

GENERAL CONTENTS

VOLUME 1

<i>Chapter</i>	<i>Page</i>
1. INTRODUCTION	1
2. ADMISSIONS	44
3. ATTESTING WITNESS	65
4. BALLISTIC EXPERT REPORT	127
5. BIRTH DURING MARRIAGE, CONCLUSIVE—PROOF OF LEGITIMACY	131
6. BRAIN FINGER PRINTING	165
7. BURDEN OF PROOF	185
8. CHANCE WITNESS	339
9. CHILD WITNESS	345
10. CIRCUMSTANTIAL EVIDENCE	361
11. CROSS EXAMINATION	435
12. D.N.A.—DEOXYRIBONUCLEIC ACID	452
13. DOCUMENTARY EVIDENCE	529
14. DOWRY DEATH	559
15. DUMB WITNESS	609
16. DYING DECLARATIONS	612
17. ESTOPPEL	837
18. EVIDENCE IN AFFIDAVITS	860
19. EVIDENCE IN MURDER	862
20. EVIDENCE IN RAPE CASES	874
21. EXCLUSION OF EVIDENCE	883
22. EXPERT EVIDENCE	910
23. EXTRA-JUDICIAL CONFESSION	986
24. EYE WITNESS	1019
25. FACTS WHICH NEED NOT BE PROVED	1024

VOLUME 2

<i>Chapter</i>	<i>Page</i>
26. FINGER PRINT EVIDENCE . . .	1
27. HEARSAY EVIDENCE . . .	55
28. HOSTILE WITNESS . . .	63
29. INDEPENDENT WITNESS . . .	75
30. INTERESTED WITNESS . . .	90
31. LAST SEEN EVIDENCE . . .	108
32. LIE DETECTOR TESTS . . .	116
33. MEDICAL EVIDENCE & OCULAR EVIDENCE . . .	126
34. MOTIVE . . .	212
35. NARCO-ANALYSIS TEST . . .	241
36. OFFICIAL WITNESS . . .	354
37. ORAL EVIDENCE . . .	356
38. PARTISAN WITNESS . . .	381
39. PRESUMPTION AS TO DOCUMENTS . . .	384
40. PRIMARY EVIDENCE . . .	421
41. PROOF OF AGE . . .	437
42. PROOF OF SIGNATURES AND HANDWRITING . . .	440
43. PUBLIC DOCUMENTS . . .	456
44. REASONABLE DOUBT . . .	480
45. RECOVERY/DISCOVERY EVIDENCE . . .	486
46. RELATED WITNESS . . .	496
47. SECONDARY EVIDENCE . . .	505
48. SOLITARY WITNESS . . .	556
49. STATEMENTS AND CONFESSIONS . . .	562
50. TEST IDENTIFICATION PARADE . . .	737
51. WITNESSES . . .	750

Criminal Evidence

VOLUME 1

DETAILED CONTENTS

1

INTRODUCTION

1. Evidence	3
2. Accomplice evidence	5
(1) Accomplice to crime	5
(2) Corroboration of accomplice evidence	5
(3) Evidence of pardoned person	6
(4) Pardon—Evidence of person pardoned	6
3. Admissibility of evidence	6
(1) Admissibility of confession	7
(2) Deficiency in service—Proof of	7
(3) Eye-witness.—Reliance on	7
(4) Prosecution of complainant	8
(5) Reliability of eye-witness	8
(6) Rule of <i>res gestae</i>	8
4. Admission	8
5. Attesting Witness	9
6. Ballistic Expert	10
7. Burden of proof	10
8. Chance Witness	10
9. Child Witness	11
10. Circumstantial evidence	11
11. Conclusive proof	12
(1) Admissibility of electronic evidence	12
(2) Cause of death	12
(3) Indirect evidence	12
(4) Material evidence to be proved	13
(5) Mental illness—Proof of	13
(6) Paternity of child	13
(7) Paucity of needed evidence	13

(8) Role of procedure	13
(9) Scientific evidence	14
12. Confession	14
13. Confessional conspiracy	14
14. Confessional statement	15
15. Cross Examination	15
16. D.N.A. (Deoxyribonucleic Acid)	16
17. Discovery evidence	16
18. Dowry death	16
19. Dying declaration	17
20. Estoppel	18
21. Exclusion of evidence	18
22. Expert Evidence—What is ?	18
23. Extra-judicial confession	19
24. Eye witness	19
25. Finger Print Evidence	19
26. Hearsay Evidence	19
27. Hostile witness	20
28. Independent witness	21
29. Insanity	23
30. Interested witnesses	23
31. Last Seen Theory	23
32. Medical Evidence	24
33. Motive	24
34. Narco-analysis, Brain Mapping and Lie Detector tests	24
35. Oral evidence	24
36. Partisan witness	24
37. Presumption	24
38. Primary evidence and Secondary evidence	26
39. Public document	26
40. Reasonable doubt—Meaning of	26
41. Related witness	27
42. Reliability of Evidence	27
(1) Acceptance of evidence	27
(2) Acceptability of evidence	28
(3) Burning alive	28
(4) Credibility of circumstantial evidence	28
(5) Credibility of evidence	28
(6) Credibility of witness	28
(7) Corroboration of evidence	28
(8) Conviction of sole eye-witness	29
(9) Evidence of witness	29
(10) Evidence of humiliation	29
(11) Evidence of related witness	29
(12) Evidence of sole eye-witness	30
(13) Evidence of witness with minor discrepancy	30

(14) Evidence—Meaning of	30
(15) Eye-witness—Reliability of	30
(16) Motor accident—Eye-witness	30
(17) Paternity of child	31
(18) Reliable evidence	31
(19) Reliable evidence of witness	31
(20) Reliability of chance witness	32
(21) Reliability of evidence of eye-witness	32
(22) Reliability of police witness	32
(23) Reliability of testimony	33
(24) Reliability of witnesses	33
(25) Reliability of witnesses—Natural reaction	34
(26) Reliability of witness cannot be discarded	34
(27) Reliance on eye-witness	35
(28) Reliance on witnesses	35
(29) Self restraint	35
(30) Signature on blank paper	35
(31) Trustful evidence	36
(32) Unnatural/Suspicious circumstances	36
(33) Witness duly corroborated	36
43. Retracted confession	36
44. Solitary Witness	37
45. Statement	37
46. Test Identification Parade	37
47. Trap witnesses—Corroboration of	37
48. Voluntary confession	41
49. Witnesses	42
50. Words “Shall presume to be genuine”—What it implies	42
51. Words “To be a witness”—Meaning of	42

2



ADMISSIONS

1. Admission defined	46
(1) Accusation real or false	46
(2) Admission by accused	46
(3) Admission or confession to be read as a whole	46
(4) Proof of relevant facts	47
(5) Relevancy of conduct of accused	47
(6) Secondary Evidence	47
(7) Waiver of proof	47
(8) Relevancy of Evidence	48
2. “Admission”—Meaning of	48
3. Admission is a substantive evidence	49
4. Admission of guilt—Evidentiary value of	49