

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 - 2024
NINETH / FIFTH SEMESTER
Sub.: Law of Evidence (LW 18-9002/18-502)

Date : 22/05/2024

Total Marks : 60

Time: 10.00 am to 12.30 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 various kinds of evidence in the context of the definition of evidence provided under the Indian Evidence Act of 1872.

OR

B) Discuss the principles relating to the relevancy of the “dying declaration” of a person. Can such a declaration be the sole basis for the conviction of the accused?

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

A) Distinguish between admission and confession. Can a confession made by an accused person while in the custody of police be proved against him?

OR

B) Explain the concept of the opinion of experts and state its evidentiary value.

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

a) Doctrine of Estoppel

b) Examination in Chief, Cross Examination, and Re-Examination under the Indian Evidence Act, 1872.

c) May Presume and Shall Presume

d) Public Document

e) Hostile Witness

f) Privileged communications during marriage

Q. 4. Answer the following questions. (10)

A) What are the general rules relating to the burden of proof? Decide, with reasons, on whom the burden of proof lies in the following cases:

a) A desires a court to give judgment that he is entitled to certain land in possession of B by reason of facts that he asserts and which B denies to be true.

b) A is charged with traveling on a railway without a ticket.

OR

B) "Oral evidence in all cases must be direct." Comment.
