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Reg. No.....

Name.....

**FIVE YEAR B.A./B.B.A./B.Com., LL.B. (HONOURS) DEGREE
EXAMINATION, JUNE 2024**

Third Semester

FL 6—LAW OF CRIMES—Paper I—PENAL CODE

(2022 Admissions—Regular/2018 to 2021 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on any five of the following.

Each question carries 3 marks.

1. Vicarious criminal liability.
2. Criminal responsibility of children.
3. Defence of accident.
4. Sedition.
5. Wrongful restraint.
6. Robbery.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each question carries 10 marks.

7. 'W' a highly educated woman, suspected that her husband 'H' was into an extra-marital relationship with his secretary 'S'. On getting to know that 'H' was staying in a hotel with 'S', 'W' rushed to the hotel. On reaching there within half an hour. 'W' saw 'H' and 'S' in a compromising position. At this, 'W' took out the revolver that she carried with her and shot at 'S' and 'H' both. 'S' died on the spot and 'H' died after a week. 'W' is prosecuted for causing death of 'H' and 'S', She pleads the defence of 'grave and sudden provocation' in her favour. Decide.
8. 'X' 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. He fires on the mob and a boy dies. What is the offence, if any, committed by 'X' ?
9. 'D', a doctor, is accused of raping 'P', a patient, during a medical examination, 'P' alleges that the act was non-consensual, while 'D' argues that it was a necessary part of the examination. Explain the ingredients required to be established for proving rape allegations and discuss the legal provisions governing consent in rape cases and the professional boundaries in medical profession.

Turn over

10. 'A' knows that 'B' is suffering from jaundice and inflammation of the brain and that a blow on the head is likely to cause death. 'A' gives 'B' such a blow, from the effect of which 'B' dies. What is the offence committed by 'A'? Give cogent reasons for your answer.

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. Explain the maxim, "*Actus non facit reum, nisi mens sit rea*". What are the different states of mind where mens rea can be noticed? Are courts entitled to read mens rea into definitions of crimes framed by the Legislature? Explain with the help of decided cases.
12. Discuss the historical evolution of the defence of insanity in Criminal Law. What is the justification of reducing the criminal liability in case of insanity? To what extent insanity is recognized as a defence in the Indian Penal Code? Explain in detail referring to leading judicial decisions.
13. What are the ingredients of theft? Can temporary taking away of a movable property be theft in India? How is theft different from criminal misappropriation of property and criminal breach of trust?

(2 × 15 = 30 marks)