


<b>Name:</b>	 <b>UPES</b> <small>UNIVERSITY WITH A PURPOSE</small>
<b>Enrolment No:</b>	

**UNIVERSITY OF PETROLEUM AND ENERGY STUDIES**  
**End Semester Examination, December 2019**

<b>Course: Law of Evidence</b> <b>Program: B.TECH ET LLB IPR</b> <b>Course Code: LLBL 121</b>	<b>Semester: IX</b> <b>Time: 03 hrs.</b> <b>Max. Marks: 100</b>
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**Instructions:**

**SECTION A**

S. No.	Write short note on the followings:	Marks	CO
Q1	Admissibility of Test Identification Parade	2	CO1
Q2	Legal and logical relevancy of facts	2	CO1
Q3	Dumb witness	2	CO2
Q4	Expert evidence	2	CO1
Q5	admissibility of electronic evidences	2	CO2

**SECTION B**

Q6	Explain the <i>last seen theory</i> and its applicability with the help of relevant case laws.	10	CO2
Q7	Analyze the scope and extent of the applicability of sec. 14 and 15.	10	CO1

**SECTION C**

Q8	Judge to decide as to the admissibility of evidence u/s 136- Explain.	10	CO3
Q9	What is Estoppel? What is the evidentiary value of it?	10	CO1

**SECTION D**

Q10	While driving on a street you notice a hit-and-run-accident. You drove up to the scene, found a witness who had spotted the license number of the fleeing car, and then people arrested the suspect. At the time of his confession, it was apparent that he had been	10	CO3
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	drinking, which he so admitted. Is a confession taken while a person is in a state of intoxication good? Explain with the help of relevant cases and applicable sections.		
Q11	Police caught a person suspected of committing theft in an apartment. The only evidence available was his confession. Is the confession alone enough to attract conviction? Support your answer with relevant cases and sections	10	C04
Q12	Ratanmala passed away after sustaining severe burn injuries on her body. The victim was first taken to a village hospital where the medical official noted a history of accidental burns as Ratanmala stated that she suffered burns due to the flames of the earthen pot, totally contradicting her claims in the subsequent declarations made to the ASI, Naib-Tehsildar and her father. Soon before dying, the victim stated that after marriage, initially she was treated well by the husband's family. But after the birth of their youngest son, the husband started doubting her chastity and would often beat her up. On one such occasion when the husband was beating her, she cried loudly because of which her husband poured kerosene oil on her, set her ablaze and then locked the door from outside and went away. It was the parents of husband who, along with one neighbor, came inside and help put out the fire and upon arrival of the husband after some time, took the deceased to a nearby rural hospital. Decide the case with proper reasoning and supporting case laws.	15	CO4
Q13	'A' is accused of theft. During the police custody he indicated the place where the stolen goods were hidden, and the police recovered those goods. Can this information be used against 'A'? justify with the help of relevant cases and sections.	15	CO4