

LEGAL DIMENSIONS WITH REFERENCE TO INSANITY UNDER SECTION 84 OF THE INDIAN PENAL CODE

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ABSTRACT

This paper primarily focuses on the concept of the Legal dimensions with reference to the concept of Insanity defined under section 84 of the Indian Penal Code. This paper basically takes into consideration the various aspects of insanity that have been used till now in the court of law. It focuses on how the concept of insanity has been used as a major defence in the court of law, over the period of time. The paper commences with the introduction to the concept of insanity and gives a jist about what has been done in the paper and as to why it is done. Then it further proceeds towards its approach by explaining the historical background of the same. It discusses in this part that how insanity, was used in the past as a defence and how it is relevant in the present context and how it is used as a defence now, and how does it makes sense. Then it gives an introduction to the concept of insanity as defined under section 84 of the Indian Penal Code and then how people take insanity as a defence with regard to the offence or the crime that have operated. It then discusses the test of insanity, that how the law have defined the test of determining the level of insanity and also, that to which level the relief is granted with respect to the crime committed. Then it further proceeds with the concept of Medical insanity and discusses that how medical insanity is different from legal insanity. It then discusses various case laws that help us to understand the concept of insanity in a better legal sense and the application of insanity as a defence. Last but not the least, the paper sets in certain set of conclusions that are vital for the understanding of the concept of insanity under section 84 of the Indian Penal Code.

KEYWORDS: Legal Dimensions, Court of Law, Period of Time