

# drunkennness

- *A drunkard is like a whisky bottle, all neck and belly and no head*
- i.e. person is so much under the influence of alcohol as to have lost control of his faculties to such extent as to render him unable to execute the occupation in which he is engaged at the material time.*

# examination

- Preliminary data
- Consent [CrPC 53]
- Identification marks
- Escorts
- history: time, amount, nature, disease, disability, drug, habit

- Physical examination
  - ✓ General appearance- attitude, clothing, behavior...calm, abusive, aggressive, talkative..
  - ✓ Speech-normal or slurred
  - ✓ Writing
  - ✓ Memory [recent/past]
  - ✓ Orientation [time/place]
  - ✓ Co-operative or non-cooperative
  - ✓ Stance [Romberg's test-swaying] [ one leg stand test ]
  - ✓ Gait-steady/controlled/staggered [ walk and turn test ]
  - ✓ Vital parameters
  - ✓ Smell-breath/mouth
  - ✓ Tongue
  - ✓ Eyes and visual activity [suffusion/nystagmus/strabismus or squint] reaction to light
  - ✓ Reflexes
  - ✓ Muscle coordination



- **Blood collection in 100mg NaFl + 30 mg KOxlate**
- **Urine collection in 50 mg phenyl Hg Nitrate /Na azide**
- **Widmark's formula:  $a = pcr / a = 3/4prq$**
- **Opinion: 3 ways**
  - 1) no smell in the breath and all findings normal- **Has not consumed**
  - 2) smell or lab. Investigation + and all findings normal- **Has consumed but not under influence**
  - 3) smell or investigation + and findings abnormal- **Has consumed and under influence**

# THE BOMBAY PROHIBITION ACT

- Operative at present in Gujarat.
- Sec. 84- defines penalty for being found drunk.
- Sec. 85- provides punishment for being drunk and disorderly in any street, thoroughfare or public place.
- Subsection 2 of sec. 66 – if the alcohol content of blood of the accused is not less than 0.05% [50 mg%].
- Sec. 65 & 66 (1)- penalty for illegal import , export , manufacture , sale, purchase or transport of an intoxicant without proper license, permit or authorization.