

2022

(November/December)

(5th Semester)

DIMAPUR LIBRARY
Hill View Colony
Dimapur : Nagaland

LAW

Paper No. : 5:4

[Law of Crimes Paper-I (Penal Code)]

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 on (any *four*) : 5×4=20
- (a) Criminal conspiracy
 - (b) Cheating
 - (c) Waging war against the Government of India
 - (d) *Actus non facit reum, nisi mens sit rea*
 - (e) Criminal intimidation

2. Define the right of private defence. When does a person not have this right? When does this right extend to causing death? When does this right start and when does it end?

4+4+4+4=16

3. What is abetment? What are the ingredients necessary for the offence of abetment? What are the punishment for abetment in India?

6+6+4=16

4. What are the different stages of the commission of an offence and how far each of them is punishable? Distinguish between 'preparation to commit an offence' and 'attempt to commit an offence'.

10+6=16

5. Distinguish between the following :

4×4=16

- (a) Criminal misappropriation and criminal breach of trust
- (b) Theft and extortion
- (c) Mistake of fact and mistake of law
- (d) Assault and battery

6. What is culpable homicide? When does culpable homicide amount to murder and when does it not amount to murder?

4+12=16

7. (a) When does a lawful assembly become unlawful? What are the liabilities of a member X of an unlawful assembly which committed an offence, but X did not take part in the commission of the offence? 10
- (b) What is rioting? How does it differ from affray? 6
8. Explain with constitute : 4×4=16
- (a) House trespass
- (b) Adultery
- (c) Forgery
- (d) Kidnapping
9. What is defamation? What defences are available to a person who is charged with the offence of defamation? 8+8=16
10. Write down the facts and principles of law laid down in—

Shanti

vs.

State of Haryana

AIR 1991 SC 1226

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