

2016

LAW**(Law of Crime)**

Paper No. 5:4

Full Marks : 100

Pass Marks : 40

Time : 3 hours

*The figures in the margin indicate full marks
for the questions*

Answer question no. 1 and any five questions from the rest.

1. Write notes (any four) 4x5
 - a) Valuable security
 - b) Public nuisance
 - c) Criminal trespass
 - d) Grievous hurt
 - e) Actus non facit reum, nisi mens sit rea

2. What do you mean by offence? Whether* an offence is committed when an act done in good faith for benefit of child or insane person, by or by consent of guardian? Is there any exception to this rule under the Indian Penal Code 1860? 5+5+6

3. What are the essential ingredients to constitute defamation? What are the exceptions to the rule? 8+8

4. What is abetment? What are the ingredients necessary for the offence of abetment? What are the punishments for abetment in India. 4+6+6

(Please turn over)

5. Distinguish between:
- a) Wrongful restraint and wrongful confinement
 - b) Assault battery
 - c) Criminal misappropriation and criminal breach of trust
6. Define unlawful assembly. How do a member of an unlawful assembly would be prosecuted in the commission of such an offence? Distinguish between section 34 and section 149 of the Indian Penal Code 1860. 5+6+5
7. What is the offence of collecting arms, etc., with intention of waging war against the Government of India? How would you distinguish this offence from that of rioting? 10+6
8. Explain what constitute: 4x4
- a) Criminal trespass
 - b) Extortion
 - c) Cheating
 - d) Kidnapping
9. What is culpable homicide? When does culpable homicide amount to murder and when does it not amount to murder? 4+12
10. Discuss the principles of law laid down in:- 16

K. Krishna Iyer
vs
State of Kerala
(1993) cri. L.J. 1029

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