

11.18

Issues In Aggravated Battery--Administering Dangerous Substance

To sustain the charge of aggravated battery, the State must prove the following propositions:

First Proposition: That the defendant [(administered to ____) (caused ____ to take)] an [(intoxicating) (poisonous) (stupefying) (narcotic) (anesthetic)] substance; and

Second Proposition: That ____ [(did not consent) (was threatened by the defendant) (was deceived by the defendant)]; and

Third Proposition: That the defendant acted for other than medical purposes.

If you find from your consideration of all the evidence that each one of these propositions has been proved beyond a reasonable doubt, you should find the defendant guilty.

If you find from your consideration of all the evidence that any one of these propositions has not been proved beyond a reasonable doubt, you should find the defendant not guilty.

Committee Note

720 ILCS 5/12-4(c) (West, 1999) (formerly Ill.Rev.Stat. ch. 38, §12-4(c) (1991)).

Give Instruction 11.17.

Insert in the blanks the name of the victim.

Use applicable bracketed material.

When accountability is an issue, ordinarily insert the phrase “or one for whose conduct he is legally responsible” after the word “defendant” in each proposition. See Instruction 5.03.