


Name:			
Enrolment No:			
UPES End Semester Examination, December 2024 Course: The Bhartiya Nyaya Sanhita, 2023 Semester: III Program: BALLB/B.ComLLB/BBALB Time: 03 hrs. Course Code: CLCC2044 Max. Marks: 100			
Instructions: Write legibly and cite relevant legal provisions and case laws wherever necessary.			
SECTION A (5Qx2M=10Marks)			
S. No.		Marks	CO
Q 1	What do you mean by injury under BNS, 2023?	2	CO1
Q 2	Who can commute punishment under BNS, 2023?	2	CO1
Q 3	Write the essentials of a crime	2	CO1
Q 4	Which section of BNS, 2023 talks about the defence of insanity?	2	CO1
Q 5	The substantive offence of criminal conspiracy is dealt under section.....of BNS, 2023.	2	CO1
SECTION B (4Qx5M= 20 Marks)			
Q 6	Explain in brief about the defence of intoxication BNS, 2023.	5	CO2
Q7	Differentiate between hurt and grievous hurt.	5	CO2
Q 8	Write a short note on kinds of punishment under BNS, 2023.	5	CO2
Q 9	Differentiate between stalking and voyeurism.	5	CO2
SECTION-C (2Qx10M=20 Marks)			
Q 10	<i>Both sections 3(5) and 190 of BNS 2023, runs on the concept of constructive liability. There are, however, differences in the scope and nature of operation of the two offences. Considering the statement carry</i>	10	CO3

	<p>out the distinctive features of both the sections with the help of judicial pronouncements.</p> <p style="text-align: center;">Or</p> <p><i>"A citizen has a right to say or write whatever he likes about the Government or its measures, by way of criticism or comment, so long as he does not incite people to violence against the Government established by law or with the intention of creating public disorder."</i> In the light of the statement, elucidate the essence of the provision for offence of sedition from the erstwhile Indian Penal Code been retained in the new Bharatiya Nyaya Sanhita, 2023.</p>		
Q 11	<p><i>"Dishonest intention is the gist of the offence of theft"</i>. In the light of the statement, identify the essentials of 'theft' also identify when theft becomes robbery.</p>	10	CO3
<p>SECTION-D (2Qx25M=50 Marks)</p>			
Q 12	<p>A and his brother B were on inimical terms with X. On 10 November 2024, A was going towards his agricultural land when he was caught hold of by X and his father, Y. They dragged him inside the house and beat him severely. His arms and legs were smashed badly. Many bruises and lacerated wounds were caused on his person. The doctor who conducted the autopsy opined that the cause of A's death was shock and syncope due to multiple injuries and that all the injuries collectively were sufficient to cause the death in the ordinary course of nature.</p> <p>Based on the facts stated above answer the following questions:</p> <ol style="list-style-type: none"> a. Identify the nature of the offence committed pointing specifically towards the relevant section. (10) b. Describe in detail the difference between culpable homicide amounting to murder and not amounting to murder. (15) 	25	CO4
Q 13	<p>G, a 13-year-old girl was allowed by her father F to be taken away by the relatives of her elder sister to her home to look after the elder sister for some time. After some time, F received the information that these relatives have got G married to A. F lodged a report with the police that his daughter has been kidnapped by the relatives of G's elder sister and she has been forced by them to have illicit intercourse with A. Police recovered G from A's house after a month. G deposed that A had sexual intercourse with her many a times.</p>	25	CO4

	<p>However, medical report states that no injuries exist on G's body. In a charge of rape against A, he pleads that G has consented to such act as is indicative of her staying at his house for one month.</p> <p>In the light of the facts cited above:</p> <ol style="list-style-type: none">a. Identify the offence/s committed and write their essentials in brief.b. Critically examine the provisions relating to rape under BNS, 2023.		
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