



## READY RECKONER ON OFFENCES BY OR RELATING TO PUBLIC SERVANTS

Under the BNS Offences by or Relating to Public Servants have been defined under Chapter- XII from Sections 198 to 205. The provisions under Section 202 (unlawfully engaging in trade), Section 204 (Personating a public servant), Section 205 (Wearing garb or carrying a token used by a public servant with fraudulent intent). Changes are related to the quantum of punishments or the addition of new words in the existing IPC provisions (fine or Imprisonment).

### 202. (Section-168) Public servant unlawfully engaging in trade.

A completely new category of punishment namely community service is introduced for the offender. The rest of the provisions are the same of IPC.

#### Classification of offence:

Non-cognizable | Bailable | Magistrate of the first class | Non-compoundable

### 204. (Section-170) Personating a public servant.

Under Section 170 of IPC, there was no specified minimum term, and the maximum term was two years. Sec 204 of new act establishes a minimum term of imprisonment of not less than six month but which may extend to three years, in addition to a fine.

#### Classification of offence:

Cognizable | Non-bailable | Any Magistrate | Non-compoundable

### 205.(Section-171) Wearing garb or carrying token used by public servant with fraudulent intent.

In IPC, fine was two hundred rupees which is now increased to five thousand rupees.

#### Classification of offence:

Cognizable | Bailable | Any Magistrate | Non-compoundable

### Ready Reckoner:

Section	Offence	Punishment	Cognizable / Bailable / Trial Court / Compoundable	Remark
198  IPC 166	Public servant disobeying direction of the law with intent to cause injury to any person.	Simple imprisonment for one year, or fine, or both.	Non-cognizable/ Bailable/ Magistrate of the first class/Non compoundable	Term (Court of Justice) is replaced by Court in illustration. Other provisions are similar to IPC.
199  IPC 166A	Public servant disobeying direction under law.	Rigorous imprisonment for not less than six months which may extend to two years and fine.	Cognizable/ Bailable/ Magistrate of the first class/Non compoundable	No change
200  IPC 166B	Non-treatment of victim by hospital.	Imprisonment for one year, or fine, or both.	Non-cognizable / Bailable / Magistrate of the first class / Non-compoundable	No change
201  IPC 167	Public servant framing an incorrect document with intent to cause injury.	Imprisonment for three years, or fine, or both	Cognizable / Bailable / Magistrate of the first class / Non-compoundable	No change
202  IPC 168	Public servant unlawfully engaging in trade.	Simple imprisonment for one year, or fine, or both, or <b>community</b>	Non-cognizable / Bailable / Magistrate of the first class / Non-compoundable	A completely new category of punishment namely community

		service.		service is introduced.
203 IPC 169	Public servant unlawfully buying or bidding for property.	Simple imprisonment for two years, or fine, or both and confiscation of property, if purchased.	Non-cognizable / Bailable / Magistrate of the first class / Non-compoundable	No change
204 IPC 170	Personating a public servant.	Imprisonment for not less than six months but which may extend to three years and fine.	Cognizable/ Non-bailable/ Any Magistrate/ Non compoundable	Under Section 170 of IPC, there was no specified minimum term, and the maximum term was two years. Sec 204 BNS establishes a minimum term of imprisonment of not less than six month but which may extend to three years, in addition to a fine.
205 IPC 171	Wearing garb or carrying token used by public servant with fraudulent intent.	Imprisonment for three months, or fine of <i>(two hundred rupees )</i> five thousand rupees, or both.	Cognizable/ Bailable/ Any Magistrate/Non compoundable	In IPC, fine was two hundred rupees which is now increased to five thousand rupees.