

Write the following information in the first page of Answer Script before starting answer

ODD SEMESTER EXAMINATION: 2020-21

Exam ID Number _____

Course _____ Semester _____

Paper Code _____ Paper Title _____

Type of Exam: _____ (Regular/Back/Improvement)

Important Instruction for students:

1. Student should write objective and descriptive answer on plain white paper.
2. Give page number in each page starting from 1st page.
3. After completion of examination, Scan all pages, convert into a single PDF, rename the file with Class Roll No. **(2019MBA15)** and upload to the Google classroom as attachment.
4. Exam timing from 10am – 1pm (for morning shift).
5. Question Paper will be uploaded before 10 mins from the schedule time.
6. Additional 20 mins time will be given for scanning and uploading the single PDF file.
7. Student will be marked as ABSENT if failed to upload the PDF answer script due to any reason.

**BA LLB
SEVENTH SEMESTER
INDIAN PENAL CODE-I
BLB-701**

(Use separate answer scripts for Objective & Descriptive)

Duration : 3 hrs.

Full Marks : 80

(**PART-A : Objective**)

Time : 30 min.

Marks : 30

Choose the correct answer from the following:

1X10=10

1. The general principles of criminal liability includes:
 - a. Actus reus
 - b. Mens rea
 - c. Both a & b
 - d. None of these
2. Operation of consent to all offences, short of causing death intentionally, has been extended under which section of the Indian Penal Code,1860?
 - a. Section 86
 - b. Section 87
 - c. Section 88
 - d. Section 89
3. For a defence of intoxication to escape criminal liability, the intoxication:
 - a. Can be a self administered
 - b. Administered against his will or knowledge
 - c. Should not be self administered
 - d. All of above
4. The principle of 'de minimis non curat lex' is contained in which section of the Indian Penal Code?
 - a. Section 91
 - b. Section 95
 - c. Section 84
 - d. Section 79
5. Preparation to commit dacoity is a:
 - a. Punishable offence
 - b. Not punishable offence
 - c. No offence
 - d. None of all above
6. Which section of the IPC 1860 lays down the rule of doli incapax?
 - a. Sec 81
 - b. Sec 82
 - c. Sec 83
 - d. Sec 84
7. A holds Z's down and fraudulently takes Z's consent. What offences A has committed?
 - a. Theft
 - b. Extortion
 - c. Robbery
 - d. Criminal misappropriation
8. Sports and exercises are protected under which section?
 - a. Sec 80
 - b. Sec 81
 - c. Sec 83
 - d. Sec 87
9. Whoever causes bodily pains, disease or infirmity to any person is said to cause
 - a. Culpable homicide
 - b. Hurt
 - c. Restrain
 - d. Confinement
10. The maxim "actus non facit reum nisi mens sit rea" means:
 - a. Crime has to be coupled with guilty mind
 - b. There can be no crime without a guilty mind
 - c. Crime is the result of guilty mind
 - d. All of above

Answer the following: (Use descriptive answer sheet)

2X10=20

1. Write two ingredients of section 97 under the Indian Penal Code.
2. Mention two ingredients of "Trifling Act".
3. Define section 77 of Indian Penal Code.
4. What do you mean by abettor?
5. What is section 109 of IPC?
6. Write two differences between Common Intention and Common Object.
7. What do you mean by dacoity?
8. Write two differences between robbery and theft.
9. What is section 95 of IPC?
10. A zamindar, tortures a rayat in order to compel him to pay his rent, is guilty under what provisions of IPC?

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(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. "Crime is a revolt against the whole society and an attack on the civilization of the day". Elucidate and discuss the essential elements of crime. 10
- Or
- Distinguish between intention and motive. Indicate the importance of motive in law of crime. 10
2. A and B commit the murder of C but there was no prearranged plan between them in this regard. Can A and B be convicted for the murder of C under section 302/34, IPC? Give reasons and mention case laws. 10
- Or
- Distinguish hurt from grievous hurt. In a police firing, a man lost his left eye whether he can lodge an FIR against the police for grievous hurt? 10
3. State the circumstances when culpable homicide does not amount to murder. What are the aggravating factors? Explain. 10
- Or
- What is force? When does it become a criminal force? Justify lathi charging by police in VIP duty. 10
4. What is kidnapping from lawful guardianship? A 16 year boy elopes with a 17 years girl-who is the offender in this case? Discuss. 3+7=10
- Or
- What are the limitation to the exercise of the right of private defence of body and property? Discuss with the help of recent case laws. 10
5. Explain the offence of Dowry death. What are the defenses available for the accused husband in trial? 10
- Or
- What is rape? Can a man be guilty of the offence of rape against his wife? Whether compelling the wife at the time of judicial separation is offensive? Give case laws. 2+8=10

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