

**Roll No.**

**SAP ID**



**UNIVERSITY OF PETROLEUM AND ENERGY STUDIES**

**Online End Semester Examination, Dec 2020**

**Course: ...Law of Crimes .....**

**Course Code:...CLCC 2002.....**

**Programme: B.A.,LL.B.CL/LL/CI, BBA LL.B. Corp**

**Law, /ITIL/BFIL B.Sc.LLB. IPR/FHE/MFL.**

**B.COM. LL.B.**

**Semester:...III.....**

**Time: 03 hrs.**

**Max. Marks: 100**

**SECTION-A**

**1. Each Question carries 5 Marks**

**2. Attempt all the questions**

S. No.	Questions	Marks	CO
1	Define Criminal Conspiracy	5	CO1
Ans.			
2	Define voyeurism.	5	CO1
Ans.			
3	Ignorantia Juris Non Excusat. Explain the legal maxim with the help of illustrations.	5	CO2
Ans.			
4	Explain the maxim 'Actus non facit nisi mens sit rea'	5	CO1
Ans.			
5	Explain the term 'Offence' under IPC.	5	CO1
Ans.			
6	Explain Retributive theory of punishment	5	CO1
Ans.			

**SECTION-B**

**1. Each Question carries 10 Marks**

**2. Attempt all the questions**

S. No.	Questions	Marks	CO
7	Define and explain the essentials of 'theft' also explain when theft becomes robbery. Mohan cuts down a tree on Sohan's ground, with the intention of dishonestly taking the tree out of Sohan's possession without Sohan's consent but somehow fails to take away that tree with him. What offence did Mohan commit? Decide with reason.	10	CO3

Ans.			
8	What do you understand by the phrase ‘an act done in furtherance of Common intention’? What are the essentials of S. 34 of I.P.C.? Which lays down “Joint responsibility” in doing a criminal act. Explain the difference between common intention and similar intention with the help of landmark judgements.	10	CO2
Ans.			
9	Explain the ingredients of kidnapping from lawful guardianship? Distinguish it from Abduction.	10	CO3
Ans.			
10	A is attacked by a mob who attempt to murder him. He cannot effectually exercise his right of private defence without firing on the mob, and he cannot fire without risk of harming young children who are mingled with the mob. Applying the relevant provisions of the code decide whether A commits any offence if by so firing he harms any of the children.	10	CO4
ANS.			
11	A, a public officer, is authorised by a warrant from a Court of Justice to apprehend Z, B, knowing that fact and also that C is not Z, wilfully represents to A that C is Z, and thereby intentionally causes A to apprehend C. Applying the relevant provisions of the code decide the nature of the offence committed by B by instigating the apprehension of C.	10	CO4
Ans.			
<b>SECTION-C</b>			
<b>1. Each Question carries 10 Marks</b> <b>2. Attempt all the questions</b>			
S. No.	Questions	Marks	CO
12 a)	In the scheme of the IPC, Culpable homicide is Genus and murder is species. All murder is culpable homicide but not vice versa. Distinguish murder from culpable homicide not amounting murder with the help of illustrations and case laws.	20	CO4
b)	Sumitra and Sanjay were childhood friend in the native village. Though they belonged to different castes, there developed an understanding between the two that once Sanjay got a job in the city, they would get married. Based on this understanding, they cohabited with each other several times. However, when Sanjay moved to Chandigarh and got a good job, he fell in love with one of his female colleagues. Soon thereafter Sanjay started avoiding Sumitra and finally refused to marry her. Shocked by the change in Sanjay’s attitude towards her, Sumitra files a criminal complaint alleging that Sanjay a number of, times had raped her. Sanjay pleads that the sexual relationship was with the consent of Sumitra and, therefore, he has committed no offence. Based on your judicial opinion decide in the light of recent amendments under the relevant provisions of the Indian Penal Code.		