



Reg. No. :

Name :

**Sixth Semester B.A.LL.B./B.B.A.LL.B./B.Com.LL.B. (Five Year Integrated)
Degree Examination, January 2018
LAW OF EVIDENCE**

Time : 3 Hours

Max. Marks : 80

PART - I

Answer **any five** questions. **Each** question carries **2** marks. Answers should not exceed **60** words.

1. Evidence.
2. Fact in issue.
3. Confession.
4. Hearsay evidence.
5. Oral evidence.
6. Competency of a witness.
7. Refreshing memory.

(5×2=10 Marks)

PART - II

Answer **any four** questions. **Each** question carries **4** marks. Answers should not exceed **120** words.

- a. Resgestae.
- b. Similar facts.
- c. Confession to Police Officer.
- d. Expert opinion.
- e. Leading questions.

(4×4=16 Marks)



PART – III

Answer **any four** questions. **Each** question carries **6** marks.

1. A magistrate while recording confession statement of the accused failed to warn the accused that he is not bound to confess and that the statement might be used against him. The defence argues that the confession statement is not admissible owing to the failure on the part of the magistrate. Examine.
2. 'A', the accused told his wife about his role in the murder of their neighbour in their private talks. When the case was prosecuted their servant who had overheard the conversation was made a prosecution witness. The accused objects to the same holding that the conversation between him and his wife was a privileged communication. Decide.
3. Three dying declarations were recorded in a case of alleged murder, one by the doctor, and the other two by the police officer and the magistrate. Citing some discrepancies in the declarations the defence want all the declarations to be declared as inadmissible. Examine which of these declarations have more probative value.
4. In an election case on alleged double voting the High Court itself did the comparison by itself. How far the same is legitimate ?
5. X the prosecution witness in a criminal case was declared as hostile and the prosecution submits to the court that the entire deposition made by him be discarded. Examine.

(4×6=24 Marks)

PART – IV

Answer **any three** questions. **Each** question carries **10** marks. Answers should not exceed **300** words.

- a. How the Evidence Act deals with exclusion of oral by documentary evidence ?
- b. What is character evidence ? Explain its relevance and admissibility in civil and criminal cases.
- c. Distinguish between admission and confession.
- d. Define estoppel and discuss the kinds of estoppels.

(3×10=30 Marks)