



Watch the complete lecture on YouTube:
<https://youtube.com/madhusudanmishraforyou>

SPECIAL COURTS

LECTURE NOTES
BY MADHUSUDAN MISHRA

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Special Courts [435-446]

Sec 439

Offences to be non-cogn.

[Offence - Police officer - may not arrest - without warrant]

(i) Offences - N.C.

All offences
under
Co. Act, 2013
↓
N.C.

except

Offences
under Sec
4(6)
↓
SFI

against public
interest.

(ii)

Cognizance - Court - offences committed
by co & officers.

Other
offences.

- Registrar
- S.H.
- officer of
C.G.

offence relating
to H of
shares &
dec of dividend.

officer authz
by SEBI.

writing complaint.

(iii)

Attendance of complainant

- Registrar
- officer of C.G.

may not
be necessary.

But
nec. if
court
requires at trial.

other
↓
necessary.

Sec 435

Establishment of Special Courts

Establishment

C.G. - in consultation
with - CJ of HC.

Speedy trial

for offences → Imp ≥ 2 yrs
↓
establish S/C → as many
as necc.

Appn of Judge

C.G. in con - with
C.J. of HC.

appoint

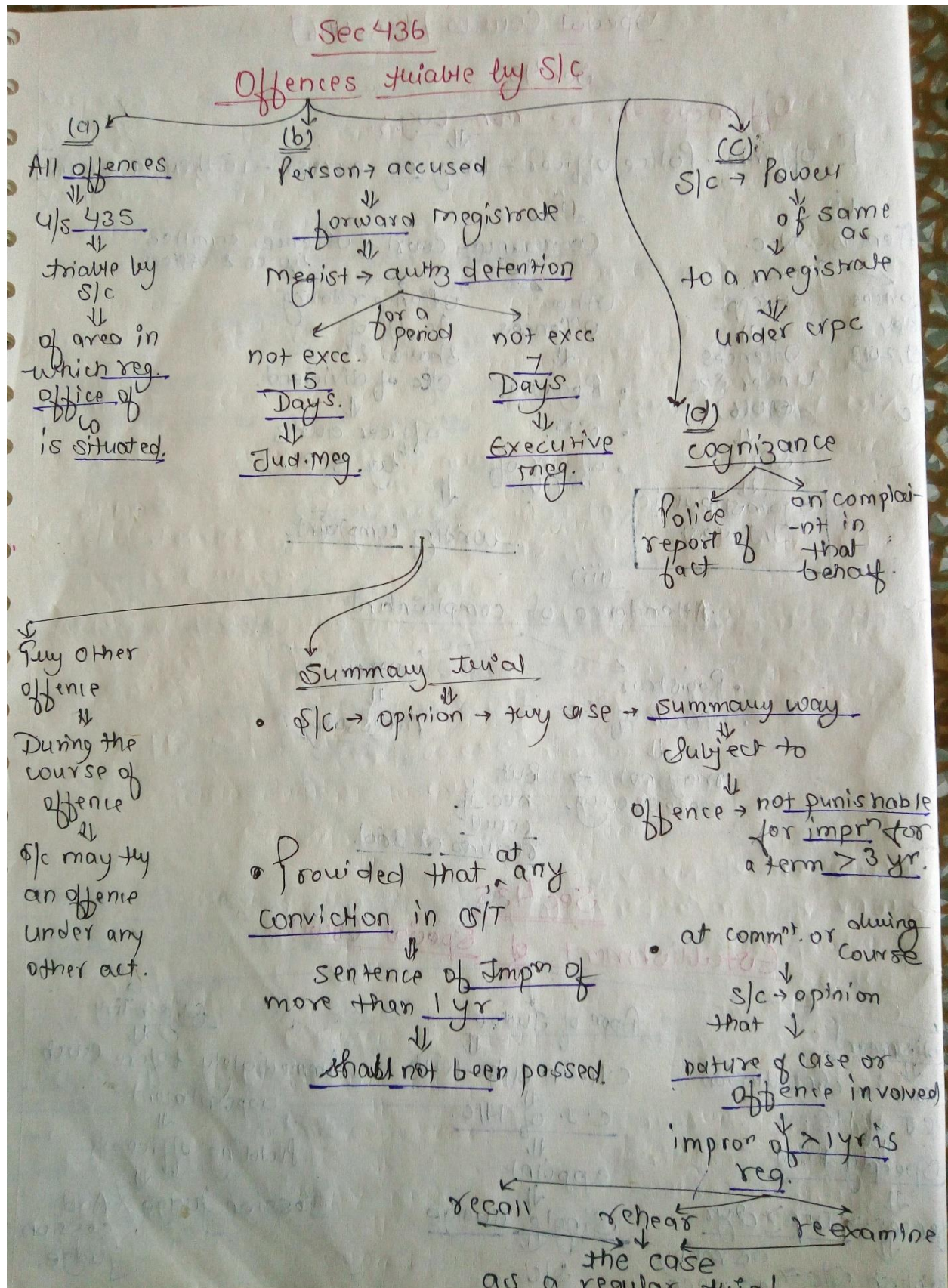
Single Judge
↓
S/C.

Eligibility

Immediately before such
appointment

holding office of

Session judge / Add.
session
judge.



Sec 441 Compounding of certain offences

