METHODOLOGY

The above hypothesis will be examined by an analysis and historical review of the legislation that has been enacted in our country on the subject of criminal law since Independence and an evaluation will be made of what is good in our system and what is missing in our system of criminal justice.

The researcher proposes to conduct a part of the research by the Library method of research and review the literature on Criminal Law to note what are the basic attributes of our system of criminal justice and how we have drifted from the fundamental principles our Constitution and moved over to Crime Control Theory and bypassed the Due Process of Law Theory. Material for this part of the work will be gathered from the public libraries of the State of Maharashtra where the researcher resides and the State of Rajasthan where there researcher is registering his candidature for Ph.D.

The methodology will be supplemented by interviewing the law enforcement officials and discussing with them the problems which they are facing in the implementation of Due Process theory and the achievements they have so far made in following the Crime Control theory.