

2023

LAW

Law of Crimes-I (Penal Code)

Paper : 403

Time : 3 Hours

Full Marks : 80

The figures in the right-hand margin indicate full marks.

Candidates are required to give answers in their own words as far as practicable.

Answer Question no. 1 and any five from the rest.

1. Answer any ten questions:

2×10=20

i) The term 'good faith' is defined in which section of Indian Penal Code?

ii) How many persons are required for the offence of dacoity?

iii) 'Infancy' as an exception has been provided under which section?

iv) What do you mean by the maxim '*deminimis non curat lex*'?

v) What do you mean by criminal conspiracy?

vi) Is obscenity an offence under Indian Penal Code?

vii) What do you mean by sedition?

(viii) Explain abetting the commission of suicide.

(ix) Define criminal Intimidation?

x) Explain the term 'eve-teasing' in reference with Indian Penal Code.

(xi) What are the essential elements of Robbery?

(xii) Define the term 'Criminal Breach of Trust'.

2. Discuss the various stages of crime. Is preparation and attempt to commit an offence punishable under IPC? How far the Doctrine "*Actus non facit reum nisi mens sit rea*" is applicable in Indian penal code in defining various offences? $4+2+6=12$

3. Define grievous hurt. Distinguish between hurt and grievous hurt? What are the punishment for voluntary causing of grievous hurt? $3+5+4=12$

4. When the right of private defence be extended to causing death of other persons? Is there any limitation on exercise of right of private defence? $6+6=12$

5. (a) What are the point of difference between abetment and criminal conspiracy?

(b) Who is an abettor?

(c) A and B conspire to poison Z. A in pursuance of the conspiracy, procures the poison and deliver it to B in order that he may administer

it to Z. B in pursuance of the conspiracy administer the poison to Z, in absence of A. What offences did A and B committed?

$$4+3+5=12$$

6. Define 'Defamation' with various explanations and illustrations. Is there any exception to it?

$$6+6=12$$

7. Write short note on (any three):

$$4 \times 3 = 12$$

- a) Public servant
- b) Forgery
- c) Adultery
- d) Criminal conspiracy
- e) Outraging the modesty of women
- f) Waging war against state

8. Distinguish the following (any two):

$$6 \times 2 = 12$$

- a) Riot and unlawful assembly
- b) Kidnapping and abduction
- c) Wrongful restraint and wrongful confinement
- d) Moveable property and immovable property
- e) Fraudulently and dishonestly

- a) What do you mean by Theft? When does Extortion become Robbery and Theft become Robbery?
- b) Distinguish between Robbery and Dacoity.

$$2+6+4=12$$
