1. (a) Explain the rationale behind punishing a person guilty of a strict liability offence in the absence of guilty mind.

आपराधिक मनस्थिति न होने पर कठोर दायित्व के दोषी को दंडित करने के पीछे के तत्कालिन की व्याख्या कीजिए।

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P. T. O.
(b) Raghav Ram, a film actor was returning from a party past midnight when he dozed off and the car that he was driving ran over two persons sleeping on the pavement killing them and thereafter rammed into a pole. He was jolted out of sleep by the impact of the accident when his car hit the pole. Tests confirmed high dosage of alcohol in his blood. Discuss his liability for the death of those two persons.

बया विरोध प्रदर्शन के दौरान अनिश्चितकालीन उपवास पर रहने वाले छात्रों के प्राणों को बचाने के लिये उसे बतायें भोजन कराया जा सकता है? सुसंगत निर्णयविधि को ध्यान में रखते हुये विचारन कीजिए।

3. (a) A, a police sub-inspector in exercise of his lawful powers goes to the house of a murder suspect B to arrest him. The sub-inspector behaves in an unusually high-handed manner that provokes B. Due to this B picks up a kitchen knife lying nearby and thrusts it into the abdomen of A resulting in grievous injury and ultimately death of A. During trial B pleads defence of grave and sudden provocation. Decide.

एक पुलिस उपनिरीक्षक अपनी बिखिरपूर्ण शक्तियों का प्रयोग करते हुये हत्या के सदिष्ठ B के पर उसे गिरफ्तार करने के लिये जाता है। उपनिरीक्षक असमानांतरः उद्धार होकर व्यवहार करता है जिससे B प्रकोपित हो जाता है। इससे B पास पड़े किचन नाइफ को उठाकर A के उदर में घोंट देता है जिसके परिणामस्वरूप A को घोर उपहार तथा अंतः उसकी मृत्यु हो जाती है। विचारण के दौरान B गम्भीर और अवातक प्रकोप की प्रतिरक्षा का अभिवादन करता है। विनियम कीजिए।

2. (a) What are the circumstances wherein right of private defence of body extends to voluntarily causing death?

ब्रेकिंग के स्थितियों में शरीर की प्राइवेट प्रतिरक्षा के अधिकार का विस्तार स्वेच्छा मृत्यु कार्य करने तक हो जाता है?

(b) A is attacked by Z, a person of unsound mind, who has spear in his hand. In order to protect himself A strikes Z with a stick on his head resulting in his death. During trial A pleads right of private defence. Decide with the help of relevant legislative provision.

P. T. O.
4. Reshma, a 16 year old girl, fed up with her step-mother's ill treatment and her father's stand of neutrality, writes a letter to her school principal complaining against the atrocities and requesting him to provide her shelter in his house. The principal assures her that he will talk to her parents, but in the meantime, Reshma leaves her house and goes to the principal's house and begs him to allow her to stay there and promises to do domestic work in return for the favour. A week later Reshma is recovered from the Principal's house. He is charged under Section 363 for kidnapping from lawful guardianship. Discuss his liability.

Would the position be any different if he had himself brought Reshma to his place, on receiving her letter, in order to save her from the ill-treatment of her step-mother? Decide.

5. Six persons enter a house at night to commit theft. While the others are busy looking for valuables on the ground floor of the house, one of them climbs up to the first floor of the house and finding the maid-servant sleeping alone there rapes her and threatens to kill her if she raises an alarm. Then he comes down and joins his associates in the process of collecting valuables after which they all leave the house. Discuss the liability of all of them for the offences of theft and rape.
6. (a) What offence, if any, has been committed by X in the following:

(i) X finds a gold ring lying on the road. He picks it up and sells it for Rs. 5,000.

(ii) Y deposited her pearl necklace with X. X substituted the genuine ones with imitation pearls.

6. (b) Write short notes on any two:

(i) Stalking

(ii) Voyeurism

(iii) Disrobing.
shots at his dummy target after placing it in a crowded street. A shot from his gun hits a person there causing his death.

(c) X and B are sworn enemies. One day finding B alone X gives him a deep wound in his chest with the help of a sharp dagger that pierces his heart and causes his death.

निम्नलिखित में X के दायित्व का विवेचन कीजिए। तीन में से किन्हीं दो के उत्तर लिखिए:

(a) X नुकसान हानिकारक रूप से A के पाँच वर्षों पुत्र B की टांग में जख्म कर देता है जिसके कारण उसका काफी खून बह जाता है। डॉक्टरों ने रक्त-आपात्र को सलाह दी। A ऐसा किए जाने से मना करता है क्योंकि उसका धार्मिक भक्ति किए जाने की अनुमति नहीं देता। काफी रक्त बह जाने के कारण तीन दिन बाद B की मृत्यु हो जाती है।

(b) X तूफान सीख रहा है। भीड़ बाले स्थान पर प्रैक्टिस करने के बिल्ड़ सावधान किए जाने के बावजूद वह भीड़ बाली गली में घूम टारगेट रख कर उस पर शॉट फायर करता है। उसकी गान से छूटा एक शॉट वहाँ पर एक व्यक्ति को निशाना बनाता है तथा उसकी मृत्यु कारित करता है।

(c) X और B पकड़े दुष्कर्म है। एक दिन B को अकेला पा कर A तेज धार की कुश्तियाँ से छाती में गहरा जख्म कर देता है। उससे उसका दिल फट जाता है और उसकी मृत्यु हो जाती है। 10,10

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