



BRAINWARE UNIVERSITY

Term End Examination 2023

Programme – LLM-2021

Course Name – Principles of Criminal Law

Course Code - LLM401C

(Semester IV)

Full Marks : 60

Time : 2:30 Hours

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group-A

(Multiple Choice Type Question)

1 x 15=15

1. *Choose the correct alternative from the following :*

- (i) Identify the section under which it is punishable to sell distribute exhibit circulate import or export any obscene picture painting writing book pamphlet or drawing which is lustful or lewd or depraves or corrupt another person
 - a) S292
 - b) S289
 - c) S288
 - d) S293
- (ii) Choose the correct answer regarding kidnapping
 - a) Kidnapping from lawful guardianship under Section 361 of IPC can be of person under sixteen years of age if male
 - b) Kidnapping from lawful guardianship under Section 361 of IPC can be of a person under eighteen years of age if female
 - c) Kidnapping from lawful guardianship under Section 361 of IPC can be of a person of unsound mind
 - d) All of these
- (iii) Choose the most appropriate case that is punishable as Sedition
 - a) Bitter Criticism of the government to overthrow it
 - b) Inducing people to cease to obey the law and lawful authority
 - c) A publicist attack on the policies of the government
 - d) An attempt to remove the ministers from power
- (iv) Name the Report on which the Criminal Law (Amendment) Act, 2013 is based
 - a) Justice J.S Verma Committee Report
 - b) Justice Usha Mehta Committee Report
 - c) Justice M.B. Shah Committee Report
 - d) Justice Malimath Committee Report
- (v) Select the Article that states that every person has a fundamental Right to be defended by a lawyer
 - a) Art 42
 - b) Art 67
 - c) Art 45
 - d) Art 22
- (vi) Select the consequence when five persons went to the house of Z armed with clubs to beat Z Among these one A was carrying a pistol concealing it underneath his clothes During beating A fired a shot resulting in Zs death

- a) Only A will be liable for causing the death
 c) All of the them being the members of unlawful assembly will be liable for causing death
- b) All of them will be liable for beating Z
 d) None of these
- (vii) Identify the meaning of social change
- a) Change in social structure
 c) Change in institutional framework
- b) Change in social relations
 d) All of these
- (viii) Indicate the key players of criminal justice system in India
- a) Police and public prosecutor
 c) Both a and b Police and public prosecutor
 Defence lawyer and Judge
- b) Defence lawyer and Judge
 d) None of these
- (ix) Choose the correct aspect with which Criminology is concerned
- a) Human anatomy
 c) Harmful behaviour
- b) Human biology
 d) Human behaviour
- (x) Choose the appropriate term that denotes the doctrine of criminal law and basic principles of criminal liability
- a) Penal Code
 c) Substantial Principles of Criminal Law
- b) General Principles of Criminal Law
 d) Criminal Precedure Code
- (xi) Select from the following sections of the IPC dealing with solitary confinement
- a) Section 71
 c) Section 73
- b) Section 72
 d) Section 74
- (xii) Select the nature of the Capital Punishment
- a) Compensation
 c) Reformative
- b) Deterrent
 d) Dualism
- (xiii) Select the theory that is positive in nature
- a) Reformative Theory
 c) Retributive Theory
- b) Deterrent Theory
 d) Compensation Theory
- (xiv) Select the theory that focuses on the welfare of the victim or their family in the best possible manner
- a) Compensation Theory
 c) Retributive Theory
- b) Preventive Theory
 d) Welfare Theory
- (xv) Choose the appropriate essentials for an Ideal Penal System
- a) A rational penal policy should aim at protecting society from crimes and reclaiming criminals by removing imperfections in the penal law of the country
 c) Elimination of incorrigibles and rehabilitation of corrigible should be the ultimate object of penal justice
- b) Punishments should include both compensation as well as imprisonment
 d) All of these

Group-B

(Short Answer Type Questions)

3 x 5=15

2. Discuss the role of intent in criminal liability and give examples of crimes that require specific intent. (3)
3. Describe murder and manslaughter. (3)
4. Explain the concept of punishment and its purpose (3)
5. Assess the impact of criminal law on social justice (3)
6. Analyze the effectiveness of international cooperation in preventing and combating terrorism and human trafficking. (3)

OR

Analyze the impact of immigration policies on the prevalence of human trafficking. (3)

Group-C

(Long Answer Type Questions)

5 x 6=30

7. Define Offences against public order and morality and give examples. (5)
8. Identify the factors that contribute to victimization and their effects on victims. (5)
9. Analyze the impact of mandatory minimum sentences on the criminal justice system. (5)
10. Evaluate the legal consequences Prostitution (5)
11. Justify expanding the provision of Environmental Crimes (5)
12. Critique the use of the death penalty as a form of punishment (5)

OR

Evaluate the effectiveness of victim compensation programs in supporting victims. (5)
