

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.B.A. LL. B. Sem - VIII : WINTER- 2022

SUBJECT : LAW OF EVIDENCE

Day : Monday

Time : 02:00 PM-04:30 PM

Date : 28-11-2022

W-12561-2022

Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL MARKS**.

Q.1 a) Write a detailed note on the problem of applicability of the Indian Evidence Act to Industrial Tribunals and Court Martial Proceedings.

OR

Q.1 b) Discuss the various situations and cases where secondary evidence relating to documents may be given.

Q.2 a) 'The Principle of res gestae suggests that events should be appropriately contextualized in order to appreciate their significance; this understanding is inaccurate if the event is considered, conversely, as an event in factual isolation.' Discuss the statement in the light of the Indian Evidence Act.

OR

Q.2 b) Explain the various problems of non-admissibility of confessions caused by an inducement, threat or promise as well as cases when confession is made before a Police Officer.

Q.3 a) Explain in detail the judicial standards for appreciation of evidentiary value of dying declaration under the Indian Evidence Act.

OR

Q.3 b) Write a detailed note on facts that need not be proved, facts of which court must take judicial notice and facts admitted need not be proved.

Q.4 a) Write short notes on **ANY TWO** of the following :

- i) Presumption as to certain offences
- ii) General principles concerning oral evidence
- iii) Presumptions as to documents

OR

Q.4 b) Write short notes on **ANY TWO** of the following :

- i) General principles regarding the exclusion of oral evidence by documentary evidence
- ii) Principles of estoppel
- iii) Presumption about existences of certain facts

Q.5 a) Explain the provisions in relation to competency to testify evidence as to the affairs of the state.

OR

Q.5 b) Write a detailed note on the General Principles of Examination in Chief, Cross-Examination and Re-Examination.
