

2021**LAW****(Law of Evidence)**

Paper No. 5:2 (NEW COURSE)

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.*

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| <p>1. Write short notes on <i>any four</i> of the followings- 4x5</p> <p>a) Private evidence</p> <p>b) Hearsay Evidence</p> <p>c) Dumb Witness</p> <p>d) Judgment in rem</p> <p>e) Onus of proof</p> <p>2. State and explain the Rule of Prudence, if any, regarding the testimony of an accomplice. 16</p> <p>3. “The rules of evidence are in general the same in civil and criminal proceedings”. Elucidate. Are there any exception to this rule? 16</p> | <p>4. What is Estoppel? What are the different kinds of Estoppel? Explain the rule relating to Promissory Estoppel. 4+6+6</p> <p>5. “<i>Relevancy and admissibility are not co-extensive terms</i>”. Explain and support your answer with suitable illustrations. 16</p> <p>6. “<i>Statements by a person who cannot be called a witness</i>”. Elucidate with supporting cases and illustrations. 16</p> <p>7. Court may presume existence of certain facts. Explain? 16</p> <p>8. What is an admission and who can make admission? Explain the rule that admission is not conclusive proof of the matters admitted but may operate as Estoppel. 6+10</p> <p>9. Explain the following: 8+8</p> <p>a) Cross-Examination</p> <p>b) Extra-Judicial Confession</p> <p>10. State the facts of the case and the principles of law laid down in the case of – 16</p> |
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Khuji
Vs
State M.P.
AIR 1991 SC 1853

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