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3 SEM LLB IPC 1 (N)

2016

(December)

LAW

Paper : 3.1

(Indian Penal Code)

Full Marks – 80

Time – Three hours

The figures in the margin indicate full marks for the questions.

1. Write a brief note on the Conception of Crime. Discuss in detail the various elements of criminal liability. 6+6=12

Or

Discuss the different types of crime. 12

2. Discuss the term 'general exceptions' as enumerated under I.P.C. How a mentally retarded person is exempted from punishment for committing a crime ? Discuss. 5+7=12

Or

What do you understand by the term 'Right of Private Defence' ? How far such rights have been extended to property ? Discuss. — 4+8=12

3. Discuss in detail the various offences against the state. 12

Or

(i) Define the term 'Unlawful Assembly'.

(ii) How can you distinguish 'Rioting from Affray' ? 4+8=12

4. Give the meaning of culpable homicide. Distinguish between culpable homicide with murder. 4+8=12

Or

Define the term 'Hurt'. How is it differ from grievous hurt ? Write a note on Section 498-A of the Code. 3+5+4=12

5. Define theft, extortion and robbery and distinguish among them. 12

Or

Discuss the term 'criminal misappropriation of property'. How a person is liable when he has committed 'criminal breach of trust' ? 4+8=12

6. Answer the following questions : $1 \times 10 = 10$

* (i) The various stages of crime is —

- (a) Mensrea
- (b) Intention
- (c) Preparation
- (d) None of the above.

(ii) 'Group liability' under I.P.C includes —

- (a) Murder
- (b) Dacoity
- (c) Comon intention ✓
- (d) All the above.

(iii) Right of Private Defence enumerated under I.P.C as —

- (a) mere right ✓
- (b) is a crime
- (c) an exception to commit crime
- (d) None of the above.

(iv) The punishment prescribed for 'Abetment' is —

- (a) Imprisonment for life ✓
- (b) 10 years imprisonment
- (c) Imprisonment and fine
- (d) None of the above.

(v) Whether the following provisions are considered as 'offences against state' ?

S.378, S.300, S.304-B, S.376 and S.511.

- (a) yes
- (b) no. ✓

(vi) The punishment prescribed in I.P.C for committing a crime as 'Rioting' is —

- (a) 5 years imprisonment
- (b) 7 years imprisonment
- (c) Fine for an amount of Rs.5000/-
- (d) None of the above.

(vii) The term suicide is prescribed under I.P.C in —

- (a) S.245
- (b) S.309
- (c) S.482
- (d) None of the above.

(viii) Defamation is a crime only —

(a) Yes

(b) No

(c) Neither a crime nor a civil wrong

(d) Both crime as well as civil wrong.

(ix) The punishment as mentioned in I.P.C for committing 'Robbery' is —

(a) Imprisonment for 7 years

(b) Imprisonment for 5 years and fine

(c) Fine only

(d) None of the above.

(x) No punishment has been prescribed in I.P.C for 'Criminal Breach of Trust'.

(a) It is true

(b) It is a false statement

(c) Fine only

(d) None of the above.

7. Answer the following in short : $2 \times 5 = 10$

- (a) Mention two differences between Common intention and Common object. ✓
- (b) When private defence extends to causing death to protect body ?
- (c) What do you mean by Sedition ?
- (d) Mention two differences between Wrongful restraint and Wrongful confinement.
- (e) What is Dacoity ?