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Law of Crimes II Sem 2

The offence of Criminal Misappropriation has been defined under section 403 IPC . It is also an offence relating to moveable property like theft. The section defines as whoever dishonestly misappropriates or converts to his own use any moveable property.

Let us examine the difference between the two offences. There are similarities also like both relate to moveable property and dishonest intention is there. The difference is that

1- In the offence of theft the moveable property has been moved or taken away from the possession of any person whereas in criminal misappropriation the property is not in possession of anybody.

2- In theft only moving effect of the property is sufficient to constitute offence provided dishonest intention is there but in case of criminal misappropriation merely moving of property does not constitute the offence till dishonest intention is developed at a later stage when the person decides to misappropriate and convert the said property to his own use.

In my next e-content I would be explaining another property offence i.e. Extortion

Thank you students

Stay safe n take care