

31

2006

( Jan '07 )

LAW OF CRIMES

Paper : 204

Full Marks : 80

Time : 3 hours

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

Answer Question No. 1 and **any four** from the rest

1. Write short notes on any *four* of the following : 5×4=20
  - (a) Doctrine of transferred malice
  - (b) Defamation
  - (c) Tortious liability and Criminal liability
  - (d) Offences against minor
  - (e) Selling of minors
  
2. Define the term Crime. What are the characteristics of a crime? How is the criminality of an act determined? 5+5+5=15

3. What do you mean by the word Punishment? Discuss the provisions laid down in the IPC relating to punishments.  $5+10=15$

4. (a) At a meeting of the shareholders of a company called by A, a proposal was made to expel A from the company. A then became angry and as he was walking out of the room he muttered 'you damn bloody bastards and cads' which was overheard by some members present.

What offence has A committed? Can he be held liable for defamation? Give reasons and discuss the law on the subject.  $3+5=8$

(b) A dug a trench in his own land but alongside a wall belonging to the complainant and removed the lateral support of the wall so as to cause the wall to tumble down. The complainant had not acquired lateral support for his wall by prescription. Has A committed any offence? Explain with reference to law on the subject.  $7$

5. (a) A man snatched a nose-ring from a woman and wounded her in the nostril and caused her blood to flow. What offence has the man committed? Discuss the same in detail, explaining the important ingredients of the offence.  $8$

(b) A with the intent to cause injury to B falsely states in the court that B has committed the offence, knowing that there is no just and legal ground for such charge and thereby causes B to be convicted of a capital offence. What offence has A committed? Discuss the law relating to the said offence.

7

6. X was sitting in the verandah of his house all alone. Some police persons came to his house and recovered some bank notes which turned out to be not genuine notes. Explain if X can be charged of committing any offence. Discuss in detail the law on the subject.

15

7. (a) B, who was brought from a certain place to serve as a coolie attempted to run away but was obstructed and prevented from doing so by a peon. In the struggle which ensued B seized the peon by the wrist and attempted to get away. Explain with reasons as to what offence was committed by B and discuss its ingredients.

8

(b) A threatens B, C and D at the same time with injury to their persons with intent to cause harm to them. Under what Section can A be charged and convicted and for committing how many offences? Explain and describe the offence.

7

8. (a) Explain the term Kidnapping and distinguish it from abduction highlighting the significance of the essential elements of both the offences. What is the punishment for abduction? 5-3=8

(b) Discuss with reference to law on the subject that the most important ingredient in the commission of the offence under Section 403 IPC is the entrustment of the property to the offender and subsequent conversion of the same by him to his own use. 7

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