



Reg. No. :

Name :

**Sixth Semester B.A. LL.B. (Integrated) Degree
Examination, September 2015
Paper- IV : 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. 'Proved', 'disproved' and 'not proved'.
2. Ancient documents.
3. Dumb witness.
4. Impeaching credit of witness.
5. Conspiracy.
6. Judge's power to put questions.
7. Judgment in rem.

(5x2= 10 Marks)

PART - II

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

- a. Test identification parade.
- b. Confession by co-accused and its admissibility.
- c. Circumstances under which secondary evidence can be adduced.
- d. Professional communications.
- e. Admission by third parties.

(4x4= 16 Marks)



PART – III

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

1. An accused wrote a letter, in which he confessed his role in committing a crime, signed it and addressed to a police officer having jurisdiction and sent to the officer. Examine the admissibility of the confession statement.
2. The accused was seen at the place of the commission of crime, by several witnesses. The accused produced a related witness to prove that he was present elsewhere, when the incident occurred. Decide citing the rules relating to alibi evidence:
3. A married woman had been writing letters regularly to her parents about her critical condition at the hands of her inlaws at the matrimonial home. She lost her life four months after the last letter was written. The letters are sought to be proved as dying declaration by the prosecution and the defence objects. Decide.
4. A six year old girl told her mother about the indecent assault that she suffered on the hands of a man, short while after the happening of the incident. Examine the admissibility of the girl's statement as res gestae.
5. A rustic lady from a village was examined by the prosecution as its witness in a murder case. Finding that some part of the deposition was unfavourable the prosecution wants the court to declare her as a hostile witness and to discord her deposition. Decide. **(4×6 = 24 Marks)**

PART – IV

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

- a. In a way circumstantial evidence is also direct, but that it is indirectly applied. Discuss how the courts have evolved the rules relating to circumstantial evidence.
- b. Explain the concept of burden of proof as dealt with under Indian Evidence Act. Also discuss how the same operate in relation to presumptions.
- c. What are the methods by which handwriting can be proved under the Indian Evidence Act ?
- d. Discuss on the competency and compellability of witnesses. **(3×10=30 Marks)**