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**Presidency University**

**Bengaluru**

**SCHOOL OF LAW**

**Summer Term, August 2024 - END TERM EXAMINATION**

**Summer Term** :2024

**Course Code**: LAW2023

**Course Name**: INDIAN PENAL CODE

**Program & Sem**: SOL

**Date**:07-08-2024

**Time**: 9:30AM-12:30PM

**Max Marks**:100

**Weightage**:60%

**Instructions:**

1. *Read the all questions carefully and answer accordingly.*
2. *Do not write any matter on the question paper other than roll number.*
3. *Any tables/Chart/Graph or data books required, pl. mention here.*

**Part A**

**Answer any 4 questions. Each question carries 10 marks. (4Qx 10M= 40M)**

1. What is meant by 'recklessness' in criminal law?
2. Explain the defense of necessity as per Section 81 of the Indian Penal Code.
3. Define 'criminal conspiracy' according to the Indian Penal Code.
4. Distinguish between kidnapping and abduction.
5. What are the essential elements of the offense of defamation?
6. Describe the concept of rioting in criminal law.

**Part B**

**Answer any 4 Questions. Each question carries 10 marks****. (4Qx 10M= 40M)**

1. Anjali, suffering from severe depression, attempted suicide but survived. Her friend Neha had encouraged her to "end it all" during a heated argument. Analyze the potential criminal liability of both Anjali and Neha under Indian law.
2. Rajesh, a factory owner, continued operations despite knowing that his machinery was faulty and could cause injuries. An accident occurred, severely injuring a worker. Evaluate Rajesh's criminal liability in this situation.
3. Pradeep, a government clerk, accepted a small "gift" from a citizen to expedite their paperwork, which was already due for processing. Discuss whether Pradeep's actions constitute a criminal offense and why.
4. Samir, in a fit of rage, threw a stone at his neighbor's dog that was barking incessantly. The stone missed the dog but broke an expensive vase. Examine Samir's criminal liability for his actions.
5. Lata witnessed her friend shoplifting but didn't report it. Later, she accepted a small part of the stolen goods as a gift. Analyze Lata's potential criminal liability in this scenario.
6. Sanjay, a factory worker, was operating a machine when he noticed his coworker, Ramesh, had fallen asleep near some dangerous moving parts. To wake Ramesh and prevent a potential accident, Sanjay quickly pushed him away from the machine. In doing so, Ramesh fell and broke his arm. Ramesh is now suing Sanjay for causing him harm. Discuss the potential defenses available to Sanjay and analyze whether his actions could be justified under the law.

**Part C**

**Answer any 2 Questions. Each question carries 10 marks. (2Qx10M=20M)**

1. Critically examine the defense of insanity as provided in Section 84 of the Indian Penal Code. How has this defense been interpreted and applied by Indian courts? (Evaluating)
2. Analyze the legal provisions related to acid attacks in India. How effective are these laws in preventing such crimes and providing justice to victims? (Evaluating)
3. Examine the concept of unlawful assembly and its relation to rioting and affray. How do courts distinguish between these offenses?