

**NLUJAA**  
**NATIONAL LAW UNIVERSITY AND JUDICIAL ACADEMY, ASSAM**  
**B.A.,LL.B.(Hons.): II-Year, IV-Semester (Academic Year: 2016-17)**  
**Semester End Repeat and Re-registered Examination (August, 2017)**  
**Subject Code: 4.4 Indian Penal Code**

Time: **2:30 Hrs.**

Total Marks: **70**

**INSTRUCTIONS:**

1. Read the questions carefully and answer.
  2. No clarification shall be sought on the question paper.
  3. Do not write anything on the question paper. It will be treated as malpractice.
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**Answer any five questions from the following. All questions carry equal marks.**

1.

(i) Arman, a man of 40 years, was at a party with his friends. After a night of enjoyment and drinking lots of alcohol he comes out of the party and gets into his car. He then takes out a gun and goes back to the party shouting his intention to kill Vishal, with whom he had quarreled earlier and then shoots and kills Vishal.

(a) Is there any plea under the Indian Penal Code 1860 (IPC) that Arman can take to exempt him from criminal liability? State the grounds to be established by a person who wants to claim exemption from criminal liability under section 85 of IPC.

(ii) "The right of private defence is absolutely necessary for the protection of one's person, habitation or property against the assailant who manifestly intends and endeavors to take them away." State the circumstances under which the right of private defence of body extends to the causing of death of the assailant.

**(4+10=14)**

2. Ramen knowing that Raju is suffering from such a disease that a blow is likely to cause his death, hits him with the intention of causing bodily injury. Raju dies in consequence of the blow. However, the blow might not have been sufficient in the ordinary course of nature to cause the death of a person in sound state of health.

(i) Has Ramen committed any offence? Explain in detail with suitable sections of law.

(ii) State and explain in detail any three exceptional circumstances under which culpable homicide does not amount to murder.

**(6+8=14)**

3. Arun throws acid on the Gita's face after she refused to marry him and permanently disfigures her face and neck.

(i) Has Arun committed any offence? Justify your answer.

(ii) Mention the kinds of hurt which are designated as "grievous" in the Indian Penal Code 1860.

**(4+10=14)**

4. Mr. Bora is the editor of a local newspaper. He threatens Ms. Hema to publish a defamatory article about her in his newspaper unless she gives him Rs. 30,000/-. Ms. Hema gives the money to Mr. Bora.

(a) What offence has Mr. Bora committed? Give reasons for your answer with suitable sections of law.

(b) Distinguish between "Robbery" and "Dacoity"? Support your answer with suitable illustrations.

**(4+10=14)**

5. Distinguish between the following:

(i) Kidnapping and Abduction

(ii) Theft and Extortion

**(7+7=14)**

6. Elucidate in detail the changes incorporated through *The Criminal Law Amendment Act, 2013* in the *The Indian Penal Code, 1860* (IPC).

**(14)**

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