

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (ACADEMIC LAW)
(FIVE YEARS SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : MAY-JUNE - 2023
SEVENTH/THIRD SEMESTER
Sub.: Law of Evidence (LW-7001/301)

Date : 29/05/2023

Total Marks : 60

Time: 2.00 pm to 4.30 pm

Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Answer the following question. (15)

A) Explain the relevancy of facts showing , motive , preparation and conduct

OR

B) Explain the presumption in Dowry death and Rape cases

Q. 2. Answer the following question. (15)

A) Explain Admission and Confession under Indian Evidence Act

OR

B) Define secondary evidence and state the cases in which secondary evidence relating to documents may be given

Q. 3. Write Short Notes. (any four) (20)

- a) Expert Opinion
- b) Best Evidence Rule
- c) Exclusion of oral evidence by primary evidence
- d) Presumption of Law and Fact
- e) Burden of Proof
- f) Estoppel

Q. 4. Answer the following questions. (Practical OR Open Ended Question) (10)

A) Explain. What is relevant in the following Illustrations and under which of the provisions it is relevant.

(1) Amar is accused of a crime. It is shown that soon after the crime he is absconding his place. Is this fact relevant.

(2) The question is whether A was the legitimate son of B ? Is the fact that A was always treated as such by the members of the family, relevant ?

OR

B) 'A' is accused of murdering 'B'. 'C' is a wife of 'A', while sitting in a lonely place 'C' asked 'A' whether he has killed 'B'. 'A' hesitated to answer. 'C' said "I swear by God that I will not tell it to anybody if you tell me the truth". 'A' confessed to his wife 'C'.

After 12 months A & C's marriage dissolved. Explain the relevancy of this statement