	No Change
114	54	Abettor presence when offence is committed	No Change
115	55	Abetment of offence punishable with death or imprisonment for life	No Change
116	56	Abetment of offence punishable with imprisonment	No Change
117	57	Abetting commission of offence by public or by more than ten persons	Section.117 of IPC provided for imprisonment up to 3 years or fine or both. Section. 57 of BNS provides for imprisonment or either description for a term which may extend to 7 years and fine.
118	58	Concealing design to commit offence punishable with death or imprisonment for life	No Change
119	59	Public servant concealing design to commit offence which it is his duty to prevent	No Change
120	60	Concealing design to commit offence punishable with	No Change

IPC	BNS	Title in BNS	Changes in BNS
		imprisonment	
CHAPTER VA- CRIMINAL CONSPIRACY			
120A	61(1)	Criminal conspiracy	No Change
120B	61(2)	Criminal conspiracy	No Change
-	69	Sexual Intercourse by employing deceitful means etc...	Sexual intercourse by employing deceitful means shall include the false promise of employment or promotion, inducement or marrying after suppressing identity.
CHAPTER VI OF OFFENCES AGAINST THE STATE			
121	147	Waging, or attempting to wage war, against Government of India	No Change
121A	148	Conspiracy to commit offences punishable by section 145	Words used in section 148 of BNS are "Whoever within or without and beyond India" for words "within or without India" in section 121A of IPC.
122	149	Collecting arms etc., with intention of waging war against the Government of India	No Change
123	150	Concealing with intent to facilitate design to wage war	No Change
124	151	Assaulting President, Governor etc., with intent to compel or restrain exercise of any lawful power	No Change
-	152	Act endangering Sovereignty, Unity and Integrity of India	SEDITION is replaced with TREASON. Acts endangering Sovereignty, Unity and Integrity of India are made punishable with Imprisonment for life or Imprisonment which may extend to 7 years and fine.
124A	----		<ul style="list-style-type: none"> BNS has omitted section 124A of IPC under which sedition was a punishable offence. BNS Has replaced sedition with treason. A new offence relating to act of India endangering sovereignty, unity and integrity of India has been added under section 152 of BNS. Unlike IPC sedition is no longer an offence under BNS.

IPC	BNS	Title in BNS	Changes in BNS
125	153	Waging war against Government of any foreign state at peace with government of India	Changed in BNS as "Waging war against Government of any foreign State at peace with Government of India." The term "Asiatic Power" has been deleted.
126	154	Committing depredation on territories of foreign state at peace with the government of India	"Any power in alliance or at peace with the Government of India" replaced by "any foreign state at peace with the Government of India"
127	155	Receiving property taken by war or depredation mentioned in section 153 and 154	No Change
128	156	Public servant voluntarily allowing prisoner of state or war or escape	No Change
129	157	Public servant negligently suffering such prisoner to escape	No Change
130	158	Aiding escape of recuing or harboring such prisoner	No Change
CHAPTER VII OF OFFENCES RELATING TO THE ARMY,NAVY AND AIR FORCE			
131	159	Abetting mutiny or attempting to seduce a soldier, sailor or airman from his duty	No Change
132	160	Abetment of mutiny if mutiny is committed in consequence thereof	Imprisonment of 3 years is Increased to 10 years.
133	161	Abetment of assault by soldier, sailor, or airman on his superior officer, when his execution of force	No Change
134	162	Abetment of such assault, if assault committed	No Change
135	163	Abetment of desertion of soldier, sailor, airman	No Change
136	164	Harboring deserter	The new law uses the more gender-neutral term spouse, indicating that the exception applies when either a husband or a wife provides shelter to their spouse who is a deserter.
137	165	Deserter concealed on board, merchant vessel through negligence of master	Fine is increased from Rs.500 to Rs.3000.

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138	166	Abetment of act of insubordination by soldier, sailor, airman	Imprisonment is increased from 6 months to 2 years
138A	-	-	Repealed by the Amending Act, 35 of 1934. Application of foregoing sections to the Indian Marine Service.
139	167	Person subject to certain Acts	No Change
140	168	Wearing garb or carrying token used by soldier, sailor, or airman	Fine enhanced from Rs.500/- to that of Rs.2,000/-
CHAPTER VIII OF OFFENCES AGAINST THE PUBLIC TRANQUILITY			
141	189(1)	Unlawful assembly	No Change
142	189(2)	Unlawful assembly	No Change
143	189(2)	Unlawful assembly	No Change
144	189(4)	Unlawful assembly	No Change
145	189(3)	Unlawful assembly	No Change
146	191(1)	Rioting	No Change
147	191(2)	Rioting	No Change
148	191(3)	Rioting	Imprisonment is increased from 3 years to 5 years.
149	190	Every member of unlawful assembly guilty of offence committed in prosecution of common object	No Change
150	189(6)	Unlawful assembly	No Change
151	189(5)	Unlawful assembly	No Change
152	195	Assaulting or obstructing public servant when suppressing riot, etc	<ul style="list-style-type: none"> The existing section 152 in IPC regarding assaulting or obstructing public servant when suppressing riot etc... Has been divided into 2 parts and included in section 195 of the new law. One for the offence of assault or obstruction of public servant (195(1)) and the other for threatening to assault or attempt to obstruct (195(2)) having different punishments and fine. Offenders found guilty under section 195(1) of BNS shall be fined and the fine shall not be less than Rs.25,000. <i>Under 195(2), the punishment includes imprisonment of a term that may extend to one year. A fine may also be imposed under this subsection.(New section)</i>

IPC	BNS	Title in BNS	Changes in BNS
153	192	Wantonly giving provocation with intent to cause riot-if rioting be committed; if not committed	No Change
153A	196	Promoting enmity between different groups on grounds of religion, race, place of birth, residence, language, etc.,and doing acts prejudicial to maintenance of harmony	Under section 196 of BNS, "electronic communication" is added as one of the mode of spreading disharmony etc...
153AA	-	-	Deleted- Punishment for knowingly carrying arms in any procession or organising, or holding or taking part in any mass drill or mass training with arms
153B	197	Imputations, assertions prejudicial to national integration	<ul style="list-style-type: none"> Under section 197 of BNS, "electronic communication" is added as one of the mode of spreading specified activities. Section 197(1) (d) of BNS additionally covers activity of making or publishing false or misleading information jeopardising the sovereignty, unity and integrity or security of India.
154	193(1)	Liability of owner, occupier, etc., of land on which an unlawful assembly or riot takes place	No Change
155	193(2)	Liability of owner, occupier, etc., of land on which an unlawful assembly or riot takes place	No Change
156	193(3)	Liability of owner, occupier, etc., of land on which an unlawful assembly or riot takes place	No Change
157	189(7)	Unlawful assembly	No Change
158	189(8) & (9)	Unlawful assembly	No Change
159	194(1)	Affray	No Change
160	194(2)	Affray	Fine enhanced from Rs.100 to Rs.1000/-
-	195(2)	Assaulting or obstructing public servant when	In cases where the offender threatens to assault or attempts to

IPC	BNS	Title in BNS	Changes in BNS
		suppressing riot, etc.,	obstruct a public servant or threatens or attempts to use criminal force on a public servant in the described situations, the punishment includes imprisonment of a term that may extend to one year. A fine may also be imposed under the subsection.
-	197(1) (d)	Imputations, assertions, prejudicial to national integration	This section additionally covers activity of 'making or publishing false or misleading information jeopardizing the sovereignty, unity and integrity or security of India'
CHAPTER IX OF OFFENCES BY OR RELATING TO PUBLIC SERVANTS			
161, 162 163, 164 165, 165A	-	-	Repealed by Prevention of Corruption Act, 1988- Section. 31
166	198	Public servant disobeying law, with intent to cause injury to any person	No Change
166A	199	Public Servant disobeying direction under law	No Change
166B	200	Punishment for non-treatment of victim	No Change
167	201	Public servant framing an incorrect document with intent to cause injury	No Change
168	202	Public servant unlawfully engaging in trade	Judge trying the case is given an option to award sentence of community service for the offence instead of imprisonment or fine or both.
169	203	Public servant unlawfully buying or bidding for property	No Change
170	204	Personating a public servant	Section 204 of BNS, establishes a minimum term of imprisonment of not less than 6 months but which may extend to 3 years in addition to a fine.
171	205	Wearing garb or carrying token used by public servant with fraudulent intent	Fine enhanced from Rs.200 to Rs.5,000/-

IPC	BNS	Title in BNS	Changes in BNS
CHAPTER IX-A OF OFFENCES RELATING TO ELECTIONS			
171A	169	Candidate, electoral right defined	No Change
171B	170	Bribery	No Change
171C	171	Under influence at elections	No Change
171D	172	Personation at elections	The BNS adds that this section shall not apply to a person who has been authorised to vote as proxy for an elector under any law for the time being in force.
171E	173	Punishment for bribery	No Change
171F	174	Punishment for undue influence or personation at an election	No Change
171G	175	False statement in connection with an election	No Change
171H	176	Illegal payment in connection with an election	Fine enhanced from, Rs.500 to that of Rs.10,000/-.
171I	177	Failure to keep election accounts	Amount of fine increased from Rs.500 to Rs. 5000
CHAPTER X OF CONTEMPT OF THE LAWFUL AUTHORITY OF PUBLIC SERVANTS			
172	206	Absconding to avoid service of summons or other proceeding	Amount of fine for absconder increased from Rs.1000 to Rs.10,000 where summons or notice or order is to attend in person or by agent or to produce a document or an electronic record in a court. In other cases amount of fine for absconder increased from Rs.500 to Rs.5000.
173	207	Preventing service of summons or other proceeding, or preventing publication thereof	Amount of fine is increased from Rs.1000 to Rs.10,000 where summons or notice or order or proclamation is to attend in person or by agent or to produce a document or an electronic record in a court. In other cases amount of fine is increased from Rs.500 to Rs.5000.
174	208	Non- attendance in obedience to an order from public servant	Amount of fine is increased from Rs.1000 to Rs.10,000 where summons or notice or order or proclamation is to attend in person or by agent or to produce a document or an electronic record in a court. In other cases amount of fine is increased from Rs.500 to Rs.5000.

IPC	BNS	Title in BNS	Changes in BNS
174A	209	Non- appearance in response to a proclamation u/s. 84 of Bharatiya Nagarik Suraksha Sanhita, 2023	Judge trying the case is given an option to award sentence of community service for the offence instead of imprisonment or fine or both.
175	210	Omission to produce document or electronic record to public servant by person legally bound to produce it	Amount of fine increased from Rs.1000 to Rs.10,000 where the document or electronic record is to be produced or delivered up to a court. In other cases amount of fine increased from Rs.500 to Rs.5000.
176	211	Omission to give notice or information to public servant by person legally bound to give it	Amount of fine increased from Rs.1000 to 10,000 where the notice or information required to be given w.r.t the Commission of an offence or is required for the purpose of preventing the Commission of an offence or in order to the apprehension of an offender. In other cases amount of fine increased from Rs 500 to Rs.5000.
177	212	Furnishing false information	Amount of fine increased from Rs.1000 to Rs.5000 for offence of furnishing false information.
178	213	Refusing oath or affirmation when duly required by public servant to make it	Amount of fine increased from Rs.1000 to Rs.5000.
179	214	Refusing to answer public servant authorised to question	Amount of fine increased from Rs 1000 to Rs.5000.
180	215	Refusing to sign statement	Amount of fine increased from Rs.500 to Rs.3000.
181	216	False statement oath or affirmation to public servant or personal authorized administer an oath or affirmation	No Change
182	217	False information, with intent to cause public servant to use his lawful power to injury of another person	Amount of fine increased from Rs.1000 to Rs.10,000. Imprisonment term increased from 6 months to one year.
183	218	Resistance to taking of property by lawful authority of a public servant	Amount of fine increased from Rs.1000 to 10,000.
184	219	Obstructing sale of property offered for Sale by authority of public servant	Amount of fine increased from Rs.500 to Rs.5000.
185	220	Illegal purchase or bid for property offered for Sale by authority of public servant	No Change

IPC	BNS	Title in BNS	Changes in BNS
186	221	Obstructing public servant in discharge of public functions	Amount of fine increased from Rs.500 to Rs.2500.
187	222	Omission to assist public servant when bound by law to give assistance	Amount of fine increased from Rs.200 to Rs.2500. For omission to assist public servant in connection with his demand for assistance for preventing the Commission of an offence suppressing a riot etc., amount of fine is increased from Rs.500 to Rs.5000.
188	223	Disobedience to order duly promulgated by public servant	Amount of fine increased from Rs.200 to Rs.2500 where disobedience causes or tends to cause obstruction, annoyance or injury or risk of obstruction, annoyance or injury to any persons lawfully employed. Imprisonment in such cases increased from one month to 6 months. Amount of fine increased from Rs.1000 to Rs.5000 where such disobedience causes or tends to cause danger to human life, health or safety or causes or tends to cause a riot or affray. Imprisonment in such cases increased from 6 months to one year.
189	224	Threat of injury to public servant	No Change
190	225	Threat of injury to induce person to refrain from applying for protection to public servant	No Change
-	226	Attempt to commit suicide to compel or restrain exercise of lawful power	Attempt to commit suicide, to compel or restraint exercise of lawful power – Simple Imprisonment for one year or for both with community service.
CHAPTER XI			
OF FALSE EVIDENCE AND OFFENCES AGAINST PUBLIC JUSTICE			
191	227	Giving false evidence	No Change
192	228	Fabricating false evidence	No Change
193	229	Punishment for false evidence	Fine upto Rs.10, 000/-for fabricating evidence in judicial proceedings and upto Rs.5, 000/-for offense of giving or fabricating evidence in any other case.

IPC	BNS	Title in BNS	Changes in BNS
194	230	Giving or fabricating false evidence with intent to procure conviction of capital evidence	Fine upto Rs.50,000/- prescribed
195	231	Giving or fabricating false evidence with intent to procure conviction of offence punishable with imprisonment for life or imprisonment	No Change
195A	232	Threatening any person to give false evidence	No Change
196	233	Using evidence known to be false	No Change
197	234	Issuing or signing false certificate	No Change
198	235	Using as true a certificate known to be false	No Change
199	236	False statement made in declaration which is by law receivable as evidence	No Change
200	237	Using as true such declaration knowing it to be false	No Change
201	238	Causing disappearance of evidence of offences, or giving false information to screen offender	No Change
202	239	Intentional omission to give information of offence by person bound to inform	Fine up to Rs.5,000/-prescribed
203	240	Giving false information respecting an offence committed	No Change
204	241	Destruction of document or electronic record to prevent its production as evidence	Fine upto Rs.5, 000/- prescribed and punishment enhanced to 3years from 2 years.
205	242	False personation for purpose of act or proceeding in suit or prosecution	No Change
206	243	Fraudulent removal or concealment of property to prevent its seizure as forfeited or in execution	Punishment enhanced from 2 years to 3 years and fine upto Rs.5,000/-prescribed
207	244	Fraudulent claim to property to prevent its seizure as forfeited or in execution	No Change
208	245	Fraudulently suffering decree for sum not due	No Change

IPC	BNS	Title in BNS	Changes in BNS
209	246	Dishonestly making false claim in court	No Change
210	247	Fraudulently obtaining decree for sum not due	No Change
211	248	False charge of offence made with intent to injure	Punishment enhanced from upto 2 years to upto 5 years and fine upto Rs 2 Lakhs has been prescribed.
212	249	Harbouring offender	No Change
213	250	Taking gift, etc., to screen an offender from punishment	No Change
214	251	Offering gift or restoration of property in consideration of screening offender	No Change
215	252	Taking gift to help to recover stolen property, etc.	No Change
216	253	Harbouring offender who has escaped from custody or whose apprehension has been ordered	No Change
216A	254	Penalty for harbouring robbers or dacoits	No Change
216B	-	-	Deleted- Definition of "harbour" in sections 212, 216 and 216A
217	255	Public servant disobeying direction of law with intent to save person for punishment or property from forfeiture	No Change
218	256	Public servant framing incorrect record or writing with intent to save person from punishment or property from forfeiture	No Change
219	257	Public servant in judicial proceeding corruptly making report etc., contrary to law	No Change
220	258	Commitment for trial or confinement by person having authority who knows that he is acting contrary	No Change
221	259	Intentional omission to apprehend on the part of public servant bound to apprehend	No Change
222	260	Intentional omission to apprehend on the part of public servant bound to apprehend person under sentence or lawfully committed	No Change

IPC	BNS	Title in BNS	Changes in BNS
223	261	Escape from confinement or custody negligently suffered by public servant	No Change
224	262	Resistance or obstruction by a person to his lawful apprehension	No Change
225	263	Resistance or obstruction to lawful apprehension of another person	No Change
225A	264	Omission to apprehend or sufferance of escape, on part of public servant, in cases not otherwise, provided for	No Change
225B	265	Resistance or obstruction to lawful apprehension, or escape or rescue in cases, not otherwise provided for	No Change
226	-	-	Deleted- Unlawful return from transportation
227	266	Violation of condition of remission of punishment	No Change
228	267	Intentional insult or interruption to public servant in sitting judicial proceeding	Amount of fine increased from Rs.1000 to Rs.5000.
228A (1) / (2)	72	Disclosure of identity of victim of certain offences, etc	No Change
228A (3)	73	Printing or publishing any matter relating to court proceedings without permission	No Change
229	268	Personation of an assessor	Focuses on "assessor" and does not refer to "juryman"
229A	269	Failure by person released on bail bond to appear in court	No Change
CHAPTER XII			
OF OFFENCES RELATING TO COIN AND GOVERNMENT STAMPS			
230, 231 and 232	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
233, 234 and 235	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes	No Change

IPC	BNS	Title in BNS	Changes in BNS
236, 237 and 238	-	-	<ul style="list-style-type: none"> Abetting in India the counterfeiting out of India of coin. Import or export of counterfeit coin. Import or export of counterfeits of the Indian coin.
239, 240 and 241	179	Using as genuine, forged or counterfeit coin, Government stamp, currency	No Change
242 and 243	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes	<ul style="list-style-type: none"> Under the amended law, mere possession of forged or counterfeit currency notes or bank notes etc., is not an offence. Possession has to be accompanied by the intention to use the same as genuine
244	187	Person employed in mint causing coin to be of different weight or composition from that fixed by law.	No Change
245	188	Unlawfully taking coining instrument from mint.	No Change
246	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
247	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
248	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
249	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
250	179	Using as genuine, forged or counterfeit coin, Government stamp, currency- notes or bank notes	No Change
251	179	Using as genuine, forged or counterfeit coin, Government stamp, currency- notes or bank notes	No Change

IPC	BNS	Title in BNS	Changes in BNS
252	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes	No Change
253	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes	No Change
254	179	Using as genuine, forged or counterfeit coin, Government stamp, currency- notes or bank notes	No Change
255	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
256	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes	No Change
257	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes	No Change
258	179	Using as genuine, forged or counterfeit coin, Government stamp, currency	No Change
259	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes	No Change
260	179	Using as genuine, forged or counterfeit coin, Government stamp, currency	No Change
261	183	Effacing writing from substance bearing Government stamp, or removing from document a stamp used for it, with intent to cause loss to Government.	No Change

IPC	BNS	Title in BNS	Changes in BNS
262	184	Using Government stamp known to have been before used.	No Change
263	185	Erasure of mark denoting that stamp has been used.	No Change
263A	186	Prohibition of fictitious stamps	The term "of her Majesty's dominions" is deleted
CHAPTER XIII OF OFFENCES RELATING TO WEIGHTS AND MEASURES			
264 265 266 267	-	-	Deleted-Legal Metrology Act-2009 <ul style="list-style-type: none"> • Fraudulent use of false instrument for weighing • Fraudulent use of false weight or measure. • Being in possession of false weight or measure • Making or selling false weight or measure.
CHAPTER XIV OF OFFENCES AFFECTING THE PUBLIC HEALTH, SAFETY CONVENIENCE, DECENCY AND MORALS			
268	270	Public nuisance	No Change
269	271	Negligent act likely to spread of disease dangerous to life	No Change
270	272	Malignant act likely to spread of disease dangerous to life	No Change
271	273	Disobedience to quarantine rule	The new law updates the terminology to include "mode of transport" and expands the scope of the offence to cover regulations related to different forms of transportation.
272	274	Adulteration of food or drink intended for sale	Fine enhanced from Rs.1,000/- to Rs.5,000/-
273	275	Sale of noxious food or drink	Fine enhanced from Rs.1,000/- to Rs.5,000/-
274	276	Adulteration of drugs	Enhanced imprisonment from 6 months to 1 year and fine from Rs.1,000/- to Rs.5,000/-
275	277	Sale of adulterated drugs	Fine enhanced from Rs.1,000/- to Rs.5,000/-
276	278	Sale of drug as a different drug or preparation	Fine enhanced from Rs.1,000/- to Rs.5,000/-
277	279	Fouling water of public spring reservoir	Punishment enhanced from 3 months to 6 months AND fine from Rs.500/- to Rs.5,000/-
278	280	Making atmosphere noxious to health	Fine enhanced from Rs.500/- to Rs.1,000/-

IPC	BNS	Title in BNS	Changes in BNS
279	281	Rash driving or riding on a public way	No Change
280	282	Rash navigation of vessel	Fine enhanced from Rs.1,000/- to Rs.10,000/-
281	283	Exhibition of false light, mark or buoy	Fine not less than Rs.10,000/- prescribed
282	284	Conveying person by water for hire in unsafe or overloaded vessel	Fine enhanced from Rs.1,000/- to Rs.5,000/-
283	285	Danger or obstruction in public way or line of navigation	Fine enhanced from Rs.200/- to Rs.5,000/-
284	286	Negligent conduct with respect to poisonous substance	Fine enhanced from Rs.1,000/- to Rs.5,000/-
285	287	Negligent conduct with respect to fire or combustible matter	Fine enhanced from Rs.1,000/- to Rs.2,000/-
286	288	Negligent conduct with respect to explosive substances	Fine enhanced from Rs.1,000/- to Rs.5,000/-
287	289	Negligent conduct with respect to machinery	Fine enhanced from Rs.1,000/- to Rs.5,000/-
288	290	Negligent conduct with respect to pulling down, repairing or constructing buildings etc.	New law also includes constructing buildings within its scope. Fine enhanced from Rs.1,000/- to Rs.5,000/-
289	291	Negligent conduct with respect to animal	Fine enhanced from Rs.1,000/- to Rs.5,000/-
290	292	Punishment for public nuisance in cases not otherwise provided for.	Fine enhanced from Rs 200/- to Rs.1,000/-
291	293	Continuance of nuisance after injunction to discontinue.	Fine upto Rs.5,000/-prescribed
292	294	Sale, etc., of obscene books, etc	Fine enhanced from Rs.2, 000/- to Rs.5, 000/- for first time conviction and from Rs.5, 000/- to Rs.10, 000/- for second time onwards.
293	295	Sale, etc., of obscene objects to child.	The new law lowers the age limit from under 20 years to below 18 years. This change aligns with the broader international understanding of the age of consent and protection for minors.
294	296	Obscene acts and songs.	Fine upto Rs.1, 000/- Prescribed. No fine in IPC
294A	297	Keeping lottery office.	Fine enhanced from Rs.1,000/- to Rs.5,000/-



No change



Amended



Deleted



New Provision

IPC	BNS	Title in BNS	Changes in BNS
CHAPTER XV OF OFFENCES RELATING TO RELIGION			
295	298	Injuring or defiling place of worship, with intent to insult the religion of any class	No Change
295A	299	Deliberate and malicious acts, intended to outrage religious feelings of any class by insulting its religion or religious beliefs	New law includes "electronic means" as a medium for potential offences.
296	300	Disturbing religious assembly	No Change
297	301	Trespassing on burial places etc...	No Change
298	302	Uttering words, etc., with deliberate intent to wound religious feelings of any person	No Change
CHAPTER XVI OF OFFENCES AFFECTING THE HUMAN BODY OF OFFENCES AFFECTING LIFE			
299	100	Culpable Homicide	No Change
300	101	Murder	No Change
301	102	Culpable homicide by causing death of person other than person whose death was intended	No Change
302	103	Punishment for murder	<ul style="list-style-type: none"> Section 103(2) is a new provision. No Change
-	103(2)	Punishment for murder by a group of 5 or more persons	MOB LYNCHING: This section provides that when a group of five or more persons acting in concert commits murder on the ground of race, caste or community, sex, place of birth, language, personal belief or any other ground each member of such group shall be punished with death or with imprisonment for life and shall also be liable to fine.
303	104	Punishment for murder by life-convict	Earlier declared unconstitutional by Mithu Vs. State of Punjab. Unlike IPC, it is not mandatory to avoid death sentence for murder by a life convict. BNS has given an option to the judge to sentence the life convict murderer to death or with imprisonment for life which shall mean the remainder of that person's natural life.
304	105	Punishment for culpable homicide not amounting to murder	BNS prescribes imprisonment of not less than 5 years which may extend to 10 years with fine. It was up to 10 years

IPC	BNS	Title in BNS	Changes in BNS
			with fine or both under section 304 of IPC
304A	106	Causing death by negligence.	106(1) increases the punishment for causing death by the negligence from a maximum of 2 years to a maximum of 5 years. 106(2) is a new provision. Hit & run
-	106(2)	Offender escaping or failing to report	This provision addresses situations where the offender escapes from the scene of the incident without reporting it to a police officer or magistrate after the incident. Maximum term of imprisonment of 10 years with fine. The punishment in case of negligent act done by a registered medical practitioner is imprisonment of either description for term which may extend to 2 years and fine. In part consonance with section 134 of MV Act
304B	80	Dowry death	No Change
305	107	Abetment of suicide of child or person of unsound mind	Reference to "insane person"/"any idiot" is replaced with reference to "person of unsound mind" in BNS.
306	108	Abetment of suicide	No Change
307	109	Attempt to murder	Under IPC section 307 prescribed only death penalty for attempt to murder by a life convict. For attempt to murder by life convict section 109 of BNS provides for death or with imprisonment for life which shall mean the remainder of that person's natural life.
308	110	Attempt to commit culpable homicide	No Change
309	---		<ul style="list-style-type: none"> Section 309 of IPC is now omitted. Section 309 of IPC prescribed punishment for anyone who attempts to commit suicide and did any act towards the Commission of such offense. Section 226 of BNS prescribes punishment for anyone who attempts to commit suicide with the intent to compel or restrain any public servant from discharging his official duty.
310	-	-	Deleted-Thug
311	-	-	Deleted- Punishment for Thug
312	88	Causing miscarriage	No Change

IPC	BNS	Title in BNS	Changes in BNS
313	89	Causing miscarriage without woman's consent	No Change
314	90	Death caused by act done with intent to cause miscarriage	No Change
315	91	Act done with intent to prevent child being born alive or to cause to die after birth	No Change
316	92	Causing death of quick unborn child by act amounting to culpable homicide	No Change
317	93	Exposure and abandonment of child under twelve years of age, by parent or person having care of it	No Change
318	94	Concealment of birth by secret disposal of dead body	No Change
-	95	Hiring, employing, or engaging a child to commit an Offence	Hiring, employing, or using a child for sexual exploitation or pornography is covered with the meaning of this section.
-	111	Organized Crime	This section defines Organized crime as any continuing unlawful activity including kidnapping, robbery, vehicle theft, extortion, land grabbing, contract killing, economic offences, cybercrimes etc., The section also prescribes punishment for varying degrees of Organized crime.
-	112	Petty Organized Crime	"Petty Organized Crime" is defined and its punishment is prescribed
-	113	Terrorist Act	"Terrorist Act" is defined, and its punishment prescribed.
319	114	Hurt	No Change
320	116	Grievous hurt	Twenty days suffering replaced with fifteen days
321	115(1)	Voluntarily causing hurt	No Change
322	117(1)	Voluntarily causing grievous hurt	No Change
323	115(2)	Voluntarily causing hurt	Fine imposable increased from Rs.1000 to Rs.10,000
324	118(1)	Voluntarily causing hurt or grievous hurt by dangerous weapons or means	Fine may extend to twenty thousand rupees

IPC	BNS	Title in BNS	Changes in BNS
325	117(2)	Voluntarily causing grievous hurt	No Change
-	117(3)	Voluntarily causing grievous hurt	Punishment for causing permanent disability or in persistent vegetative state, shall be punished with rigorous imprisonment for a term which shall not be less than ten years but which may extend to imprisonment for life, which shall mean imprisonment for the remainder of that person's natural life.
-	117(4)	Voluntarily causing grievous hurt	When grievous hurt of a person is caused by a group of five or more persons on the ground of his, race, caste, sex, place of birth, language, personal belief or any other ground, each member of such group shall be guilty of the offence of causing grievous hurt, and shall be punished with imprisonment of either description for a term which may extend to seven years, and shall also be liable to fine.
326	118(2)	Voluntarily causing hurt or grievous hurt by dangerous weapons or means	Minimum punishment of one year is added.
326A	124(1)	Voluntarily causing grievous hurt by use of acid, etc	No Change
326B	124(2)	Voluntarily causing grievous hurt by use of acid, etc	<ul style="list-style-type: none"> Besides the words 'Injury or hurt' in section 326B of IPC, words 'or causes a person to be in a permanent vegetative state' or added. Permanent vegetative state need not be irreversible.
327	119(1)	Voluntarily causing hurt or grievous hurt to extort property, or to constrain to an illegal act.	No Change
328	123	Causing hurt by means of poison, etc., with intent to commit an offence.	No Change
329	119(2)	Voluntarily causing hurt or grievous hurt to extort property, or to constrain to an illegal act.	No Change
330	120(1)	Voluntarily causing hurt or grievous hurt to extort confession, or to compel restoration of property.	No Change
331	120(2)	Voluntarily causing hurt or grievous hurt to extort	No Change

IPC	BNS	Title in BNS	Changes in BNS
		confession, or to compel restoration of property.	
332	121(1)	Voluntarily causing hurt or grievous hurt to deter public servant from his duty	Punishment enhanced from upto 3 years to upto 5 years
333	121(2)	Voluntarily causing hurt or grievous hurt to deter public servant from his duty	Minimum punishment of One year introduced
334	122(1)	Voluntarily causing hurt or grievous hurt on provocation	Fine amount enhanced from Rs 500/- to Rs.5000/-
335	122(2)	Voluntarily causing hurt or grievous hurt on provocation	Punishment enhanced from upto 4 years to upto 5 years AND fine amount enhanced from Rs 2000/- to Rs.10,000/-
336	125	Act endangering life or personal safety of others	Fine amount enhanced from Rs250/- to Rs 2,500/-
337	125	Act endangering life or personal safety of others	Fine amount enhanced from Rs 500/- to Rs 5,000/-
338	125	Act endangering life or personal safety of others	Punishment enhanced from upto 2 years to upto 3 years Fine amount enhanced from Rs 1,000/- to Rs 10,000/-
339	126(1)	Wrongful restraint	No Change
340	127(1)	Wrongful confinement	No Change
341	126(2)	Wrongful restraint	Punishment for wrongful restraint. Fine enhanced from Rs. 500/- to Rs.5,000/-
342	127(2)	Wrongful confinement	Punishment for wrongful confinement. Fine enhanced from Rs.1,000/- to Rs.5,000/-
343	127(3)	Wrongful confinement	Punishment enhanced from upto 2 years to upto 3 years AND fine is prescribed of upto Rs.10,000/-
344	127(4)	Wrongful confinement	Punishment enhanced from upto 3 years to upto 5 years AND fine is prescribed of Minimum Rs.10,000/-
345	127(5)	Wrongful confinement	No Change
346	127(6)	Wrongful confinement	Punishment enhanced from upto 2 years to upto 3 years AND Shall be liable for fine is added
347	127(7)	Wrongful confinement	No Change
348	127(8)	Wrongful confinement	No Change
349	128	Force	No Change
350	129	Criminal force	No Change
351	130	Assault	No Change

IPC	BNS	Title in BNS	Changes in BNS
352	131	Punishment for assault or criminal force otherwise than on grave provocation	Punishment for assault or Criminal force otherwise than on grave provocation. Fine enhanced from Rs.500/- to Rs.1,000/-
353	132	Assault or criminal force to deter public servant from discharge of his duty	No Change
354	74	Assault or use of criminal force to woman with intent to outrage her modesty	No Change
354A	75	Sexual harassment	No Change
354B	76	Assault or use of criminal force to woman with intent to disrobe	Word "whoever" is used in sections 76, 77 of BNS. Earlier word 'Man' was used in IPC.
354C	77	Voyeurism	Word "whoever" is used in sections 76, 77 of BNS. Earlier word 'Man' was used in IPC.
354D	78	Stalking	No Change
355	133	Assault or criminal force with intent to dishonor person, otherwise than on grave provocation	Assault or criminal force with intent to dishonor person, otherwise than on grave provocation.
356	134	Assault or criminal force in attempt to commit theft of property carried by a person.	Assault or criminal force in attempt to commit theft of property carried by a person.
357	135	Assault or criminal force in attempt to wrongfully confine a person.	Assault or criminal force in attempt wrongfully to confine a person. Fine enhanced from Rs.1,000/-to Rs.5,000/-
358	136	Assault or criminal force on grave provocation.	Assault or criminal force on grave provocation. Fine enhanced from Rs.200/- to Rs.1,000/-
359	137(1)	Kidnapping	No Change
360	137(1) (a)	Kidnapping	No Change
361	137(1) (b)	Kidnapping	Word "child" is used in place of the word "minor".
362	138	Abduction	No Change
363	137(2)	Kidnapping	No Change
363A	139	Kidnapping or maiming a child for purposes of begging	<ul style="list-style-type: none"> Punishment by way of imprisonment for kidnapping or obtaining custody of a child so that it may be used or employed for begging has been enhanced from imprisonment of either description of 10 years to rigorous imprisonment for a term

IPC	BNS	Title in BNS	Changes in BNS
			<p>which shall not be less than 10 years but which may extend to imprisonment for life.</p> <ul style="list-style-type: none"> Punishment by way of imprisonment for maiming a child for purposes of begging has been enhanced from imprisonment for life to imprisonment which will not be less than 20 years but which may extend to life. For the word 'minor' word 'child' is used .Child may be a male child or female child.
364	140 (1)	Kidnapping or abducting in order to murder or for ransom, etc	No Change
364A	140(2)	Kidnapping or abducting in order to murder or for ransom	No Change
365	140(3)	Kidnapping or abducting in order to murder or for ransom	No Change
366	87	Kidnapping, abducting or inducing woman to compel her marriage, etc	No Change
366A	96	Procurator of child	Changed as 'Procurator of a child'.
366B	141	Importation of girl or boy from foreign country	This section is now applicable to both girls as well as boys. Age prescribed for boys is 18 years and for girls he is 21 years.
367	140(4)	Kidnapping or abducting in order to murder or for ransom	No Change
368	142	Wrongfully concealing or keeping in confinement, kidnapped or abducted person.	No Change
369	97	Kidnapping or abducting child under ten years of age with intent to steal from its person	Gender Neutral
	93	Exposure and abandonment of child under twelve years of age, by parent or person having care of it	No Change
370	143	Trafficking of person	For the word "minor", word child is used.
370A	144	Exploitation of a trafficked person	Maximum imprisonment term impossible for sexual exploitation of trafficked child increased from 7

IPC	BNS	Title in BNS	Changes in BNS
			years to 10 years. Maximum imprisonment term impossible for sexual exploitation of trafficked person increased from 5 years to 7 years.
371	145	Habitual dealing in slaves	No Change
372	98	Selling child for purposes of prostitution, etc	Word "Child" is substituted for "any person" in section 372 of IPC.
373	99	Buying child for purposes of prostitution, etc	<ul style="list-style-type: none"> Word "Child" is substituted for "person". Imprisonment prescribed is "not less than 7 years but which may extend to 14 years". Earlier prescribed Imprisonment was 10 years.
374	146	Unlawful compulsory labour	No Change
375	63	Rape	Age of consent: Exception 2 to 63 of BNS provides that sexual intercourse or sexual acts by a man with his own wife, the wife not being under 18 years of age is not rape. Under section 375 of IPC the age limit was 15 years.
376 (1 & 2)	64	Punishment for rape	Consent: Clause (i) of section 64(2) of BNS provides for "commits rape, on a women incapable of giving consent." Section 376(2) (1) of IPC provided for "commits rape on woman when she is under 16 years of age."
376(3)	65(1)	Punishment for rape in certain cases	No Change
376AB	65(2)	Punishment for rape in certain cases	Section 65 of BNS combines both age categories (under 12 and under 16) into a single section, simplifying the legal frame work.
376A	66	Punishment for causing death or resulting in persistent vegetative state of victim	No Change
376B	67	Sexual intercourse by husband upon his wife during separation	No Change
376C	68	Sexual intercourse by a person in authority	No Change
376D	70(1)	Gang rape	No Change
376D A	70(2)	Gang rape	Death sentence was provided under section 376 DB of IPC for gang rape

IPC	BNS	Title in BNS	Changes in BNS
376D B			of woman under 12 years of age. No death penalty was provided for gang rape of woman aged below 16 but above 12 in section 376 DA. Now section 70(2) of BNS provides death penalty for gang rape of women under 18 years of age.
376E	71	Punishment for repeat offenders	No Change
377			The reference to section 377 has been removed.
CHAPTER XVII OF OFFENCES AGAINST PROPERTY			
378	303(1)	Theft	No Change
379	303(2)	Theft	In case of repeat offences of theft, more stringent punishment is provided in BNS by way of rigorous imprisonment for a term which shall not be less than one year but which may extend to 5 years and with fine.
New	304	Snatching	Defines "Snatching" as a distinct offence. Whoever commits snatching, shall be punished with imprisonment of either description for a term which may extend to three years, and shall also be liable to fine
380	305	Theft in a dwelling house, or means of transportation or place of worship, etc	Theft of Idol or Icon in any place of worship and theft of any property of the Government or of a Local Authority.
381	306	Theft by clerk or servant of property in possession of master	Summary trial is mandatory.
382	307	Theft after preparation made for causing death, hurt or restraint in order to committing of theft	No Change
383	308(1)	Extortion	No Change
384	308(2)	Extortion	Punishment enhanced from 3 years to 7 years
385	308(3)	Extortion	No Change
386	308(5)	Extortion	No Change
387	308(4)	Extortion	No Change
388	308(7)	Extortion	No Change
389	308(6)	Extortion	No Change

IPC	BNS	Title in BNS	Changes in BNS
390	309(1)/(2)/(3)	Robbery	No Change
391	310(1)	Dacoity	No Change
392	309(4)	Robbery	No Change
393	309(5)	Robbery	No Change
394	309(6)	Robbery	No Change
395	310(2)	Dacoity	No Change
396	310(3)	Dacoity	Prescribed punishment under this section of BNS is "Shall not be less than 10 years". Earlier it was "which may extend to 10 years".
397	311	Robbery or dacoity, with attempt to cause death or grievous hurt.	No Change
398	312	Attempt to commit robbery or dacoity when armed with deadly weapon.	No Change
399	310(4)	Dacoity	No Change
400	310(6)	Dacoity	No Change
401	313	Punishment for belonging to gang of robbers, etc	Term "Thugs" is removed
402	310(5)	Dacoity	No Change
403	314	Dishonest misappropriation of property	Minimum imprisonment term of 6 months is stipulated under section 314 of BNS which was not the case in section 403 of IPC. While section 403 of IPC stipulated imprisonment or fine or both as punishment, section 314 stipulates imprisonment and fine as punishment.
404	315	Dishonest misappropriation of property possessed by deceased person at the time of his death	No Change
405	316(1)	Criminal breach of trust	No Change
406	316(2)	Criminal breach of trust	Imprisonment enhanced from 3 years to 5 years.
407	316(3)	Criminal breach of trust	No Change
408	316(4)	Criminal breach of trust	No Change
409	316(5)	Criminal breach of trust	No Change
410	317(1)	Stolen Property	Word 'cheating' is added in of BNS
411	317(2)	Stolen Property	No Change
412	317(3)	Stolen Property	No Change

IPC	BNS	Title in BNS	Changes in BNS
413	317(4)	Stolen Property	No Change
414	317(5)	Stolen Property	No Change
415	318(1)	Cheating	No Change
416	319(1)	Cheating by personation	No Change
417	318(2)	Cheating	Punishment enhanced from 1 year to 3 years
418	318(3)	Cheating	Punishment enhanced from 3 years to 5 years
419	319(2)	Cheating by personation	Punishment enhanced from 3 years to 5 years
420	318(4)	Cheating	No Change
421	320	fraudulent removal or concealment of property to prevent distribution among creditors	Minimum imprisonment of 6 months prescribed.
422	321	Dishonestly or fraudulently preventing debt being available for creditors	No Change
423	322	Dishonest or fraudulent execution of deed of transfer containing false statement of consideration.	Punishment enhanced from 2 years to 3 years
424	323	Dishonest or fraudulent removal or concealment of property	Punishment enhanced from 2 years to 3 years.
425	324(1)	Mischief	No Change
426	324(2)	Mischief	Punishment enhanced from 3 months to 6 months
-	324(3)	Mischief	Punishment for mischief increased from 3 months to 6 months. This section provides that whoever commits mischief and thereby causes loss or damage to any property including Government or Local authority shall be punished with imprisonment of upto 1 year or with fine or both
427	324(4) (5)	Mischief	324(3) is added. The threshold monetary limit for value of loss or damage caused by mischief is increased from Rs. 50 in 427 IPC to Rs.20, 000 (but less than 1 Lakh) in section 324(4) of BNS. Imprisonment is increased from 2 years to 5 years where loss or damage by mischief exceeds

IPC	BNS	Title in BNS	Changes in BNS
			1 Lakhs.
428	325	Mischief by killing or maiming animal	Punishment enhanced from 2 years to 5 years and "ANDFINE" included
429	325	Mischief by killing or maiming animal	No Change
430	326(a)	Mischief by injury, inundation, fire or explosive substance, etc	No Change
431	326(b)	Mischief by injury, inundation, fire or explosive substance, etc	No Change
432	326(c)	Mischief by injury, inundation, fire or explosive substance, etc	No Change
433	326(d)	Mischief by injury, inundation, fire or explosive substance, etc	The terms "sign or signal used for navigation of rail, aircraft or ship" has been used.
434	326(e)	Mischief by injury, inundation, fire or explosive substance, etc	No Change
435	326(f)	Mischief by injury, inundation, fire or explosive substance, etc	No Change
436	326(g)	Mischief by injury, inundation, fire or explosive substance, etc	No Change
437	327(1)	Mischief with intent to destroy or make unsafe a rail, aircraft, decked vessel or one of twenty tons burden	Mischief in relation to any rail or aircraft is also covered.
438	327(2)	Mischief with intent to destroy or make unsafe a rail, aircraft, decked vessel or one of twenty tons burden	No Change
439	328	Punishment for intentionally running vessel aground or ashore with intent to commit theft, etc.	No Change
440	324(6)	Mischief	No Change
441	329(1)	Criminal trespass and house-trespass	No Change
442	329(2)	Criminal trespass and house-trespass	No Change

IPC	BNS	Title in BNS	Changes in BNS
443	330(1)	House-trespass and house-breaking	No Change
444			The definitions of 'lurking house trespass by night' and 'house breaking by night' have been omitted.
445	330(2)	House-trespass and house-breaking	No Change
446	-	-	House-breaking by night. Merged with 331(4) BNS
447	329(3)	Criminal trespass and house trespass	Fine enhanced from Rs.500 to Rs.5000.
448	329(4)	Criminal trespass and house trespass	Fine enhanced from Rs.1000 to Rs 5000
449	332(a)	House-trespass in order to commit offence	No Change
450	332(b)	House-trespass in order to commit offence	No Change
451	332(c)	House-trespass in order to commit offence	No Change
452	333	House-trespass after preparation for hurt, assault or wrongful restraint	No Change
453	331(1)	Punishment for house-trespass or house- breaking	No Change
454	331(3)	Punishment for house-trespass or house- breaking	No Change
455	331(5)	Punishment for house-trespass or house- breaking	No Change
456	331(2)	Punishment for house-trespass or house- breaking	'House breaking by night' is replaced with 'house breaking after sunset and before sunrise'
457	331(4)	Punishment for house-trespass or house- breaking	'House breaking by night' is replaced with 'house breaking after sunset and before sunrise'
458	331(6)	Punishment for house-trespass or house- breaking	No Change
459	331(7)	Punishment for house-trespass or house- breaking	No Change
460	331(8)	Punishment for house-trespass or house- breaking	No Change
461	334(1)	Dishonestly breaking open receptacle containing property	No Change
462	334(2)	Dishonestly breaking open receptacle containing	No Change

IPC	BNS	Title in BNS	Changes in BNS
		property	
CHAPTER XVIII			
OF OFFENCES RELATING TO DOCUMENTS AND TO PROPERTY MARKS			
463	336 (1)	Forgery	No Change
464	335	Making a false document	No Change
465	336 (2)	Forgery	No Change
466	337	Forgery of record of Court or of public register, etc.,	BNS specifically makes it an offence to forge identity document issued by Government including Aadhaar card and voter identity card.
467	338	Forgery of valuable security, will etc.,	No Change
468	336 (3)	Forgery	No Change
469	336 (4)	Forgery	No Change
470	340 (1)	Forged document or electronic record and using it as genuine	No Change
471	340 (2)	Forged document or electronic record and using it as genuine	No Change
472	341 (1)	Making or possessing counterfeit seal, etc., with intent to commit forgery punishable u/s.336	No Change
473	341 (2)	Making or possessing counterfeit seal, etc., with intent to commit forgery punishable u/s.336	No Change
-	341(3)	Making or possessing counterfeit seal etc..., with intent to commit forgery	This new section provides that whoever possesses any seal, plate or other instrument knowing the same to be counterfeit shall be punished with imprisonment of either description for a term which may extend to 3 years and she will also be liable to fine
-	341(4)	Making or possessing counterfeit seal etc..., with intent to commit forgery	Whoever fraudulently or dishonestly uses as genuine any seal, plate or other instrument knowing or having reason to believe the same to be counterfeited, shall be punished in the same manner as if he had made or counterfeited such seal plate or other instrument.
474	339	Having possession of document described in	No Change

IPC	BNS	Title in BNS	Changes in BNS
		section 335 or 336, knowing it to be forged and intending to use it as genuine	
475	342(1)	Counterfeiting device or mark used for authenticating documents described in section 336, or possessing counterfeit marked material	No Change
476	342(2)	Counterfeiting device or mark used for authenticating documents described in section 336, or possessing counterfeit marked material	No Change
477	343	Fraudulent cancellation, destruction, etc., of will authority to adopt, or valuable security	No Change
477A	344	Falsification of accounts	No Change
478	-	-	Trade Mark. Repealed by the Trade and Merchandise Marks Act, 1958, section. 135 & Scheduled
479	345(1)	Property mark	No Change
480	-	-	Using a false trade mark. Repealed by the Trade and Merchandise Marks Act, 1958, s.135 & Sch
481	345(2)	Property mark	No Change
482	345(3)	Property mark	No Change
483	347(1)	Counterfeiting a property mark	No Change
484	347(2)	Counterfeiting a property mark	No Change
485	348	Making or possession of any instrument for counterfeiting a property mark	No Change
486	349	Selling goods marked with a counterfeit property mark	No Change
487	350(1)	Making a false mark upon any receptacle containing goods	No Change
488	350(2)	Making a false mark upon any receptacle containing goods	No Change
489	346	Tampering with property mark with intent to cause injury	No Change

IPC	BNS	Title in BNS	Changes in BNS
489A	178	Counterfeiting coin, Government stamps, currency-notes or bank-notes	No Change
489B	179	Using as genuine, forged or counterfeit coin, Government stamp, currency-notes or bank-notes	No Change
489C	180	Possession of forged or counterfeit coin, Government stamp, currency-notes or bank-notes	No Change
489D	181	Making or possessing instruments or materials for forging or counterfeiting coin, Government stamp, currency-notes or bank-notes	No Change
489E	182	Making or using documents resembling currency-notes or bank-notes	<ul style="list-style-type: none"> Fine for making or using documents resembling currency notes or bank notes increased from Rs.100 to Rs.300 Fine for refusal to disclose the name and address of the printer increased from Rs.200 to Rs.600.
CHAPTER XIX OF THE CRIMINAL BREACH OF CONTRACTS OF SERVICE			
490	-	-	Breach of contract of service during voyage or journey. Repealed by the Workmen's Breach of Contract (Repealing) Act, 1925
491	357	Breach of contract to attend on and supply wants of helpless person.	Fine amount increased from Rs.200 to Rs.5000
-	358	Repeal and savings	Section 358 of the BNS repeals the IPC, however, it protects the previous operation of the IPC, or anything done or suffered under the IPC.
492	-	-	Breach of contract to serve at distant place to which servant is conveyed at master's expense. Repealed by the Workmen's Breach of Contract (Repealing) Act, 1925
CHAPTER XX OF OFFENCES RELATING TO MARRIAGE			
493	81	Cohabitation caused by man deceitfully inducing belief of lawful marriage	No Change
494	82(1)	Marrying again during lifetime of husband or wife	No Change

IPC	BNS	Title in BNS	Changes in BNS
495	82(2)	Marrying again during lifetime of husband or wife	No Change
496	83	Marriage ceremony fraudulently gone through without lawful marriage.	No Change
497	--	---	Adultery declared unconstitutional vide Joseph Shine vs. UOI
498	84	Enticing or taking away or detaining with criminal intent a married woman.	<ul style="list-style-type: none"> Words 'from that man or from any person having the care of her on behalf of that man' are omitted from 498 IPC. Section 84 of BNS protects a married woman whether or not she is living in the care of her husband or any other person who is taking care of her on behalf of her husband.
CHAPTER XX-A OF CRUELTY BY HUSBAND OR RELATIVES OF HUSBAND			
498A	85	Husband or relative of husband of a woman subjecting her to cruelty	No Change
--	86	Cruelty defined	498, Explanation. Cruelty defined.
CHAPTER XXI OF DEFACTION			
499	356(1)	Defamation	Words "in any manner" is used.
500	356(2)	Defamation	Alternate Punishment of Community Service is added.
501	356(3)	Defamation	No Change
502	356(4)	Defamation	No Change
CHAPTER XXII OF CRIMINAL INTIMIDATION, INSULT AND ANNOYANCE			
503	351(1)	Criminal intimidation	The words criminal intimidation 'by any means' is added.
504	352	Intentional insult with intent to provoke breach of peace	No Change
505	353	Statements conducing to public mischief.	Words used in section 505(2) of IPC were "circulates any statement or report containing rumour or alarming news" is replaced with "circulates any statement or report containing false information, rumours or alarming news including through electronic means."
506	351(2)	Criminal intimidation	No Change
506(II)	351(3)	Criminal intimidation	No Change

IPC	BNS	Title in BNS	Changes in BNS
507	351(4)	Criminal intimidation	No Change
508	354	Act caused by inducing person to believe that he will be rendered an object of Divine displeasure.	No Change
509	79	Word, gesture or act intended to insult modesty of a woman	No Change
510	355	Misconduct in public by a drunken person	Fine enhanced to Rs.1000. Alternate Community Service as a form of punishment added.
CHAPTER XXIII OF ATTEMPTS TO COMMIT OFFENCES			
511	62	Punishment for attempting to commit offences punishable with imprisonment for life or other Imprisonment	No Change

**COMPARISON STATEMENT OF BHARATIYA NAGARIK SURAKSHA
SANHITA, 2023 (BNSS) AND CODE OF CRIMINAL PROCEDURE (Cr.P.C)**

Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
CHAPTER I PRELIMINARY			
1	1	Short title, extent and commencement	Bharatiya Nagarik Suraksha Sanhita, 2023.
2	2	Definitions	No change
-	2(1) a	"Audio-video electronic means"	New definition (the definition shall include use of any communication device for the purpose of ➤ Video conferencing, ➤ recording of processes of identification, ➤ search and seizure or evidence, ➤ transmission of electronic communication, and ➤ for such other purposes and by such other means as the state Government may, by rules provide)
-	2(1) b	"Bail"	New definition(bail to mean release of a person accused of or suspected of Commission of an offence from the custody of law upon certain conditions imposed by an officer or court on execution by such person of a bond or a bail bond.)
2(a)	2(1)(c)	"Bailable offence"	No change
-	2(1)(d)	"Bail bond"	New definition:(Bail bond to mean an undertaking for release with surety)
-	2(1) (e)	"Bond"	New definition: (Bond to mean a personal bond or an undertaking for release without surety.)
2(b)	2(1) (f)	"Charge"	No change
2(c)	2(1) (g)	"Cognizable offence"	No change
2(d)	2(1) (h)	"Complaint"	No change
-	2(1) (i)	"Electronic communication"	New definition: (Electronic communication means the communication of any written, verbal, pictorial information or video content transmitted or transferred ➤ whether from one person to another or from one device to another or from a person to a device or from device to a person ➤ by means of an electronic device including a telephone mobile



No change



Amended



Deleted



New Provision

			phone or other wireless telecommunication device or a computer or audio video players or cameras or any other electronic device or electronic form as may be specified by notification by the central government.
2(e)	2(1)(j)	"High Court"	No change
2(f)	-	-	"India" is Repealed
2(g)	2(1)(k)	"Inquiry"	No change
2(h)	2(1)(l)	"Investigation"	New Explanation inserted. The provisions of special Act shall prevail in investigation of offences under special Acts.
2(i)	2(1) (m)	"Judicial proceeding"	No change
2(j)	2(1) (n)	"Local jurisdiction"	No change
2(k)	--	--	"metropolitan area" is Repealed
2(l)	2(1) (o)	"Non-cognizable offence"	No change
2(m)	2(1) (p)	"notification"	No change
2(n)	2(1) (q)	"offence"	No change
2(o)	2(1) (r)	"officer in charge of a police station"	No change
2(p)	2(1) (s)	"place"	No change
2(q)	--	--	"pleader" is repealed
2(r)	2(1) (t)	"police report"	No change
2(s)	2(1) (u)	"police station"	No change
2(t)	---	---	"prescribed" is repealed
2(u)	2(1) (v)	"Public Prosecutor"	No change
2(v)	2(1) (w)	"sub-division"	No change
2(w)	2(1)(x)	"summons-case"	No change
2(wa)	2(1)(y)	"victim"	No change
2(x)	2(1)(z)	"warrant-case"	No change
2(y)	2(2)	Words and expressions not defined	Sub-section (2) is added in place of (2)(y) of Cr.P.C. It provides that words and expressions used herein have the same meaning in the BNS and IT Act-2000.
3	3	Construction of references	No change
4	4	Trial of offences under Bhartiya Nyaya Sanhita and other laws	No change
5	5	Saving	No change
CHAPTER II			
CONSTITUTION OF CRIMINAL COURTS AND OFFICES			
6	6	Classes of Criminal Courts.	Concepts of Metropolitan Area and Metropolitan Magistrate are now abolished.

7	7	Territorial divisions	No change
8	—		Metropolitan areas is repealed.
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
9	8	Court of Session	No change
10	—		Subordination of Assistant Sessions Judge is repealed.
11	9	Courts of Judicial Magistrates	No change
12	10	Chief Judicial Magistrate and Additional Chief Judicial Magistrate, etc.	No change
13	11	Special Judicial Magistrates	No change
14	12	Local jurisdiction of Judicial Magistrates	No change
15	13	Subordination of Judicial Magistrates	No change
16	—		Courts of Metropolitan Magistrates is repealed
17	—		Chief Metropolitan Magistrate and Additional Chief Metropolitan Magistrate is repealed
18	—		Special Metropolitan Magistrates is repealed
19	—		Subordination of Metropolitan Magistrates is repealed
20	14	Executive Magistrates	No change
21	15	Special Executive Magistrates	New explanation: State Government can also appoint any police officer not below the rank of SP or equivalent as Special Executive Magistrate.
22	16	Local Jurisdiction of Executive Magistrates	No change
23	17	Subordination of Executive Magistrates	No change
24	18	Public Prosecutors	New explanation: Central Govt shall appoint the PP or Addl.PP for the National Capital Territory of Delhi after consultation with the High Court of Delhi. Prosecuting Officer includes a Special Public Prosecutor also.
25	19	Assistant Public Prosecutors	New explanation: District Magistrate may appoint APP.
25A	20	Directorate of Prosecution	State Government may establish District Directorate of Prosecution of every district. This section omits the



No change



Amended



Deleted



New Provision

			requirement of concurrence of the Chief Justice of the High Court for appointment of a Director of Prosecution or a Deputy Director of Prosecution. This section also creates new post of Assistant Directors of Prosecution. This section provides clear roles for Director of Prosecution, Deputy Director of Prosecution and Assistant Director of Prosecution.
CHAPTER III			
POWER OF COURTS			
26	21	Courts by which offences are triable	No change
27	—	-	Jurisdiction in the case of juveniles is repealed
28	22	Sentences which High Courts and Sessions Judges may pass	Power of ASJ to pass sentences has been omitted
29	23	Sentences which Magistrates may pass	Sec 23 (2) & (3) is added. The monetary limits on fine which can be imposed by Judicial Magistrates of first class and Judicial Magistrates of second class have been enhanced. Court can impose fine or community service Or both.
30	24	Sentence of imprisonment in default of fine	No change
31	25	Sentence in cases of conviction of several offences at one trial	This section omits the “by default rule” that punishments shall run consecutively in the order directed by the court. Section 25 requires the court to consider the gravity of offences and clearly order such punishments to run consecutively or concurrently. Maximum punishment is increased from 14 years to 20 years.
32	26	Mode of conferring powers	No change
33	27	Powers of officers appointed	No change
34	28	Withdrawal of powers	No change

35	29	Powers of Judges and Magistrates exercisable by their successors-in-office	No change
CHAPTER IV POWERS OF SUPERIOR OFFICERS OF POLICE, AID TO MAGISTRATES AND POLICE			
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
36	30	Powers of superior officers of police	No change
37	31	Public when to assist Magistrates and police	No change
38	32	Aid to person, other than police officer, executing warrant	No change
39	33	Public to give information of certain offences	No change
40	34	Duty of officers employed in connection with the affairs of a village to make certain report	Defines "Proclaimed Offender"
CHAPTER V ARREST OF PERSONS			
41 & 41A	35	When police may arrest without warrant...	<i>(Old Secs 41& 41A)</i> <i>Section 35 clause 7 of BNSS is a new provision.</i> <i>35(7) Provides that no arrest shall be made without the prior permission of an officer not below the rank of Deputy Superintendent of Police in cases where the offence is punishable for less than 3 years and the person is infirm or above 60 years of age.</i>
41B	36	Procedure of arrest and duties of officer making arrest	Section 41B required the information of arrest to be given to relative or friend named by person arrested. Section 36 of BNSS requires the information of arrest be given to relative or a friend <i>or any other person</i> named by person arrested.
41C	37	Designated Police Officer	Sec. 37 of the BNSS provides that the state government <i>shall designate a police officer in every district and in every police station not below the rank of assistant sub inspector of police</i> who shall be responsible for maintaining the

			information about the names and addresses of the persons arrested, nature of the offence with which charged, which shall be prominently displayed in any manner including in digital mode in every police station and at the district headquarters.
41D	38	Right of arrested person to meet an advocate of his choice during interrogation	No change
42	39	Arrest on refusal to give name and residence	Under Section 42 of Cr.P.C, person arrested can be released on his executing a bond with or without sureties. Under section 39 of BNSS, person arrested can be released on a bond or bail bond.
43	40	Arrest by private person and procedure on such arrest	Section 40 of BNSS makes changes to private arrest provisions by setting a deadline of 6 hours from such arrest within which the private person affecting private arrest shall handover the person subjected to private arrest to the police. Section 40(2) of BNSS has substituted the words "shall re-arrest him" in Cr.P.C with the words "shall take him to custody".
44	41	Arrest by Magistrate	No change
45	42	Protection of members of the Armed Forces from arrest	No change
46	43	Arrest how made	Section. 43 (3) Guidelines to use handcuff: The police officer may, keeping in view the nature and gravity of the offence, use handcuff while effecting the arrest of a person who is a habitual, repeat offender who escaped from custody, who has committed offence of organised crime, offence of terrorist act, drug related crime, or offence of illegal possession of arms and ammunition, murder, rape, acid attack, counterfeiting of coins and currency notes, human trafficking, sexual offences against children or offences against the State.

47	44	Search of place entered by person sought to be arrested	No change
48	45	Pursuit of offenders into other jurisdictions	No change
49	46	No unnecessary restraint	No change
50	47	Person arrested to be informed of grounds of arrest and of right to bail	No change
50A	48	Obligation of person making arrest to inform about the arrest, etc., to relative or friend	48 (1) is added. Information of arrest shall be given to the Designated Police Officer.
51	49	Search of arrested person	No change
52	50	Power to seize offensive weapons	Section 50 of BNSS empowers the Police Officer or other person making the arrest to seize offensive weapons from the arrest <i>immediately after the arrest is made</i> . Section 52 of Cr.P.C offered no clarity on when this power is exercisable.
53	51	Examination of accused by medical practitioner at the request of police officer	Section 51 of BNSS has revised the definition of “registered medical practitioner.” In Cr.P.C, the request for medical examination can be made by police officer not below the rank of sub inspector. Under the new section of BNSS, request can be made by any police officer
53A	52	Examination of person accused of rape by medical practitioner	In case of examination of person accused of rape by medical practitioner, if there is no registered medical practitioner available within the radius of 16 kilometres from the place where the offence of rape has been committed, the new section of BNSS allows such RMP to act on the request of any police officer irrespective of rank.
54	53	Examination of arrested person by medical officer	Section 53(1) provides that if the registered medical practitioner is of the opinion that one more examination of arrested person is necessary, he may do so.

54A	54	Identification of person arrested	Recording of identification process by audio/video electronic means, if identifying person is disabled.
55	55	Procedure when police officer deposes subordinate to arrest without warrant	No change
55A	56	Health and safety of arrested person	No change
56	57	Person arrested to be taken before Magistrate or officer in charge of police station	No change
57	58	Person arrested not to be detained more than twenty-four hours	The accused shall be produced before the magistrate's court <i>whether having jurisdiction or not.</i>
58	59	Police to report apprehensions	No change
59	60	Discharge of person apprehended	No change
60	61	Power, on escape, to pursue and retake	No change
60A	62	Arrest to be made strictly according to the Sanhita	No change
CHAPTER VI PROCESS TO COMPEL APPEARANCE			
61	63	Form of summons	Section 63 of BNSS allows the court to issue summons in an encrypted or any other form of electronic communication with the image of the seal of the court or digital signature.
62	64	Summons how served	The SHO/ Registrar in the court has to maintain process register with the address along with email address, Phone Number etc to facilitate the serving of the summons through electronic media.
63	65	Service of summons on corporate bodies, firms, and societies	The new section provides that service of summons on a firm or other association of individuals may be affected by serving it on any partner of such firm or association or by letter sent by registered post addressed to such partner in which case the service shall be deemed to have been effected when the letter would arrive in ordinary course of post.

64	66	Service when persons summoned cannot be found	No change
65	67	Procedure when service cannot be effected as before provided	No change
66	68	Service on Government servant	No change
67	69	Service of summons outside local limits	No change
68	70	Proof of service in such cases and when serving officer not present	Clause (3) is added, treating electronic communication is also serving of Summons.
69	71	Service of summons on witness	Electronic communication of summons is included
70	72	Form of warrant of arrest and duration	No change
71	73	Power to direct security to be taken	No change
72	74	Warrants to whom directed	No change
73	75	Warrant may be directed to any person	No change
74	76	Warrant directed to police officer	No change
75	77	Notification of substance of warrant	No change
76	78	Person arrested to be brought before Court without delay	No change
77	79	Where warrant may be executed	No change
78	80	Warrant forwarded for execution outside jurisdiction	No change
79	81	Warrant directed to police officer for execution outside jurisdiction	No change
80	82	Procedure on arrest of person against whom warrant issued	Clause (2) is added. Police officer shall furnish arrest information to the DPO (Designated Police Officer).
81	83	Procedure by Magistrate before whom such person arrested is brought	No change
82	84	Proclamation for person absconding	No change

83	85	Attachment of property of person absconding	No change
	86	Identification and attachment of property of proclaimed offender:	<i>This is a new provision. The Court may, on the written request from a police officer not below the rank of the Superintendent of Police or Commissioner of Police, initiate the process of requesting assistance from a Court or an authority in the contracting State for identification, attachment and forfeiture of property belonging to a proclaimed person in accordance with the procedure provided in Chapter VIII.</i>
84	87	Claims and objections to attachment	No change
85	88	Release, sale and restoration of attached property	No change
86	89	Appeal from order rejecting application for restoration of attached property	No change
87	90	Issue of warrant in lieu of, or in addition to, summons	No change
88	91	Power to take bond for appearance	No change
89	92	Arrest on breach of bond for appearance	No change
90	93	Provisions of this Chapter generally applicable to summonses and warrants of arrest	No change
CHAPTER VII			
PROCESS TO COMPEL THE PRODUCTION OF THINGS			
91	94	Summons to produce document or other thing	As telegram is no longer used, sec. 94 of BNSS omits references to telegram and Telegraph authority. Production of electronic communication including communication devices which is likely to contain digital evidence. Summons can be issued either in physical form or in electronic form.
92	95	Procedure as to letters	Omits references to Telegraph authority.

93	96	When search-warrant may be issued	No change
94	97	Search of place suspected to contain stolen property, forged documents, etc.	No change
95	98	Power to declare certain publications forfeited and to issue search-warrants for the same	No change
96	99	Application to High Court to set aside declaration of forfeiture	No change
97	100	Search for persons wrongfully confined	No change
98	101	Power to compel restoration of abducted females	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
99	102	Direction, etc., of search-warrants	No change
100	103	Persons in charge of closed place to allow search	No change
101	104	Disposal of things found in search beyond jurisdiction	No change
	105	<i>Recording of search and seizure through audio video electronic means:</i>	<i>This is a new provision. The process of conducting search of a place or taking possession of any property, article or thing under this Chapter or under section 185, including preparation of the list of all things seized in the course of such search and seizure and signing of such list by witnesses, shall be recorded through any audio-video electronic means preferably cell phone and the police officer shall without delay forward such recording to the District Magistrate, Sub-divisional Magistrate or Judicial Magistrate of the first class.</i>
102	106	Power of police officer to seize certain property	No change
	107	<i>Attachment, forfeiture or restoration of property.</i>	<i>This is a new provision. BNSS adds a new Section 107 which give vast powers of seizure and attachment of property. This</i>

			<i>section gives police the power to have the property of any accused seized and forfeited if it is suspected to be involved in criminal activity.</i>
103	108	Magistrate may direct search in his presence	No change
104	109	Power to impound document, etc., produced	No change
105	110	Reciprocal arrangements regarding processes	No change
CHAPTER VIII RECIPROCAL ARRANGEMENTS FOR ASSISTANCE IN CERTAIN MATTERS AND PROCEDURE FOR ATTACHMENT AND FORFEITURE OF PROPERTY (NEW)			
105A	111	Definitions	No Change
105A (a)	111(a)	Contracting state	No Change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
105A (b)	111(b)	Identifying	No Change
105A (c)	111(c)	Proceeds of crime	No Change
105A (d)	111(d)	Property	No Change
105A (e)	111(e)	Tracing	No Change
166A	112	Letter of request to competent authority for investigation in a country or place outside India.	Letter of request to competent authority for investigation in a country or place outside India.
166B	113	Letter of request from a country or place outside India to a Court or an authority for investigation in India.	Letter of request from a country or place outside India to a Court or an authority for investigation in India.
105B	114	Assistance in securing transfer of persons	No change
105C	115	Assistance in relation to orders of attachment or forfeiture of property	No change
105D	116	Identifying unlawfully acquired property.	No change
105E	117	Seizure or attachment of property	No change

105F	118	Management of properties seized or forfeited under this Chapter	No change
105G	119	Notice of forfeiture of property	No change
105H	120	Forfeiture of property in certain cases	No change
105-I	121	Fine in lieu of forfeiture	No change
105J	122	Certain transfers to be null and void	No change
105K	123	Procedure in respect of letter of request	No change
105L	124	Application of this Chapter	No change
CHAPTER IX SECURITY FOR KEEPING THE PEACE AND GOOD BEHAVIOR			
106	125	Security for keeping the peace on conviction	No change
107	126	Security for keeping the peace in other cases	No change
108	127	Security for good behaviour from persons disseminating seditious matters	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
109	128	Security for good behaviour from suspected persons	No change
110	129	Security for good behaviour from habitual offenders	<ul style="list-style-type: none"> ➤ The BNSS omitted reference to the Foreign Exchange Regulation Act, 1973. ➤ Replaced reference to the "Prevention of Food Adulteration Act, 1954 with the "Food Safety and Standards Act 2006". ➤ Replaced reference to the "Untouchability Offences Act, 1955" with the "Protection of Civil Rights Act, 1955.
111	130	Order to be made	Section 130 replaces the words "the number, character and class of sureties (if any) required as used in section 111 of Cr.P.C with "the number of sureties after considering the fitness for payment of sureties".
112	131	Procedure in respect of person present in Court	No change

113	132	Summons or warrant in case of person not so present	No change
114	133	Copy of order to accompany summons or warrant	No change
115	134	Power to dispense with personal attendance	No change
116	135	Inquiry as to truth of information	No change
117	136	Order to give security	No change
118	137	Discharge of person informed against	No change
119	138	Commencement of period for which security is required	No change
120	139	Contents of bond	No change
121	140	Power to reject sureties	No change
122	141	Imprisonment in default of security	No change
123	142	Power to release persons imprisoned for failing to give security	No change
124	143	Security for unexpired period of bond	No change
CHAPTER X			
ORDER FOR MAINTENANCE OF WIVES, CHILDREN AND PARENTS			
125	144	Order for maintenance of wives, children and parents	No change
126	145	Procedure	Word "advocate" is used for word "pleader". Section 145(1) (d) provides that proceedings may be taken against any person in any district "where his father or mother resides". This is a new provision.
127	146	Alteration in allowance	No change
128	147	Enforcement of order of maintenance	No change
CHAPTER XI			
MAINTENANCE OF PUBLIC PEACE AND TRANQUILITY			
129	148	Dispersal of assembly by use of civil force	Section 148 of BNSS has replaced the words "any male person" with the words "any person" so as to empower the executive magistrate or police officer to take assistance of any person irrespective of gender of

			such person for dispersing unlawful assembly
130	149	Use of armed forces to disperse assembly	Empowered the <i>District Magistrate or any other Executive Magistrate authorised by him</i> who is present to cause unlawful assembly to be dispersed by the armed forces. Previously, Cr.P.C empowered the <i>Executive Magistrate of the highest rank</i> present to cause unlawful assembly to be dispersed by the armed forces.
131	150	Power of certain armed force officers to disperse assembly	No change
132	151	Protection against prosecution for acts done u/secs.148, 149 and 150	No change
133	152	Public Nuisance. Conditional order for removal of nuisance	Under section 133 of Cr.P.C, order can be made "to prevent or stop the construction of such building tent or structure or to remove or support of such trees". Section 152 of BNSS order can be made "to prevent or stop the construction of such building or to alter the disposal of such substance."
134	153	Service or notification of order	No change
135	154	Person to whom order is addressed to obey or show cause	The person against whom conditional order for removal of nuisance is made, such person can show cause through <i>audio video conferencing</i> instead of appearing in person and showing cause.
136	155	Penalty for failure to comply with section 154	No change
137	156	Procedure where existence of public right is denied	No change
138	157	Procedure where person against whom order is made under section 152 appears to show cause	The proceedings under this section shall be completed as soon as possible within a period of 90 days which may be extended for the reasons to be recorded in writing to 120 days.
139	158	Power of Magistrate to direct local investigation	No change

		and examination of an expert	
140	159	Power of Magistrate to furnish written instructions, etc.	No change
141	160	Procedure on order being made absolute and consequences of disobedience	No change
142	161	Injunction pending inquiry	No change
143	162	Magistrate may prohibit repetition or continuance of public nuisance	<p>➤ Section 143 of Cr.P.C provides that a District Magistrate or Sub-Divisional Magistrate or any other Executive Magistrate empowered by the State Government or the District Magistrate in this behalf may order any person not to repeat or continue a Public Nuisance.</p> <p>➤ Under section 162 of BNS a Deputy Commissioner of Police is also empowered to order any person not to repeat or continue a public nuisance.</p>
144	163	Power to issue order in urgent cases of nuisance or apprehended danger	No change
144A	—	---	Power to prohibit carrying arms in procession or mass drill or mass training with arms is repealed .
145	164	Procedure where dispute concerning land or water is likely to cause breach of peace	No change
146	165	Power to attach subject of dispute and to appoint receiver	No change
147	166	Dispute concerning right of use of land or water	No change
148	167	Local inquiry	No change
CHAPTER XII PREVENTIVE ACTION OF THE POLICE			
149	168	Police to prevent cognizable offences	No change
150	169	Information of design to commit cognizable offences	No change

151	170	Arrest to prevent the commission of cognizable offences	No change
152	171	Prevention of injury to public property	No change
153	-		Inspection of weights and measures is repealed .
--	172	<i>Persons bound to confirm to lawful directions of Police</i>	<i>This is a new provision. All persons shall be bound to confirm to the lawful directions of a police officer given in fulfillment of any of his duty under this Chapter.</i>

CHAPTER XIII INFORMATION TO THE POLICE AND THEIR POWERS TO INVESTIGATION

154	173	Information in cognizable cases	<p>Sec. 173 (1) of BNS allows the information relating to the Commission of a cognizable offence to be given to an officer in charge of a police station by electronic communication. In such a case it shall be taken on record by him on being signed within 3 days by the person giving it. The substance of such electronic communication shall be entered in a book to be kept by such officer in such form as the state government may prescribe in this behalf.</p> <p>Sec. 173(2) requires a copy to be so given to the <i>informant or the victim</i>.</p> <p>Sec. 173(3) is a new provision. It provides that on receipt of information relating to the Commission of any cognizable offences which is made punishable for 3 years or more but less than 7 years the officer in charge of the police station may with the prior permission of an officer not below the rank of Deputy Superintendent of Police, considering the nature and gravity of the offense -proceed to conduct a preliminary enquiry to ascertain whether there exists a prima facie case for proceeding in the matter within a period of 14 days ---or proceed with investigation</p>
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			<p>when there exists a prima facie case.</p> <p>Sec. 173(4) the words “failing which he may make an application under subsection 3 of section 175 to the magistrate.” This provision was not there in section 154(4) of Cr.P.C.</p>
155	174	Information as to non-cognizable cases and investigation of such cases	Forward the daily diary report of all such cases fortnightly to the Magistrate.
156	175	Police officer's power to investigate cognizable case	<p>➤ Provided that considering the nature and gravity of the offence, the Superintendent of Police may require the Deputy Superintendent of Police to investigate the offence.</p> <p>➤ <i>175(4)(NEW PROVISION) Any Judicial Magistrate empowered under section 210, may upon receiving a complaint against a public servant arising in course of the discharge of his official duties, take cognizance, subject to—</i></p> <p><i>(a) receiving a report containing facts and circumstances of the incident from the officer superior to him; and</i></p> <p><i>(b) after consideration of the assertions</i></p>
157	176	Procedure for investigation	<p>176(1) of BNSS permits recording of rape victim's statement through any audio-video electronic means preferably cell phone.</p> <p><i>176(3) of BNSS is a New Provision. It provides that on receipt of every information relating to the Commission of an offence which is made punishable for 7 years or more, the officer in charge of a police station shall, from such date, as may be notified within a period of 5 years by the State Government in this regard, cause the forensic expert to visit the crime scene to collect forensic evidence in the offence and also cause of videography of the process on mobile phone or any other electronic device.</i></p>



No change



Amended



Deleted



New Provision

			<i>Where forensics facility is not available in respect of any such offence, the State Government shall, until the facility in respect of that matter is developed or made in the state, notify the utilization of such facility of any other state.</i>
158	177	Report how submitted	No Change
159	178	Power to hold investigation or preliminary inquiry	No Change
160	179	Police officer's power to require attendance of witnesses	Under section 160 Cr.P.C, no male person under the age of 15 years or above the age of 65 years or a woman or a mentally or physically disabled person shall be required to attend at any place other than the place in which such male person or woman resides. Section 179 of BNSS extends the above exemption to person with acute illness. And persons above the age of 60 years. Section 179(1) of BNSS further provides that if such exempted person is willing to attend the police station or at any other place within the limits of such police station, such person may be permitted so to do.
161	180	Examination of witnesses by police	No change
162	181	Statements to police and use thereof	No change
163	182	No inducement to be offered	No change
164	183	Recording of confessions and statements	Provided further that in cases relating to the offences punishable with imprisonment for ten years or more or imprisonment for life or with death, the Judicial Magistrate shall record the statement of the witness brought before him by the police officer.
164A	184	Medical examination of the victim of rape	Section 184 of BNSS incorporates the provisions of section 164A with one difference. It makes the submission of medical examination report by RMP, time -bound by requiring that medical examination report be submitted within a period of 7 days.

165	185	Search by police officer	Provided that the search conducted under this section shall be recorded through audio-video electronic means preferably by mobile phone. Copies of record made shall forthwith, but not late later than 48 hours, be sent to Magistrate.
166	186	When officer in charge of police station may require another to issue search-warrant	No change
166A	—		Removed and included in Section 112
166B	—		Removed and included in Section 113
167	187	Procedure when investigation cannot be completed in twenty-four hours	The Judicial Magistrate to whom an accused person is forwarded under this section may, irrespective of whether he has or has no jurisdiction to try the case, after taking into consideration the status of the accused person as to whether he is not released on bail or his bail has not been cancelled, authorise, from time to time, the detention of the accused in such custody as such Magistrate thinks fit, for a term not exceeding fifteen days in the whole, or in parts, at any time during the initial forty days or sixty days out of detention period of sixty days or ninety days, as the case may be, as provided in sub-section (3), and if he has no jurisdiction to try the case or commit it for trial, and considers further detention unnecessary, he may order the accused to be forwarded to a Judicial Magistrate having such jurisdiction.
168	188	Report of investigation by subordinate police officer	No change
169	189	Release of accused when evidence deficient	189 Sections Added.
170	190	Cases to be sent to Magistrate, when evidence is sufficient	Provided that if the accused is not in custody, the police officer shall take security from such person for his appearance before the Magistrate and the Magistrate to whom such report is forwarded shall not refuse

			to accept the same on the ground that the accused is not taken in custody.
171	191	Complainant and witnesses not to be required to accompany police officer and not to be subjected to restraint	No change
172	192	Diary of proceedings in investigation	192 (2) & (3) Added. Statements of witnesses inserted in the case diary.
173	193	Report of police officer on completion of investigation	193(2):-Requirement of time bound completion of investigation within 2 months applicable to offences of rape and gang rape have been extended to offences under POCSO. 193(3) (i):-the report to the magistrate can also be forwarded through electronic communication. 193(3) (ii):-the police officer shall within 90 days inform the progress of investigation by any means including electronic communication to informant or the victim. 193(8):-makes it obligatory for police officer investigating the case to submit such number of copies of the police report along with other documents duly indexed depth to the magistrate for supply to the accused as required under section 230. 193(9):- provides that investigation during the trial may be conducted with the permission of the court trying the case and same shall be completed within a period of 90 days which may extend, with the permission of court.
174	194	Police to enquire and report on suicide, etc.	194 (2): Forwarding report to District Magistrate or Sub-Divisional Magistrate within twenty-four hours.
175	195	Power to summon persons	Provided that no male person under the age of fifteen years or above the age of sixty years or a woman or a mentally or physically disabled person or a person with acute illness shall be required to attend at any place other than the place where



No change



Amended



Deleted



New Provision

			such person resides, unless such person is willing to attend and answer at the police station or at any other place within the limits of such police station.
176	196	Inquiry by Magistrate into cause of death	No change
CHAPTER XIV			
JURISDICTION OF THE CRIMINAL COURTS IN ENQUIRIES AND TRIALS			
177	197	Ordinary place of inquiry and trial	No change
178	198	Place of inquiry or trial	No change
179	199	Offence triable where act is done or consequence ensues	No change
180	200	Place of trial where act is an offence by reason of relation to other offence	No change
181	201	Place of trial in case of certain offences	No change
182	202	Offences committed by means of letters, etc.	Offences committed by means of electronic communications , letters, etc. The word electronic communication is added
183	203	Offence committed on journey or voyage	No change
184	204	Place of trial for offences triable together	No change
185	205	Power to order cases to be tried in different sessions divisions	No change
186	206	High Court to decide, in case of doubt, district where inquiry or trial shall take place	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
187	207	Power to issue summons or warrant for offence committed beyond local jurisdiction	No change
188	208	Offence committed outside India	Provides that an offender may be dealt with in respect of offence committed outside India as if it had been committed at any place within India at which he may be found or where the offence is registered in India.
189	209	Receipt of evidence relating to offences committed outside India	Words, "either in physical form or in electronic form" are added in section 209 of BNSS.

CHAPTER XV CONDITIONS REQUISITE FOR INITIATION OF PROCEEDINGS			
190	210	Cognizance of offences by Magistrate	Section 210 of BNSS, retains the same 3 modes of taking cognizance as in Cr.P.C but adds the term "including any complaint filed by a person authorised under any special law" in the first mode. It also explicitly mentions that police reports can be recorded in any mode including digital mode
191	211	Transfer on application of the accused	No change
192	212	Making over of cases to Magistrates	No change
193	213	Cognizance of offences by Courts of Session	No change
194	214	Additional Sessions Judges to try cases made over to them	No change
195	215	Prosecution for contempt of lawful authority of public servants, for offences against public justice and for offences relating to documents given in evidence	Section 215(1) of BNSS has modified the provisions so as to enable cognizance on complaint in writing of public servant concerned or some other public servant who is authorised by the concerned public servant or so to do.
195A	216	Procedure for witnesses in case of threatening, etc.	No change
196	217	Prosecution for offences against the State and for criminal conspiracy to commit such offence	No change
197	218	Prosecution of Judges and public servants	BNSS provides that Government shall take a decision within a period of 120 days from the date of the receipt of the request for sanction and in case it fails to do so, the sanction shall be deemed to have been accorded by such Government.
198	219	Prosecution for offences against marriage	For words "person who is under the age of 18 years or is an idiot or a lunatic ", words "person who is a child or is of unsound mind or is having intellectual disability requiring higher support" are used.
198A	220	Prosecution of offences under section 498A of	No change

		the Bharatiya Nyaya Sanhita, 2023	
198B	221	Cognizance of offence	No change
199	222	Prosecution for defamation	For words “person who is under the age of 18 years or is an idiot or a lunatic “, words “person who is a child or is of unsound mind or is having intellectual disability requiring higher support” are used.
CHAPTER XVI COMPLAINTS TO MAGISTRATES			
200	223	Examination of complainant	No change Provided further that in case of a complaint against a public servant, the Magistrate shall comply with the procedure provided in section 217.
201	224	Procedure by Magistrate not competent to take cognizance of the case	No change
202	225	Postponement of issue of process	No change
203	226	Dismissal of complaint	No change
CHAPTER XVII COMMENCEMENT OF PROCEEDINGS BEFORE MAGISTRATES			
204	227	Issue of process	Summons or Warrants may also be issued through electronic means.
205	228	Magistrate may dispense with personal attendance of accused	No change
206	229	Special summons in cases of petty offence	The Monetary limit of fine for the purpose of definition of “petty offence” is increased by section 229 of BNSS from Rs. 1000 to Rs.5000. The monetary limit for fine specified in Summons increased by section 229 of BNSS from Rs.1000 to Rs.5000.
207	230	Supply to the accused of copy of police report and other documents	The words “without delay” have been replaced by the words “without delay and in no case beyond 14 days from the date of production or appearance of the accused”.
208	231	Supply of copies of statements and documents to accused in other cases triable by Court of Session	Provided that supply of documents in electronic form shall be considered as duly furnished.
209	232	Commitment of case to Court of Session when	➤ Proceedings have been made a time-bound.

		offence is triable exclusively by IT	<p>➤ The proceedings under this section shall be completed within a period of 90 days from the date of taking cognizance and such. May be extended by the Magistrate or for a period not exceeding 180 days for the reasons to be recorded in writing.</p> <p>➤ Any application filed before the Magistrate by the accused or the victim or any person authorised by such person in a case triable by Court of Session, shall be forwarded to the Court of Session with the committal of the case.</p>
210	233	Procedure to be followed when there is a complaint case and police investigation in respect of the same offence	No change
CHAPTER XVIII THE CHARGE			
211	234	Contents of charge	No change
212	235	Particulars as to time, place and person	No change
213	236	When manner of committing offence must be stated	No change
214	237	Words in charge taken in sense of law under which offence is punishable	No change
215	238	Effect of errors	No change
216	239	Court may alter charge	No change
217	240	Recall of witnesses when charge altered	No change
218	241	Separate charges for distinct offences	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
219	242	Offences of same kind within year may be charged together	Number of offences of same kind within a year that may be charged together has been increased from 3 to 5.
220	243	Trial for more than one offence	No change

221	244	Where it is doubtful what offence has been committed	No change
222	245	When offence proved included in offence charged	No change
223	246	What persons may be charged jointly	No change
224	247	Withdrawal of remaining charges on conviction on one of several charges	No change
CHAPTER XIX TRIAL BEFORE A COURT OF SESSION			
225	248	Trial to be conducted by Public Prosecutor	No change
226	249	Opening case for prosecution	Words “or under any other law for the time being in force” are added in section 249 of BNSS.
227	250	Discharge	The accused may prefer an application for discharge within a period of sixty days from the date of committal under section 232.
228	251	Framing of charge	If the judge is of opinion that there is ground for presuming that the accused has committed an offence which is exclusively triable by Court, he shall frame in writing a charge against the accused within a period of 60 days from the date of first hearing on charge. Charge sheet shall be read and explained to the accused. Accused’s physical presence is no more required.
229	252	Conviction on plea of guilty	No change
230	253	Date for prosecution evidence	No change
231	254	Evidence for prosecution	Provides that evidence of a witness may be recorded by audio-video electronic means. The deposition of evidence of any police officer or public servant may be taken through audio-video electronic means.
232	255	Acquittal	No change
233	256	Entering upon defence	No change
234	257	Arguments	No change

235	258	Judgment of acquittal or conviction	After hearing arguments and points of law (if any), the Judge shall give a judgment in the case, as soon as possible, within a period of thirty days from the date of completion of arguments, which may for specific reasons extend to a period of 45 days for reasons to be recorded in writing.
236	259	Previous conviction	No change
237	260	Procedure in cases instituted under section (2) of section 222	Quantum of compensation increased from Rs.1000 to Rs.5000.
CHAPTER XX			
TRIAL OF WARRANT- CASES BY MAGISTRATES			
238	261	Compliance with sec.230	No change
239	262	When accused shall be discharged	The accused may prefer an application for discharge within a period of sixty days from the date of framing of charges.
240	263	Framing of charge	Magistrate shall frame in writing a charge against the accused within a period of sixty days from the date of first hearing on charge.
241	264	Conviction on plea of guilty	No change
242	265	Evidence for prosecution	Provides that evidence of a witness may be recorded by audio-video electronic means at the designated place to be notified by the State Government.
243	266	Evidence for defence	Examination of witness may be done by audio-video electronic means at the designated place to be notified by the State Government.
244	267	Evidence for prosecution	No change
245	268	When accused shall be discharged	No change
246	269	Procedure where accused is not discharged	269(7): Closure of prosecution evidence where attendance of PW's cannot be secured despite giving opportunity to the prosecution and after taking all reasonable measures.
247	270	Evidence for defence	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
248	271	Acquittal or conviction	No change
249	272	Absence of complainant	The magistrate may give 30 days' time to the complainant to be present during hearing of the case.

250	273	Compensation for accusation without reasonable cause	No change
CHAPTER XXI			
THE TRIAL OF SUMMONS CASES BY MAGISTRATES			
251	274	Substance of accusation to be stated	If the magistrate considers the accusation as groundless, he shall, after recording the reasons in writing release the accused. Such release shall have the effect of discharge.
252	275	Conviction on plea of guilty	No change
253	276	Conviction on plea of guilty in absence of accused in petty cases	No change
254	277	Procedure when not convicted	No change
255	278	Acquittal or conviction	No change
256	279	Non-appearance or death of complainant	30 days time limit is laid down for appearance of complainant.
257	280	Withdrawal of complaint	No change
258	281	Power to stop proceedings in certain cases	No change
259	282	Power of Court to convert summons-cases into warrant-cases	No change
CHAPTER XXII			
SUMMARY TRIALS			
260	283	Power to try summarily	<p>Sec.283 BNSS makes summary trial mandatory for petty and less serious cases.</p> <ul style="list-style-type: none"> ➤ Sec.283(1) replaces the word "may" with the word "shall" and has also increased monetary limits from Rs.2000 to Rs.20,000. ➤ Sec.283(2) provides that the Magistrate may after giving the accused a reasonable opportunity of being heard for reasons to be recorded in writing, try in a summary way all or any of the offences not punishable with death or imprisonment for life or imprisonment for a term exceeding 3 years. <i>No appeal shall lie against decision of magistrate to try a case in a summary way.</i>

261	284	Summary trial by Magistrate of the second class	No change
262	285	Procedure for summary trials	No change
263	286	Record in summary trials	No change
264	287	Judgment in cases tried summarily	No change
265	288	Language of record and judgment	No change
CHAPTER XXIII PLEA BARGAINING			
265A	289	Application of the Chapter	No changes
265B	290	Application for plea bargaining	BNSS fixes a time limit for filing of application of Plea bargaining by the accused. Such application must be filed within a period of 30 days from the date of framing of charge in the court. It also provides that the court will allow time not exceeding 60 days for the public prosecutor/complainant and accused to work out a mutually satisfactory disposition
265C	291	Guidelines for mutually satisfactory disposition	No change
265D	292	Report of the mutually satisfactory disposition to be submitted before the Court	No change
265E	293	Disposal of the case	Section 293 adopts a lenient and rehabilitative approach in plea bargaining cases. In instances involving first-time offenders, where minimum punishment is prescribed, the Court may impose a sentence equal to one-fourth of the minimum punishment—marking a departure from the existing norm of one-half of the punishment. Further, in cases where the punishment is extendable and no minimum punishment is prescribed, a first-time offender may receive a sentence equivalent to one-sixth of the prescribed punishment, decreasing the quantum of

			punishment from the previous one-fourth standard. This provision underscores a commitment to a more progressive and individualized approach to sentencing, especially for the first-time offenders.
265F	294	Judgment of the Court	No change
265G	295	Finality of the judgment	No change
265H	296	Power of the Court in plea bargaining	No change
265-I	297	Period of detention undergone by the accused to be set off against the sentence of imprisonment	No change
265J	298	Savings	No change
265K	299	Statements of accused not to be used	No change
265L	300	Non-application of Chapter	No change
CHAPTER XXIV			
ATTENDANCE OF PERSONS CONFINED OR DETAINED IN PRISONS			
266	301	Definition	No change
266(a)	301(a)	Detained	No Change
266(b)	301(b)	prison	No Change
267	302	Power to require attendance of prisoners	No change
268	303	Power of State Government or Central Government to exclude certain persons from operation of section 302	Sec.268 Cr.P.C: only State Government had power to exclude certain persons confined or detained in prison from being required by court to be brought before the court. Sec. 303 BNSS confers this power on the Central Government also.
269	304	Officer in charge of prison to abstain from carrying out order in certain contingencies	No change
270	305	Prisoner to be brought to Court in custody	No change
271	306	Power to issue commission for examination of witness in prison	No change
CHAPTER XXV			
EVIDENCE IN INQUIRIES AND TRIALS			
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
272	307	Language of Courts	No change

273	308	Evidence to be taken in presence of accused	During trial, evidence shall be taken in the presence of the accused's advocate including through audio video electronic means at the designated place to be notified by the state government.
274	309	Record in summons-cases and inquiries	Dealing with evidence of woman below 18 years who is alleged to have been raped is now omitted.
275	310	Record in warrant-cases	No change
276	311	Record in trial before Court of Session	No change
277	312	Language of record of evidence	No change
278	313	Procedure in regard to such evidence when completed	No change
279	314	Interpretation of evidence to accused or his advocate	No change
280	315	Remarks respecting demeanour of witness	No change
281	316	Record of examination of accused	Sec.316 BNSS provides that where the accused is in custody and is examined through electronic communication, his signature shall be taken within 72 hours of such examination.
282	317	Interpreter to be bound to interpret truthfully	No change
283	318	Record in High Court	No change
284	319	When attendance of witness may be dispensed with and commission issued	No change
285	320	Commission to whom to be issued	No change
286	321	Execution of commissions	No change
287	322	Parties may examine witnesses	No change
288	323	Return of commission	No change
289	324	Adjournment of proceeding	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
290	325	Execution of foreign commissions	No change

291	326	Deposition of medical witness	No change
291A	327	Identification report of Magistrate	No change
292	328	Evidence of officers of the Mint	No change
293	329	Reports of certain Government scientific experts	No change
294	330	No formal proof of certain documents	The time limit for acceptance or denial of genuineness of document is 30 days. The court may, in its discretion, relax the time limit with reasons to be recorded in writing. No expert shall be called to appear before the court unless the report of such expert is disputed by any of the parties to the trial.
295	331	Affidavit in proof of conduct of public servants	No change
296	332	Evidence of formal character on affidavit	No change
297	333	Authorities before whom affidavits may be sworn	No change
298	334	Previous conviction or acquittal how proved	No change
299	335	Record of evidence in absence of accused	No change
-	336	<i>Evidence of Public servant, experts and police officers in certain cases</i>	<p><i>This is a new provision.</i></p> <p><i>Where any document or report prepared by a public servant, scientific expert, medical officer or investigating officer is purported to be used as evidence in any inquiry, trial or other proceeding under this Sanhita, and—</i></p> <p><i>(i) such public servant, expert or officer is either transferred, retired, or died; or</i></p> <p><i>(ii) such public servant, expert or officer cannot be found or is incapable of giving deposition; or</i></p> <p><i>(iii) securing presence of such public servant, expert or officer is likely to cause delay in holding the inquiry, trial or other proceeding,</i></p>

			<i>The Court shall secure presence of successor officer of such public servant, expert, or officer who is holding that post at the time of such deposition to give deposition on such document or report.</i>
CHAPTER XXVI GENERAL PROVISIONS AS TO INQUIRIES AND TRIALS			
300	337	Person once convicted or acquitted not to be tried for same offence	No change
301	338	Appearance by Public Prosecutors	No change
302	339	Permission to conduct prosecution	No change
303	340	Right of person against whom proceedings are instituted to be defended	No change
304	341	Legal aid to accused at State expense in certain cases	No change
305	342	Procedure when corporation or registered society is an accused	No change
306	343	Tender of pardon to accomplice	No change
307	344	Power to direct tender of pardon	No change
308	345	Trial of person not complying with conditions of pardon	No change
309	346	Power to postpone or adjourn proceedings Newly Added provision:	Section 346 of BNSS provides that where the circumstances are beyond the control of a party, not more than 2 adjournments may be granted by the court after hearing the objections of the other party and for the reasons to be recorded in writing.
310	347	Local inspection	No change
311	348	Power to summon material witness, or examine person present	No change
311A	349	Power of Magistrate to order person to give specimen signatures or handwriting, etc.,	The new section empowers the Magistrate to order any person to give specimen signatures or handwriting or voice sample or finger impressions.
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS

312	350	Expenses of complainants and witnesses	No change
313	351	Power to examine the accused	No change
314	352	Oral arguments and memorandum of arguments	No change
315	353	Accused person to be competent witness	No change
316	354	No influence to be used to induce disclosure	No change
317	355	Provision for inquiries and trial being held in the absence of accused in certain cases	Newly Added in sub-section ii: Explanation. —For the purpose of this section, personal attendance of the accused includes attendance through audio video electronic means.
-	356	<i>Inquiry, trial or Judgment in absentia of proclaimed offender</i>	<i>This is a new provision Addressing the problem of fugitive criminals, a new provision of trial in absentia has been incorporated under section 356 of BNSS for persons declared as proclaimed offenders. The process involves the issuance of two warrants of arrest within an interval of 30 days, publication of notices in two local or national newspapers, notification of the commencement of trial to relatives and the affixing of notices regarding the trial's initiation before the commencement of such trial. Further, the trial against the proclaimed offender can only commence after the passage of 90 days from the date of framing charges. The provision extends the right to legal representation of the proclaimed offender with the state appointing an advocate for the absent accused's defence</i>
318	357	Procedure where accused does not understand proceedings	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS

319	358	Power to proceed against other persons appearing to be guilty of offence	No change
320	359	Compounding of offences	No Change
321	360	Withdrawal from prosecution	Provides that no Court shall allow withdrawal from prosecution without giving an opportunity of being heard to the victim in the case.
322	361	Procedure in cases which Magistrate cannot dispose of	No change
323	362	Procedure when, after commencement of inquiry or trial, Magistrate finds case should be committed	No change
324	363	Trial of persons previously convicted of offences against coinage, stamp-law or property	No change
325	364	Procedure when Magistrate cannot pass sentence sufficiently severe	No change
326	365	Conviction or commitment on evidence partly recorded by one Magistrate and partly by another	No change
327	366	Court to be open	Provides for enquiry into and trial of rape or an offence under Protection of Children from Sexual offences Act shall also be conducted <i>in camera</i> .
CHAPTER XXVII			
PROVISIONS AS TO ACCUSED PERSONS WITH UNSOUND MIND			
328	367	Procedure in case of accused being person of unsound mind	The word Unsound Mind is replaced with Mental Illness
329	368	Procedure in case of person of unsound mind tried before Court	No change

330	369	Release of person of unsound mind pending investigation or trial	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
331	370	Resumption of inquiry or trial	No change
332	371	Procedure on accused appearing before Magistrate or Court	No change
333	372	When accused appears to have been of sound mind	No change
334	373	Judgment of acquittal on ground of unsound mind	No change
335	374	Person acquitted on ground of unsoundness of mind to be detained in safe custody	No change
336	375	Power of State Government to empower officer-in-charge to discharge	No change
337	376	Procedure where prisoner with mental illness is reported capable of making his defence	No change
338	377	Procedure where person with mental illness detained is declared fit to be released	No change
339	378	Delivery of person of unsound mind to care of relative or friend	No change
CHAPTER XXVIII			
PROVISIONS AS TO OFFENCES AFFECTING THE ADMINISTRATION OF JUSTICE			
340	379	Procedure in cases mentioned in section 215	No change
341	380	Appeal	No change
342	381	Power to order costs	No change
343	382	Procedure of Magistrate taking cognizance	No change
344	383	Summary procedure for trial for giving false evidence	BNSS increased the maximum fine imposable on witnesses giving false evidence from Rs.500 to Rs.1000.
345	384	Procedure in certain cases of contempt	BNSS has increased the maximum fine imposable from Rs.200 to Rs.1000.

346	385	Procedure where Court considers that case should not be dealt with under section 384	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
347	386	When Registrar or Sub-Registrar to be deemed a Civil Court	No change
348	387	Discharge of offender on submission of apology	No change
349	388	Imprisonment or committal of person refusing to answer or produce document	No change
350	389	Summary procedure for punishment for non-attendance by a witness in obedience to summons	BNSS increased the maximum fine imposable from Rs.100 to Rs.500.
351	390	Appeals from convictions under sections 383, 384, 388 and 389	No change
352	391	Certain Judges and Magistrates not to try certain offences when committed before themselves	No change
CHAPTER XXIX THE JUDGMENT			
353	392	Judgment	Section 392(1) of BNSS provides for time limit of 45 days for pronouncing judgment by Court, after completion of trial. Section 392(4) provides that the court shall as far as practicable, upload the copy of the judgement on its portal within a period of 7 days from the date of judgement. If the accused is in custody he shall be brought up to hear the judgement pronounced either in person or through audio-video electronic means.
354	393	Language and contents of judgment	No change
355	—		Metropolitan Magistrate's judgment is repealed
356	394	Order for notifying address of previously convicted offender	No change

357	395	Order to pay compensation	No change
357A	396	Victim compensation scheme	In this section, the provision of section 357B Cr.P.C is added as clause (7).
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
357B	—		It has been deleted
357C	397	Treatment of victims	The duty of hospitals to provide immediately, the first aid or medical treatment free of cost has been extended to victims of Offences under Protection of Children from Sexual Offences Act 2012.
-	398	<i>Witness Protection Scheme</i>	<i>This is a New Provision. Every State Government shall prepare and notify a Witness Protection Scheme for the State with a view to ensure protection of the witnesses.</i>
358	399	Compensation to persons groundlessly arrested	No change
359	400	Order to pay costs in non-cognizable cases	No change
360	401	Order to release on probation of good conduct or after admonition	No change
361	402	Special reasons to be recorded in certain cases	No change
362	403	Court not to alter judgment	No change
363	404	Copy of judgment to be given to the accused and other persons	The court may, on an application made in this behalf by the prosecuting officer, provide to the Government, free of cost, a certified copy of such judgement, order, deposition or record.
364	405	Judgment when to be translated	For words “the accused so requires”, words “and if either party so requires” are substituted.
“365	406	Court of Session to send copy of finding and sentence to District Magistrate	No change

CHAPTER XXX

SUBMISSION OF DEATH SENTENCES FOR CONFORMATION			
366	407	Sentence of death to be submitted by Court of Session for confirmation	When the court of session passes a death sentence, the proceeding shall be <i>forthwith</i> submitted to the High Court for confirmation of the death sentence. The word "forthwith" has been added.
367	408	Power to direct further inquiry to be made or additional evidence to be taken	No change
368	409	Power of High Court to confirm sentence or annul conviction	No change
369	410	Confirmation or new sentence to be signed by two Judges	No change
370	411	Procedure in case of difference of opinion	No change
371	412	Procedure in cases submitted to High Court for confirmation	The order of the High Court may be sent to Court of Sessions by the proper officer of High Court " <i>either physically or through electronic means</i> "... The word " <i>electronic means</i> " has been added.
CHAPTER XXXI APPEALS			
372	413	No appeal to lie unless otherwise provided	No change
373	414	Appeal from orders requiring security or refusal to accept or rejecting surety for keeping peace or good behaviour	No change
374	415	Appeals from convictions	No change
375	416	No appeal in certain cases when accused pleads guilty	No change
376	417	No appeal in petty cases	There shall be no appeal by a convicted person where a High Court passes only a sentence of imprisonment for a term not exceeding <i>3 months or of fine exceeding Rs.1000</i> or of both such imprisonment and fine.
377	418	Appeal by the State Government against sentence	Words "any Central Act" are substituted for "Delhi Special Police Establishment".

378	419	Appeal in case of acquittal	Words "any Central Act" are substituted for "Delhi Special Police Establishment".
379	420	Appeal against conviction by High Court in certain cases	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
380	421	Special right of appeal in certain cases	No change
381	422	Appeal to Court of Session how heard	No change
382	423	Petition of appeal	No change
383	424	Procedure when appellant in jail	No change
384	425	Summary dismissal of appeal	No change
385	426	Procedure for hearing appeals not dismissed summarily	No change
386	427	Powers of the Appellate Court	No change
387	428	Judgments of Subordinate Appellate Court	No change
388	429	Order of High Court on appeal to be certified to lower Court	No change
389	430	Suspension of sentence pending the appeal; release of appellant on bail	No change
390	431	Arrest of accused in appeal from acquittal	No change
391	432	Appellate Court may take further evidence or direct it to be taken	No change
392	433	Procedure where Judges of Court of Appeal are equally divided	No change
393	434	Finality of judgments and orders on appeal	No change
394	435	Abatement of appeals	No change
CHAPTER XXXII			
REFERENCE AND REVISION			
395	436	Reference to High Court	No change
396	437	Disposal of case according to decision of High Court	No change

397	438	Calling for records to exercise powers of revision	No change
398	439	Power to order inquiry	No change
399	440	Sessions Judge's powers of revision	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
400	441	Power of Additional Sessions Judge	No change
401	442	High Court's powers of revision	No change
402	443	Power of High Court to withdraw or transfer revision cases	No change
403	444	Option of Court to hear parties	No change
404	-		Statement by Metropolitan Magistrate of grounds of his decision to be considered by High Court is repealed
405	445	High Court's order to be certified to lower Court	No change
CHAPTER XXXIII- TRANSFER OF CRIMINAL CASES			
406	446	Power of Supreme Court to transfer cases and appeals	Words "not exceeding Rs.1000" are replaced by "such sum".
407	447	Power of High Court to transfer cases and appeals	Words "not exceeding Rs.1000" are replaced by "such sum".
408	448	Power of Sessions Judge to transfer cases and appeals	For words "one thousand rupees" and "two hundred and fifty rupees" in Cr.P.C, words "Sum" and "Sum not exceeding ten thousand rupees" are substituted.
409	449	Withdrawal of cases and appeals by Session Judges	No change
410	450	Withdrawal of cases by Judicial Magistrates	No change
411	451	Making over or withdrawal of cases by Executive Magistrates	No change
412	452	Reasons to be recorded	No change
CHAPTER XXXIV EXECUTION, SUSPENSION, REMISSION AND COMMUTATION OF SENTENCES			
413	453	Execution of order passed u/s.409	No change

414	454	Execution of sentence of death passed by High Court	No change
415	455	Postponement of execution of sentence of death in case of appeal to Supreme Court	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
416	456	Communication of sentence of death on pregnant woman	No change
417	457	Power to appoint place of imprisonment	No change
418	458	Execution of sentence of imprisonment	No change
419	459	Direction of warrant for execution	No change
420	460	Warrant with whom to be lodged	No change
421	461	Warrant for levy of fine	No change
422	462	Effect of such warrant	No change
423	463	Warrant for levy of fine issued by a Court in any territory to which this Sanhita does not extend	No change
424	464	Suspension of execution of sentence of imprisonment	No change
425	465	Who may issue warrant	No change
426	466	Sentence on escaped convict when to take effect	No change
427	467	Sentence on offender already sentenced for another offence	No change
428	468	Period of detention undergone by the accused to be set off against the sentence of imprisonment	No change
429	469	Saving	No change
430	470	Return of warrant on execution of sentence	No change
431	471	Money ordered to be paid recoverable as a fine	No change
-	472	<i>Mercy Petitions in Death Sentence cases:</i>	➤ <i>A New provision for time bound disposal of mercy petitions filed before the President and</i>

			<p>Governor has been made in Section 472.</p> <ul style="list-style-type: none"> ➤ This provision prescribes a timeframe, requiring such petitions to be filed within 30 days before the Governor and 60 days before the President. ➤ The Superintendent of the jail is now entrusted with the responsibility of informing the convicts about the confirmation of their death sentence or the dismissal of their appeal or review of a special leave appeal. Additionally, the jail superintendent is mandated to ensure that every convict, especially in cases involving multiple convicts, submits their mercy petition within 60 days. ➤ In situations where no other petitions are received from the remaining convicts, the jail superintendent is required to forward their names, addresses, and case records to the Central or State government for consideration alongside the mercy petition filed. ➤ Further, the Central Government is to give its recommendations to the President within 60 days, commencing from the date of receiving comments from the State Government and records from the Jail Superintendent. It has also been provided that no appeal shall lie in any Court against the order of the President made under Article 72 of the Constitution; it shall be final, and not to be enquired into by any Court.
432	473	Power to suspend or remit sentences	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
433	474	Power to commute sentence	This provision has been redrafted:

			The appropriate Government may, without the consent of the person sentenced, commute— (a) a sentence of death, for imprisonment for life; (b) a sentence of imprisonment for life, for imprisonment for a term not less than seven years; (c) a sentence of imprisonment for seven years or ten years, for imprisonment for a term not less than three years; (d) a sentence of rigorous imprisonment, for simple imprisonment for any term to which that person might have been sentenced; (e) A sentence of imprisonment up to three years, for fine.
433A	475	Restriction on powers of remission or commutation in certain cases	No change
434	476	Concurrent power of Central Government in case of death sentences	No change
435	477	State Government to act after concurrence with Central Government in certain cases	No change
CHAPTER XXXV PROVISIONS AS TO BAIL AND BONDS			
436	478	In what cases bail to be taken	No change
436A	479	Maximum period for which an under trial prisoner can be detained	In Section 479, provision for bail to under trials prisoners has been relaxed and liberalized. A sympathetic view has been taken towards first-time offenders, who are now eligible to be released on bond by the Court if they have undergone detention for the period extending up to one-third of the maximum period of imprisonment specified for that offence. The provision has also entrusted the jail superintendent to make an application for bail to the Court where an under trial completes one-half or one-third of the maximum

			period. The release of an under trial prisoner who is involved in more than one offence or in multiple cases is made stringent under the provision. Further, the sentence of life imprisonment or death has been excluded from the purview of this provision.
437	480	When bail may be taken in case of non-bailable offence	The exception of bail denial will now include the category of "child" apart from women or Sick of infirm.
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
437A	481	Bail to require accused to appear before next appellate Court	No change
438	482	Direction for grant of bail to person apprehending arrest	Section 482(1) omits 438(1)(i) to 1A & 1B 438(1)(iv),..BNSS provides that court may if it thinks fit, direct that in the event of such arrest , he shall be released on bail.
439	483	Special powers of High Court or Court of Session regarding bail	No change
440	484	Amount of bond and reduction thereof	No change
441	485	Bond of accused and sureties	No change
441A	486	Declaration by sureties	No change
442	487	Discharge from custody	No change
443	488	Power to order sufficient bail when that first taken is insufficient	No change
444	489	Discharge of sureties	No change
445	490	Deposit instead of recognizance	No change
446	491	Procedure when bond has been forfeited	No change
446A	492	Cancellation of bond and bail bond	No change
447	493	Procedure in case of insolvency of death of surety or when a bond is forfeited	No change
448	494	Bond required from child	No change
449	495	Appeal from orders under section 491	No change

450	496	Power to direct levy of amount due on certain recognizances	No change
CHAPTER XXXVI DISPOSAL OF PROTERTY			
451	497	Order for custody and disposal of property pending trial in certain cases	Section 497 introduces the quick disposal of case properties even during the investigation, on preparation of a statement of the property by the Court within 14 days after such property has been photographed/ video graphed. Such statement, photographs and videography shall be used as evidence in any inquiry, trial or other proceeding. The Court shall then, within 30 days after the statement has been prepared, order the disposal, destruction, confiscation or delivery of such property.
452	498	Order for disposal of property at conclusion of trial	No change
453	499	Payment to innocent purchaser of money found on accused	No change
454	500	Appeal against orders under section 498 or section 499	No change
455	501	Destruction of libelous and other matter	No change
456	502	Power to restore possession of immovable property	No change
457	503	Procedure by police upon seizure of property	No change
458	504	Procedure where no claimant appears within six months	No change
459	505	Power to sell perishable property	The limit for value of perishable property is increased from Rs.500 to Rs.10,000.
CHAPTER XXXVII IRREGULAR PROCEEDINGS			
460	506	Irregularities which do not vitiate proceedings	No change

461	507	Irregularities which vitiate proceedings	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
462	508	Proceedings in wrong place	No change
463	509	Non-compliance with provisions of section 183 or section 316	No change
464	510	Effect of omission to frame, or absence of, or error in, charge	No change
465	511	Finding or sentence when reversible by reason of error, omission or irregularity	No change
466	512	Defect or error not to make attachment unlawful	No change
CHAPTER XXXVIII			
LIMITATION FOR TAKING COGNIZANCE OF CERTAIN OFFENCES			
467	513	Definitions	No change
468	514	Bar to taking cognizance after lapse of the period of limitation	No change
469	515	Commencement of the period of limitation	No change
470	516	Exclusion of time in certain cases	No change
471	517	Exclusion of date on which Court is closed	No change
472	518	Continuing offence	No change
473	519	Extension of period of limitation in certain cases	No change
CHAPTER XXXIX			
MISCELLANEOUS			
474	520	Trials before High Courts	No change
475	521	Delivery to commanding officers of persons liable to be tried by Court-martial	No change
476	522	Forms	No change
477	523	Power of High Court to make rules	No change

478	524	Power to alter functions allocated to Executive Magistrate in certain cases	No change
Cr.P.C	BNSS	Title in BNSS	Changes in BNSS
479	525	Case in which Judge or Magistrate is personally interested	No change
480	526	Practicing advocate not to sit as Magistrate in certain Courts	No change
481	527	Public servant concerned in sale not to purchase or bid for property	No change
482	528	Saving of inherent powers of High Court	No change
483	529	Duty of High Court to exercise continuous superintendence over Courts	No change
--	530	Trial and proceedings to be held in Electronic Mode	This is a New Provision. Trial and Proceedings may be held in Electronic Mode
484	531	Repeal and savings	No changes
Sch- I	Sch- I	Classification of offences	No changes
Sch-II	Sch-II	Forms- 1 to 58	Forms – 1 to 58

COMPARISON STATEMENT
BHARATIYA SAKSHYA ADHINIYAM, 2023 (BSA) AND
INDIAN EVIDENCE ACT (IEA)

IEA	BSA	Title in BSA	Changes in BSA
PART I			
CHAPTER I- PRELIMINARY			
1	1	Short title, application and commencement.	BSA will apply to court martial convened under the Army Act, The Naval Discipline Act or the Indian Navy (Discipline) Act or the Airforce Act
2	-		Repealed
3, 4	2	Definitions.	
3	2	Definitions (Interpretation -clause)	
3	2(1)(a)	"Court".	No Change
3	2(1)(f)	"Fact".	The term "MAN" is replaced by "PERSON" in illustrations
3	2(1)(K)	"Relevant".	No Change
3	2(1)(g)	"Facts in issue".	No Change
3	2(1)(d)	"Document".	Includes & defines electronic and digital records.
3	2(1)(e)	"Evidence".	Electronically given Oral Statement And electronic and digital records are added.
3	2(1)(j)	"Proved".	No Change
3	2(1)(c)	"Disproved".	No Change
3	2(1)(i)	"Not proved".	No Change
3	--	---	"India" Deleted
4	2(1)(h)	"May Presume".	No Change
4	2(1)(l)	"Shall Presume"	No Change
4	2(1)(b)	"Conclusive Proof"	No Change
	2(2)	Newly added	The definitions in IT Act, 2000; BNSS, 2023 & BNS 2023 to be read as part of the definitions
PART II			
CHAPTER II- RELEVANCY OF FACTS			
5	3	Evidence may be given of facts in issue and relevant facts.	No Change

6	4	Relevancy of facts forming part of same transaction.	No significant changes.
7	5	Facts which are occasion, cause or effect of facts in issue or relevant facts.	No Change
IEA	BSA	Title in BSA	Changes in BSA
8	6	Motive, preparation and previous or subsequent conduct.	Vakils = Advocates Man = Person Ravished = Raped
9	7	Facts necessary to explain or introduce fact in issue or relevant facts.	No Change
10	8	Things said or done by conspirator in reference to common design.	No Change
11	9	When facts not otherwise relevant become relevant.	No Change
12	10	Facts tending to enable Court to determine amount are relevant in suits for damages.	No Change
13	11	Facts relevant when right or custom is in question.	No Change
14	12	Facts showing existence of state of mind, or of body or bodily feeling.	No Change
15	13	Facts bearing on question whether act was accidental or intentional.	No Change
16	14	Existence of course of business when relevant.	No Change
ADMISSIONS			
17	15	Admission defined.	No Change
18	16	Admission by party to proceeding or his agent.	No Change
19	17	Admissions by persons whose position must be proved as against party to suit.	No Change
20	18	Admissions by persons expressly referred to by party to suit.	No Change
21	19	Proof of admissions against persons making	No Change

		them, and by or on their behalf.	
22	20	When oral admissions as to contents of documents are relevant.	No Change
22A	--	--	When oral admission as to contents of electronic records are relevant
23	21	Admissions in civil cases when relevant.	Barrister, Pleader, Attorney, Vakil = Advocate.
IEA	BSA	Title in BSA	Changes in BSA
24 28 29	22	Confession caused by inducement, threat, coercion or promise, when irrelevant in criminal proceeding.	"Coercion" inserted
25 26 27	23	Confession to police officer.	"Magistrate does not include Head of Village" is omitted.
30	24	Consideration of proved confession affecting person making it and others jointly under trial for same offence.	Joint trial with absconding accused is introduced.
31	25	Admissions not conclusive proof, but may estop.	No Change
STATEMENTS BY PERSONS WHO CANNOT BE CALLED AS WITNESSES			
32	26	Cases in which statement of relevant fact by person who is dead or cannot be found, etc., is relevant.	No Change
33	27	Relevancy of certain evidence for proving, in subsequent proceeding, truth of facts therein stated.	No Change
STATEMENTS MADE UNDER SPECIAL CIRCUMSTANCES			
34	28	Entries in books of account when relevant.	No Change
35	29	Relevancy of entry in public record or an electronic record made in performance of duty.	No Change
36	30	Relevancy of statements in maps, charts & plans.	No Change

37	31	Relevancy of statement as to fact of public nature contained in certain Acts or notifications.	Gazette in electronic or digital form is admissible.
38	32	Relevancy of statements as to any law contained in law books including electronic or digital form.	e-Law books and e-court rulings of India and other country admissible.
IEA	BSA	Title in BSA	Changes in BSA
HOW MUCH OF A STATEMENT IS TO BE PROVED			
39	33	What evidence to be given when statement forms part of a conversation, document, electronic record, book or series of letters or papers.	No Change
JUDGMENTS OF COURTS WHEN RELEVANT			
40	34	Previous judgments relevant to bar a second suit or trial.	No Change
41	35	Relevancy of certain judgments in probate, etc., jurisdiction.	Tribunal orders are covered.
42	36	Relevancy and effect of judgments, orders or decrees, other than those mentioned in section 35.	No Change
43	37	Judgments, etc., other than those mentioned in sections 34, 35 and 36 when relevant.	No Change
44	38	Fraud or collusion in obtaining judgment, or incompetency of Court, may be proved.	No Change
OPINIONS OF THIRD PERSONS WHEN RELEVANT			
45	39	Opinions of experts.	Other experts included.
46	40	Facts bearing upon opinions of experts.	No Change
47 47A	41	Opinion as to handwriting and signature, when relevant.	No Change
48	42	Opinion as to existence of general custom or right, when relevant.	No Change

49	43	Opinion as to usages, tenets, etc., when relevant.	No Change
50	44	Opinion on relationship, when relevant.	No Change
51	45	Grounds of opinion, when relevant.	No Change
CHARACTER WHEN RELEVANT			
52	46	In civil cases character to prove conduct imputed, irrelevant.	No Change
53	47	In criminal cases previous good character relevant.	No Change
IEA	BSA	Title in BSA	Changes in BSA
53A	48	Evidence of character or previous sexual experience not relevant in certain cases.	No Change
54	49	Previous bad character not relevant, except in reply.	No Change
55	50	Character as affecting damages.	No Change
PART III ON PROOF			
CHAPTER III- FACTS WHICH NEED NOT BE PROVED			
56	51	Fact judicially noticeable need not be proved.	No Change
57	52	Facts of which Court shall take judicial notice.	Colonial References are Omitted
58	53	Facts admitted need not be proved.	No Change
CHAPTER IV - OF ORAL EVIDENCE			
59	54	Proof of facts by oral evidence.	No substantive changes
60	55	Oral evidence to be direct.	No Change
CHAPTER V - OF DOCUMENTARY EVIDENCE			
61	56	Proof of contents of documents.	No Change
62	57	Primary evidence.	Electronic or digital records as Primary evidence.
63	58	Secondary evidence.	Oral or written admissions and Skilled examiner evidence are included.

64	59	Proof of documents by primary evidence.	No Change
65	60	Cases in which secondary evidence relating to documents may be given.	No Change
	61	Electronic or digital record.	New- on par with paper records.
65A	62	Special provisions as to evidence relating to electronic record.	No Change
65B	63	Admissibility of electronic records.	Expanded. Mobiles, standalone devices etc. Format given in schedule
IEA	BSA	Title in BSA	Changes in BSA
66	64	Rules as to notice to produce.	Attorney or pleader = Advocate or representative.
67	65	Proof of signature and handwriting of person alleged to have signed or written document produced.	No Change
67A	66	Proof as to electronic signature.	No Change
68	67	Proof of execution of document required by law to be attested.	No Change
69	68	Proof where no attesting witness found.	Outdated references omitted.
70	69	Admission of execution by party to attested document.	No Change
71	70	Proof when attesting witness denies execution.	No Change
72	71	Proof of document not required by law to be attested.	No Change
73	72	Comparison of signature, writing or seal with others admitted or proved.	No Change
73A	73	Proof as to verification of digital signature.	Controller- omitted.
PUBLIC DOCUMENTS			

74 75	74	Public and private documents.	Outdated references omitted. Union Territory is included.
76	75	Certified copies of public documents.	No Change
77	76	Proof of documents by production of certified copies.	No Change
78	77	Proof of other official documents.	Outdated references omitted.
PRESUMPTIONS AS TO DOCUMENTS			
79	78	Presumption as to genuineness of certified copies.	J & K included.
80	79	Presumption as to documents produced as record of evidence, etc.	No Change
IEA	BSA	Title in BSA	Changes in BSA
81	80	Presumption as to Gazettes, newspapers, and other documents.	Colonial references omitted. Proper custody of documents- explained.
81A	81	Presumption as to Gazettes in electronic or digital record.	Proper custody of records- explained.
82	--	---	Presumption as to document admissible in England without proof of seal or signature.
83	82	Presumption as to maps or plans made by authority of Government.	No Change
84	83	Presumption as to collections of laws and reports of decisions.	No Change
85	84	Presumption as to powers-of-attorney.	No Change
85A	85	Presumption as to electronic agreements.	Digital signature is added.
85B	86	Presumption as to electronic records and electronic signatures.	"Digital signature" is not included.
85C	87	Presumption as to Electronic Signature Certificates.	No Change
86	88	Presumption as to certified copies of foreign judicial records.	Outdated references omitted.
87	89	Presumption as to books, maps and charts.	No Change

88	--	--	Presumption as to telegraphic messages
88A	90	Presumption as to electronic messages.	Redundant explanation omitted.
89	91	Presumption as to due execution, etc., of documents not produced.	No Change
90	92	Presumption as to documents thirty years old.	Sec.80-Custody of Documents referred.
90A	93	Presumption as to electronic records five years old.	Sec.81- Custody of documents referred.

CHAPTER VI
OF THE EXCLUSION OF ORAL EVIDENCE BY DOCUMENTARY EVIDENCE

91	94	Evidence of terms of contracts, grants and other dispositions of property reduced to form of document.	No Change
IEA	BSA	Title in BSA	Changes in BSA
92	95	Exclusion of evidence of oral agreement.	No Change
93	96	Exclusion of evidence to explain or amend ambiguous document.	No Change
94	97	Exclusion of evidence against application of document to existing facts.	No Change
95	98	Evidence as to document unmeaning in reference to existing facts.	No Change
96	99	Evidence as to application of language which can apply to one only of several persons.	No Change
97	100	Evidence as to application of language to one of two sets of facts, to neither of which the whole correctly applies.	No Change
98	101	Evidence as to meaning of illegible characters, etc.	No Change

99	102	Who may give evidence of agreement varying terms of document.	No Change
100	103	Saving of provisions of Indian Succession Act relating to wills.	No Change
PART IV PRODUCTION AND EFFECT OF EVIDENCE CHAPTER VII - OF THE BURDEN OF PROOF			
101	104	Burden of proof.	No Change
102	105	On whom burden of proof lies.	No Change
103	106	Burden of proof as to particular fact.	No Change
104	107	Burden of proving fact to be proved to make evidence admissible.	No Change
IEA	BSA	Title in BSA	Changes in BSA
105	108	Burden of proving that case of accused comes within exceptions.	No Change
106	109	Burden of proving fact especially within knowledge.	No Change
107	110	Burden of proving death of person known to have been alive within thirty years.	No Change
108	111	Burden of proving that person is alive who has not been heard of for seven years.	No Change
109	112	Burden of proof as to relationship in the cases of partners, landlord and tenant, principal and agent.	No Change
110	113	Burden of proof as to ownership.	No Change
111	114	Proof of good faith in transactions where one	No Change

		party is in relation of active confidence.	
111A	115	Presumption as to certain offences.	No Change
112	116	Birth during marriage, conclusive proof of legitimacy.	No Change
113	---		Proof of cession of territory.
113A	117	Presumption as to abetment of suicide by a married woman.	No Change
113B	118	Presumption as to dowry death.	No Change
114	119	Court may presume existence of certain facts.	No Change
114A	120	Presumption as to absence of consent in certain prosecution for rape.	No Change
IEA	BSA	Title in BSA	Changes in BSA
CHAPTER VIII - ESTOPPEL			
115	121	Estoppel.	No Change
116	122	Estoppel of tenant and of licensee of person in possession.	No Change
117	123	Estoppel of acceptor of bill of exchange, bailee or licensee.	No Change
CHAPTER IX - OF WITNESSES			
118	124	Who may testify.	Lunatic = Person of unsound mind.
119	125	Witness unable to communicate verbally.	No Change
120	126	Competency of husband and wife as witnesses in certain cases.	No Change
121	127	Judges and Magistrates.	No Change
122	128	Communications during marriage.	No Change
123	129	Evidence as to affairs of State.	No Change
124	130	Official communications.	No Change
125	131	Information as to commission of offences.	No Change

126 127	132	Professional communications.	Barrister, attorney, pleader, vakil = Advocate
128	133	Privilege not waived by volunteering evidence.	Barrister, attorney, pleader, vakil = Advocate
129	134	Confidential communication with legal advisers.	Legal Professional Adviser = Legal Adviser.
130	135	Production of title-deeds of witness not a party.	No Change
131	136	Production of documents or electronic records which another person, having possession, could refuse to produce.	No Change
132	137	Witness not excused from answering on ground that answer will criminate.	No Change
133	138	Accomplice.	No substantive changes.
134	139	Number of witnesses.	No Change
IEA	BSA	Title in BSA	Changes in BSA
CHAPTER X- OF EXAMINATION OF WITNESSES			
135	140	Order of production and examination of witnesses.	No Change
136	141	Judge to decide as to admissibility of evidence.	No Change
137	142	Examination of witnesses.	No Change
138	143	Order of examinations.	No Change
139	144	Cross-examination of person called to produce a document.	No Change
140	145	Witnesses to character.	No Change
141 142 143	146	Leading questions.	No Change
144	147	Evidence as to matters in writing.	No Change
145	148	Cross-examination as to previous statements in writing.	No Change
146	149	Questions lawful in cross-examination.	No Change

147	150	When witness to be compelled to answer.	No Change
148	151	Court to decide when question shall be asked and when witness compelled to answer.	No Change
149	152	Question not to be asked without reasonable grounds.	Barrister = Advocate
150	153	Procedure of Court in case of question being asked without reasonable grounds.	Barrister, attorney, pleader, vakil = Advocate
151	154	Indecent and scandalous questions.	No Change
152	155	Questions intended to insult or annoy.	No Change
153	156	Exclusion of evidence to contradict answers to questions testing veracity.	No Change
154	157	Question by party to his own witness.	No Change
155	158	Impeaching credit of witness.	No Change
IEA	BSA	Title in BSA	Changes in BSA
156	159	Questions tending to corroborate evidence of relevant fact, admissible.	No Change
157	160	Former statements of witness may be proved to corroborate later testimony as to same fact.	No Change
158	161	What matters may be proved in connection with proved statement relevant under section 26 or 27.	No Change
159	162	Refreshing memory.	No Change
160	163	Testimony to facts stated in document mentioned in section 162.	No Change
161	164	Right of adverse party as to writing used to refresh memory.	No Change
162	165	Production of documents.	Immunity to Ministers and President.

163	166	Giving, as evidence, of document called for and produced on notice.	No Change
164	167	Using, as evidence, of document production of which was refused on notice.	No Change
165	168	Judge's power to put questions or order production.	No Change
166	--	---	Power of jury or assessors to put questions
CHAPTER XI			
OF IMPROPER ADMISSION AND REJECTION OF EVIDENCE			
167	169	No new trial for improper admission or rejection of evidence.	No Change
CHAPTER XII			
REPEAL AND SAVINGS			
2	170	Repeal and savings.	
-	-	THE SCHEDULE	New
