

Sub Code: Law-501

Roll No.....

SEMESTER EXAMINATION 2022-2023

Year, Programme –BALLB/BBA.LLB (5th Sem)

NAME OF THE SUBJECT: Indian Penal Code

Duration: 3:00 hrs

Max Marks: 70

Note: Attempt all questions. All questions carry equal marks. In case of any ambiguity or missing data, the same may be assumed and state the assumption made in the answer.

Q 1.	Answer any four parts of the following within 100 to 125 words. a) Elaborate maxims, " <i>Ignorantia facit doth excusat</i> " and " <i>Ignorantia jurist non excusat</i> ". Substantiate your answer with the help of English and Indian Case Laws. b) A, an Indian citizen, commits a murder in Uganda. Can he be tried and convicted of murder in any place where he is found in India? c) What are the various punishments provided under the Indian Penal Code, 1860? d) What do you understand by solitary confinement? What are its provisions in the Indian Penal Code, 1860? e) Crime is a revolt against the whole society and an attack on the civilization of the day". Elucidate and discuss the essential elements of the crime. f) Write a short note on Inchoate Offences.	4x3.5=14
Q 2.	Answer any four parts of the following within 100 to 125 words. a) X, a surgeon tells A who is his patient that he doesn't have any chance of survival. On listening to this, A, dies of shock. Discuss the liability and give legal provisions governing it. b) Differentiate between Wrongful restrain and wrongful confinement. c) What do you understand by Abetment and abettor? d) Discuss the maxim Volenti non fit injuria under IPC with the relevant section. e) What are the different stages of the commission of a crime? f) There is a pre-arranged plan between A and B to beat C. During the beating, A tells B to murder C. Consequently B murders C. Is A guilty of murdering C? Give reasons and also refer to case law, if any, on the point.	4x3.5=14
Q 3.	Answer any two parts of the following within 200 to 250 words. a) "The right to private defence is basically preventive in nature and not punitive it is neither a right of aggression nor a reprisal." Discuss this statement with the help of appropriate case laws. b) What are the essentials for an act to fall within the ambit of S. 80? c) "Mistake of Fact is an excuse but Mistake of Law is not an excuse" Discuss.	2x7=14

Q 4.	<p>Answer any two parts of the following within 200 to 250 words.</p> <p>a) In the light of decided cases discuss kidnapping from Lawful Guardianship. How Kidnapping differ from Abduction?</p> <p>b) What do you understand by Constructive joint Liability? How Common Intention differs from Common Object.</p> <p>c) “Medical Insanity is not a defence but legal Insanity is a defence” Discuss law relating to Unsoundness in the light of judicial pronouncement.</p>	2x7=14
Q 5.	<p>Answer any two parts of the following within 200 to 250. words</p> <p>a) Critically examine maxim, "actus non facit reum, nisi mens sit rea". How far is this maxim reflected in the Indian Penal Code?</p> <p>b) “Necessity knows no Law” Discuss the statement in the light of decided cases.</p> <p>c) Discuss the difference between Culpable Homicide and Murder. When Culpable Homicide does not amount to Murder?</p>	2x7=14
