

# MADNESS AND THE CRIMINAL LAW



INDRAJIT MISHRA

# Madness And The Criminal Law

**Norval Morris**



## **Madness And The Criminal Law:**

Madness and the Criminal Law Norval Morris,1982 Discusses the criminal responsibility of the mentally ill looks at involuntary conduct and argues that mental illness should affect sentencing but not determine guilt or innocence

Madness and the Criminal Law Norval Morris,1984-02-01 Discusses the criminal responsibility of the mentally ill looks at involuntary conduct and argues that mental illness should affect sentencing but not determine guilt or innocence

**Insanity and the Criminal Law** William Alanson White,1923      The Insanity Defense Donald H. J. Hermann,1983

Manifest Madness Arlie Loughnan,2012-04-19 Bringing together previously disparate discussions on criminal responsibility from law psychology and philosophy this book provides a close study of mental incapacity defences tracing their development through historical cases to the modern era      **The Matrix of Insanity in Modern Criminal Law**

Gabriel Hallevy,2015-06-30 This book challenges the assumptions of modern criminal law that insanity is a natural legally and medically defined phenomenon covering a range of medical disorders By doing so it paves the way for a new perspective on insanity and can serve as the basis for a new approach to insanity in modern criminal law The book covers the following aspects the structure of the principle of fault in modern criminal law the development of the insanity defense in criminal law tangential in personam defenses in criminal law and their implications for insanity and the legal mechanism of reproduction of fault The focus is on the Anglo American and European Continental legal systems Given the attention consistently drawn by international and domestic events in this context the book will be of interest to a broad and growing international audience      **Criminal Law** William Wilson,2020 Enhance understanding of criminal Law and clarify complex issuesCriminal

Law Longman Law series 7th Edition by William Wilson combines coverage of the core legal principles with discussion of the theories and academic debates that underpin the subject Enhance your understanding of criminal law and make use of the reading references t      *The Insanity Defence* Ronnie Mackay,R. D. Mackay,Warren Brookbanks,2022 The Insanity Defence provides an essential comparative perspective on the theory and practice of the insanity defence in both common law and civil law jurisdictions It is a companion volume to Fitness to Plead OUP 2018 by the same editors and is written and edited by a team of leading experts in the field      *Madness in Medieval Law and Custom* ,2010-09-24 This collection of essays opens a

new discussion about the mind body and spirit of the mad in medieval Europe The authors examine a broad spectrum of mental and emotional issues which medieval authors point out as unusual behavior With the emerging field of medieval disability studies in mind the authors have carefully considered legal and cultural descriptions for insight into the perception and understanding of mental impairment These essays on madness in the Middle Ages elucidate how medieval society conceptualized mental afflictions Individually the essays cover aspects of mental impairment from a variety of angles to unearth collectively medieval perspectives on mental affliction Contributors are James R King Kate McGrath Irina Metzler Aleksandra Pfau Cory James Rushton Margaret Trenchard Smith and Wendy J Turner      The Insanity Defense Abraham S.

Goldstein,1967-01-28 The insanity defense has become the most passionately debated issue in criminal law a debate marked by slogans and stereotypes Mr Goldstein offers a reasoned study of that debate and the current rules behind the law as well as a careful examination of what might be expected from any new rules now proposed *Law's Madness* Austin Sarat, Lawrence Douglas, Martha Umphrey, 2006-04-03 This collection of essays discusses the ways in which the law takes its definition from what it excludes suppresses or excises from itself i e the irrational and unstable **Madness and Society in Eighteenth-Century Scotland** R. A. Houston, 2000-02-03 How did people view mental health problems in the eighteenth century and what do the attitudes of ordinary people towards those afflicted tell us about the values of society at that time Professor Houston draws upon a wide range of contemporary sources notably asylum documents and civil and criminal court records to present unique insights into the issues around madness including the written and spoken words of sufferers themselves and the vocabulary associated with insanity The links between madness and a range of other issues are explored including madness gender social status religion and witchcraft in addition to the attributed causes of derangement such as heredity and alcohol abuse This is a detailed yet profoundly humane and compassionate study of the everyday experiences of those suffering mental impairments ranging from idiocy to lunacy and an exploration into the meaning of this for society in the eighteenth century **The Routledge International Handbook of Criminal Responsibility** Thomas Crofts, Louise Kennefick, Arlie Loughnan, 2024-12-23 Presenting cutting edge research and scholarship this extensive volume covers everything from abstract theorising about the meanings of responsibility and how we blame to analysing criminal law and justice responses and factors that impact individual responsibility Inviting exchanges across a burgeoning critical scholarship on criminal responsibility this Handbook showcases the diverse range of methodologies applied to the field including socio political approaches critical historical methods criminological and sociological perspectives and interdisciplinary studies bridging law and the mind sciences Spanning global networks of established and emerging scholars of responsibility for crime this book explores how we relate to one another as human beings under the spotlight of the criminal law In doing so it is hoped that the collection not only does justice to the vibrant landscape of criminal responsibility studies but inspires new directions and future synergies in this compelling field The Routledge International Handbook of Criminal Responsibility will appeal to scholars and students of criminal law criminal justice criminology sociology psychology neuroscience philosophy and socio legal studies as well as practitioners and policymakers working in related fields **Manifest Madness: Mental Incapacity in the Criminal Law** Arlie Loughnan, 2012-04-19 A PDF version of this book is available for free in open access via [www.oup.com/uk](http://www.oup.com/uk) as well as the OAPEN Library platform [www.oapen.org](http://www.oapen.org) It has been made available under a Creative Commons Attribution Non Commercial No Derivatives 3.0 license and is part of the OAPEN UK research project Whether it is a question of the age below which a child cannot be held liable for their actions or the attribution of responsibility to defendants with mental illnesses mental incapacity is a central concern for legal actors policy makers and legislators when it

comes to crime and justice Understanding mental incapacity in criminal law is notoriously difficult it involves tracing overlapping and interlocking legal doctrines current and past practices of evidence and proof and also medical and social understandings of mental illness and incapacity With its focus on the complex interaction of legal doctrines and practices relating to mental incapacity and knowledge both expert and non expert of it this book offers a fresh perspective on this topic Bringing together previously disparate discussions on mental incapacity from law psychology and philosophy this book provides a close study of this terrain of criminal law analysing the development of mental incapacity doctrines through historical cases to the modern era It maps the shifting boundaries around abnormality as constructed in law arguing that the mental incapacity terrain has a distinct character manifest madness The American Journal of Insanity ,1882 Includes section Book reviews Murder and Madness on Trial Mònica Calabritto,2023-05-30 On October 24 1588 Paolo Barbieri murdered his wife Isabella Caccianemici stabbing her to death with his sword Later Paolo would claim to have acted in a fit of madness but was he criminally insane or merely pretending to be In this riveting book M nica Calabritto addresses this controversy by reconstructing Paolo s life prosecution and medical diagnoses Skillfully combining archival documents unearthed throughout Italy Calabritto brings to light the case of one person and his family as insanity ravaged their financial security honor and reputation The very notion of insanity is as much on trial in Paolo s case as the defendant himself A case study in the diagnosis of insanity in the early modern era Barbieri s story reveals discrepancies between medical and legal definitions of a person s mental state at the time of a crime Murder and Madness on Trial bridges the micro historical dimensions of Paolo s murder case and the macro historical perspectives on medical and legal evidence used to identify intermittent madness A tragic and gripping tale Murder and Madness on Trial allows readers to look through a glass darkly at early modern violence madness criminal justice medical and legal expertise and the construction and circulation of news This erudite and engaging book will appeal to early modern historians and true crime fans alike *Insanity on Trial* Norman J. Finkel,2012-12-06 The insanity defense debate has come full circle again The current round began when John Hinckley opened fire in 1972 it was Daniel M Naghten who pulled the trigger the acts of both would be insanity acquittees provoked the press the populace a President and a Queen to expressions of outrage and triggered Congress the House of Lords judges jurists psychologists and psychiatrists to debate this most maddening matter Insanity which has historically been surrounded by defenses defen ders and detractors found itself once again under siege on trial and undergoing rigorous cross examination Treatises were written on the sub ject testimony was taken and new rules and laws were adopted The dust has settled but it has not cleared What is clear to me is that we have got it wrong once again The full circle analogy and historical parallel to M Naghten 1843 warrant some elaboration Hinckley s firing at the President captured by television and rerun again and again rekindled an old debate regarding the allegedly insane and punishment Caplan 1984 Maeder 1985 Szasz 1987 a debate in which the insanity defense is centrally situated The smolderings ignited anew when the Hinckley 1981 jury brought in its

verdict not guilty by reason of insanity NGRI      **HUMAN RIGHTS LAW AND PRACTICE, SECOND EDITION DAS, JATINDRA KUMAR, 2022-03-24** The book written with a rich teaching and research experience of the author emphasises the critical evaluation of contemporary human rights law and practice with special reference to India It evaluates the ongoing discourse on various issues relating to life liberty equality and human dignity and their reflections in international human rights law referring to the state practices through constitutional guarantees judicial decisions as well as through enacting appropriate legislations This lucid and comprehensive book is logically organised into nine chapters Beginning with the theoretical foundations of human rights law referring to origin development and theories of human rights at the preliminary level the book proceeds to International Bill of Human Rights demonstrating various facets of civil and political rights as well as economic social and cultural rights It further discusses the importance of human rights law in protection against inhuman wrongs and examines a large number of debates concerning human rights to the development and protection of the environment Then it moves on to explore various issues relating to human rights in Indian Constitutional Law The second half of the book emphasises the protection of the rights of women and children which has been the focal point of all human rights discussions It also deals with the scope and ambit of the rights of indigenous peoples and minorities including their protection At the end the book examines the utility and justifications of human rights law in protecting the rights of people with disabilities divyang NEW TO THIS EDITION Law on HIV AIDS Management Covid 19 Management law Legislative aspect of protection of the environment Recent law on triple talaq Decriminalisation of adultery Right of Hindu women to offer worship in Sabrimala temple Right to access to justice judicial review legal aid and speedy trial Surrogacy and reproductive right Law on POSCO Hard law and soft law and Recent law on divyang Though the book is primarily designed for LL B B A LL B LL M and courses on human rights it will be equally beneficial for the researchers academicians jurists lawyers judges as well as members of civil societies TARGET AUDIENCE LL B B A LL B LL M and courses on human rights

**The Insanity Defense** Mark D. White, 2017-01-23 How often is the defense of insanity or temporary insanity for accused criminals valid or is it ever legitimate This unique work presents multidisciplinary viewpoints that explain support and critique the insanity defense as it stands What is the role of the insanity defense as a legal excuse How does U S law handle criminal trials where the defendant pleads insanity and how does our legal system s treatment differ from those of other countries or cultures How are insanity defenses used and how successful are these defenses for the accused What are the costs of incarceration versus psychiatric treatment and confinement This book presents a range of expert viewpoints on the insanity defense exposing common myths investigating its effectiveness and place in our legal system through history case studies and comparative analysis and supplying perspectives from the disciplines of psychology psychiatry sociology and neuroscience The content also addresses the ramifications of declaring citizens insane or incapacitated and examines trials that involved pleas of insanity and temporary insanity      **A Treatise on the Medical Jurisprudence of Insanity** Isaac

Ray,1860

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