

Name:

Enrolment No:



UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2022

Course: Penology and Victimology
Programme: B.A.LL.B-CRL
Semester: IX
Instructions:

Course Code: CLCL5003
Time: 03 hrs.
Max. Marks: 100

SECTION A

5Qx2M=10 Marks

S. No.	Question	Marks	CO
1	Write a note on prison.	2	CO1
2	Discuss retribution.	2	CO1
3	Write a note on <i>tazir</i> .	2	CO1
4.	Write a short note of <i>dhanadand</i> .	2	CO1
5	Write a note on restoration.	2	CO1

SECTION-B

4Q x5M=20 Marks

1	Distinguish between criminal prisoner and convicted criminal prisoner.	5	CO2
2	Discuss in brief about the sentencing in white collar crimes.	5	CO2
3	Discuss about the issue of over-crowding of prisons in India.	5	CO2
4	Explain the concept of plea bargaining and how does it work?	5	CO2

SECTION-C

2Qx10M=20 Mark

1	<p><i>Community service is unpaid work performed by a person or group of people for the benefit and betterment of their community without any form of compensation.</i></p> <p>In the light of the above sentence, elaborate the kinds of community service that a judge can order? Distinguish between criminal prisoner and convicted criminal prisoner. Why India needs a law for community service as an alternative to imprisonment.</p>	10	CO3
2	<p><i>The alternatives to imprisonment are types of punishment or treatment other than time in prison that can be given to a person who committed a crime.</i></p> <p>Considering the given statement, answer the following:</p> <ol style="list-style-type: none">What are various alternatives to the imprisonment?Discuss the role of Indian courts in implementing this concept.	10	CO3

SECTION-D

2Qx25M =50 Marks

1.	Mr. X was arrested earlier this year. He was constantly beaten and tortured in the custody. He told that he was continuously beaten with a baton was not enough for them (police), they tied my private parts with a rope and hung a brick from it,	25	CO4
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	<p>tugging at it. He sustained serious internal injuries in his scrotum that kept him from walking properly. He underwent two surgeries while in judicial custody.</p> <p>Mr. X has come to you for advice. Considering him as your client, elucidate the various rights of the prisoners. Also, highlight the role of judiciary in recognizing the rights of the prisoners.</p>		
2.	<p>Mr. X has filed a petition in pro bono publico seeking to preserve, protect, improve and restore the original form of Sampurnanand Shivar (Central Jail) situated in Sitarganj, District Udham Singh Nagar. The prison provides the prisoners' opportunities of employment, living a life in the open air, restore their dignity and develop self-reliance, self-confidence and social responsibility for rehabilitation of the convict in the society. According to him, a major chunk of land belonging to Central Jail has already been acquired by the State Government and distributed to some individuals and remaining land has been distributed to Government undertakings. According to the record, in the Sampurnanand Shivar (Central Jail), Sitarganj, as many as 14911 prisoners were shifted till April 2005. Out of which, 14281 were released after completion of the period of imprisonment. The prisoners were found with improved humanitarian attitude and they were also skilled and self-defendant. The facilities available in the Shivar are - (a) one day remission, (b) staying with family for a short time and (c) home leave. In the petition, the petitioner argued that the Central Jail should be declared as Open Prison. This will help successful reintegration of the prisoners upon their release.</p> <p>Explaining the concept of open prisons, discuss how open prisons are different from regular prisons. What are the possible solutions to challenges faced by authorities in order to implement idea of open correctional institution?</p>	25	CO4

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