

Name:	
Enrolment No:	

UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2018

Course: Law of Crimes **Course Code LLBL 211**

Semester: V

Program: B.COM LLB (Hons.) Taxation Law 2015

Time: 03 hrs.

Max. Marks: 100

Instructions:

SECTION A (10 MARKS)

S. No.		Marks	CO
Q 1	Differentiate between the followings:	5x2	
	a. Extortion and theft b. Criminal breach of trust and criminal misappropriation of property c. Hurt and Grievous hurt d. Wrongful restraint and wrongful confinement e. Cruelty and dowry death	10	1

SECTION B

SHORT ANSWER CONCEPTUAL BASIS (20 MARKS)

Q			
1.	Kidnapping is a substantive offence, whereas Abduction is an auxiliary act. Explain.	10	1&2
2.	Extra marital affairs are treated as a crime under IPC. However, if a husband commits infidelity with an unmarried woman, the wife has no power to move to the court. Explain the concept of adultery with the help of leading case laws and sections <i>in the light of above statement.</i>	10	1&2

SECTION-C

ANALYTICAL QUESTION (20 MARKS)

Q	Statement of question		
1.	<i>It is not necessary that the 'taking' should be of a permanent character, or that the accused should have derived any profit out of it. Analyze and explain the offence of theft in the light of given statement with the help of leading case laws.</i>	10	1,2, 3 &4
2.	OR A out of grave and sudden provocation given by Z, intentionally kills the child of Z. Analyze the culpability of A while substantiating it with relevant case laws and sections.		
3.	A intentionally pulls up a woman's veil without her consent, thereby frightening and annoying her. Analyze the elements of criminal force in the light of given situation.	10	1,2, 3 & 4

SECTION-D (50 MARKS)

1.	D was moving from his 10th story flat to a small house. The new occupiers had asked D to ensure that all his furniture was removed from the flat. D had a very heavy solid oak wardrobe that he could not get down the stairs and the lift wasn't working. D looked over the balcony and noticed a group of about 30 teenagers hanging about directly under D's balcony. D considered that he might cause serious harm but as he did not think that anyone would realize where the wardrobe had come from and he was so desperate to get rid of the wardrobe that he decided to push the wardrobe over the balcony. The wardrobe hit one of the teenagers who got serious injuries and later died in hospital. Decide the culpability of D while supporting it with relevant sections, explanations and case laws.	20	1,2 &3
2.	A complaint was lodged by A, alleging that she was returning from her school where she met B (husband of C) and told her that her father has asked him to pick her up from the school. She accompanied B to his house. He committed rape on her. During the commission of the rape, his wife, reached there. A requested the appellant to save her. Instead of saving her, C slapped her, closed the door of the house and left place of incident. Decide the culpability of B and C with the help of relevant case laws and sections.	20	
3.	A obtains some property from B by saying "your son is in the hands of my gang and will be put to death unless you send us ten thousand rupees". Identify the crime committed. Also, support the answer with proper reasoning, case laws and sections.		1,2 &3
	OR		
4.	A puts Z in fear of grievous hurt, induces Z to sign his seal to a blank paper and delivers it to A. Z signs and delivers the paper to A. Identify the crime. Also, support your answer with proper reasoning, case laws and sections.	10	

Name:	
Enrolment No:	

UNIVERSITY OF PETROLEUM AND ENERGY STUDIES
End Semester Examination, December 2018

Course: Law of Crimes	Course Code: LLBL 211	Semester: V
Program: B.COM LLB (Hons.) Taxation Law 2015		
Time: 03 hrs.	Max. Marks: 100	
Instructions:		

SECTION A 10 MARKS

S. No.	Question	Marks	CO
Q 1	Differentiate between the followings:	5x2	
	a. Criminal breach of trust and criminal misappropriation of property b. Cruelty and dowry death c. Extortion and theft d. Hurt and Grievous hurt e. Wrongful restraint and wrongful confinement	10	1

SECTION B
SHORT ANSWER CONCEPTUAL BASIS (20 MARKS)

Q	Statement of question	Marks	CO
1.	A intentionally pulls up a woman's veil without her consent, thereby frightening and annoying her. Explain the elements of criminal force in the light of given situation.	10	2
2.	A, by instigation, voluntarily causes Z, a person under 18 years of age to commit suicide. Identify whether the crime of culpable homicide is committed or not. Also, support the answer with proper reasoning and sections.	10	2

SECTION-C
ANALYTICAL QUESTION (20 MARKS)

Q	Statement of question	Marks	CO
1.	Act of adultery is an offence against the Husband. Analyze the statement and explain the offence with the help of leading case laws. OR A without any excuse fires a loaded cannon into a crowded area and kills one of them. Identify the offence and analyse the culpability of A.	10	4
2.			
3.	'Taking' can be interpreted so as to include all cases of indirect inducement made by a person to effect the intention of the minor to leave the guardian. Analyze the statement in the light of <i>Vardarajan</i> case.	10	2

SECTION-D (50 MARKS)

Q	Statement of question		
1.	X was allegedly guilty of the murder of Y. There was only one injury on his person, which was a result of a spear thrust. The doctor said that the injury was sufficient in the ordinary course of nature to cause death. The injury was a punctured wound on the left side of the abdominal wall and three coils of intestine were also coming out. Decide the culpability of X citing relevant case laws and sections.	20	3
2.	A complaint was lodged by A, alleging that she was returning from her school where she met B (husband of C) and told her that her father has asked him to pick her up from the school. She accompanied B to his house. He committed rape on her. During the commission of the rape, his wife, reached there. A requested the appellant to save her. Instead of saving her, C slapped her, closed the door of the house and left place of incident. Decide the culpability of B and C with the help of relevant case laws and sections. 20 MARKS		3
3.	A demand for dowry was made by husband months after marriage. The wife was constantly harassed by the husband and mother in law after refusal to meet the demand. Being fed-up by the harassment, the wife committed suicide by hanging from ceiling fan. Decide. 10 marks		