

**GUJARAT NATIONAL LAW UNIVERSITY
SILVASSA CAMPUS**

Course: **Law of Crimes (The Bharatiya Nyaya Sanhita, 2023)**
Semester- III (Batch: 2024-29)

End Semester Examination: October – November 2025

Date: 29th October, 2025

Duration: 3 hours

Max. Marks: 50

Instructions:

- All the questions are mandatory.
- Read the questions properly and write the answers in the given answer book.
- Do not write anything on the question paper.
- The respective marks for each question are indicated in-line.
- Indicate correct question numbers in front of the answer.
- No questions or clarification can be sought during the exam period, answer as it is, giving reason, if any.

Q.1 Answer **any four** of following questions:

Marks
(4 x 5
= 20)

- a) Salu Badman is a leading lawyer turned businessman in the city of Silvassa. As a businessman, he provides solutions to the problems of various sections of society. He advertises this on billboards and also in a number of local newspapers and promises to dispatch solutions to the persons answering the advertisement for which he charged a good sum of money. In one of the advertisements, he assures sure success to the students preparing for Common Law Admission Test (CLAT) who could not prepare for the examination throughout the year. Many students responded to this advertisement. They received sealed envelopes containing a few typed pages in which there were general advices as to how important it is to work hard during examination days and that they must read the case material thoroughly and discuss amongst themselves and if they do so, they are bound to succeed in examination. In the end it contained a slogan that there is 'no substitute to hard work'. The students who had sent the remittances in response to the advertisement want to bring a criminal action against Salu alleging that they would not have parted with the money had they known that the solutions offered by him were advices that they were aware of. They alleged that the advertisement was intended to deceive them and had they not been deceived, they would not have parted with the money. What charges, if any, could be brought against Salu? Also decide the criminal liability, if any, of Salu?
- b) Aditya and Geet got married in 2022. Aditya fell in love with Nida who was a Muslim. He planned to marry her. Aditya decides to convert to Islam. Muslim personal laws allow 4 marriages. He then marries Nida. Will he be accused of Bigamy? Discuss laws related to bigamy in India with landmark judgments.
- c) Explain the offence of defamation as laid down under Bharatiya Nyaya Sanhita 2023?
- d) Anvi, a tribal girl in Bengal, is brought up listening to stories of ghosts and demons. In the village, it was rumored that on Durga Astami, there is high negative energy and various ghosts roam around to take revenge. Villagers have earlier also witnessed screaming sounds from the Haveli and the nearby area. On one such night, Anvi and her friend saw flickering lights and moving shadows near the Haveli making

howling sounds. Believing them to be ghosts, Anvi attacked with a broken sickle that was found on the corner of the road, causing the death of one woman and injuries to two others who were actually going to the peepal tree for some religious ritual. Anvi was charged with Murder. Comment.

- e) The Indian criminal Justice system follows the retributive theory of punishment. Discuss. What are the other theories of punishment that are embedded in the Indian criminal Justice System?

Q.2 Jack (30 years), a British National and Priya(26 years), an Indian citizen became friends on Instagram. They used to talk over chat, calls and video calls. In the span of 6 months, they became very close and were also talking about having a future together. Jack plans a trip to India to meet Priya. They met and in the hotel room, Priya consented to the capture of images of her private act. Additionally, they also had sexual intercourse for which Priya gave her consent. On the next day, Priya pushed Jack to meet her parents and ask them for her hand for marriage. Jack clearly denied and said that he don't want to get married and had never intended to marry her and is leaving back for England. They entered in a huge fight and in anger, Jack posted Priya's private photo on Instagram. Despite of all this, Priya follows Jack and attempts to contact him to foster personal interaction repeatedly despite a clear indication of disinterest by Jack till he left for England. (10)

- a) Does Indian courts have jurisdiction since Jack was a British National? Elaborate. Discuss Jurisdiction under BNS 2023.
- b) Priya accused Jack of committing Rape. Comment.
- c) What all other offence(s), if any, have been committed by Jack? Explain by giving reasons.
- d) Jack accuses Priya of Stalking. Comment.

Q.3 Ravi, Ramesh and Raghu are three close friends who live in Silvassa. All the three friends were in the habit of keeping their licensed revolver with them all the time. On 21st September 2025, at around 9:00 pm, the three friends went to a nearby bar in the city and got highly intoxicated. Thereafter, they reached the home of Ramesh. There was some altercation among them. In the heat of the moment, Raghu takes out his revolver and shoots Ramesh who dies on the spot. Meanwhile, Ravi becomes unconscious due to heavy intoxication. Raghu then puts his revolver (with which he shot Ramesh) in Ravi's hand and takes Ravi's revolver with him. He goes to the nearby Damanganga river and throw the revolver of Ravi into the river. Thereafter he calls police station reporting the incident. When the police reach the Ramesh's house, the investigation officer arrests Ravi for the murder of Ramesh based on the testimony of Raghu in which he stated that it was Ravi who shot Ramesh. Ravi could not remember anything because of the intoxication. During trial, Ravi pleads the defense of intoxication. (10)

Based on the above mentioned factual matrix, answer the following questions:

- a) What all offence (s), if any, have been committed by Ravi? Explain by giving reasons.
- b) Whether the defense of intoxication claimed by Ravi is justified?
- c) What all offence (s), if any, have been committed by Raghu? Explain by giving reasons.
- d) Can Raghu claim the defense of intoxication?

- Q.4 Ghanshyam used to live in Dharavi slum in Mumbai. He wanted money to sustain his wife and children. He was a habitual thief, he used to enter the houses and steal gold from their house and resell them to his known jeweller who used to give him good money for the same. Nearby, he had eye on Raghvendra Chauhan's house who was a rich Rajput from Rajasthan settled in Mumbai. He with his family was planning a vacation to Rajasthan, but on the last moment, they missed their flight. Ghanshyam in presumption that nobody was home, entered the house through window. When he was trying to open the locker, there was some noise and family members woke up. Ghanshyam was surprised by this, family member caught him and starts beating him. There were 3 swords kept in the hall. Raghvendra came running with a sword towards Ghanshyam. In fear, Ghanshyam saw a knife on the dinning table, he took the knife and threw it on Raghvendra. Knife pierced through his neck and Raghvendra fell down and died. (10)
- a) What all offences can Ghanshyam be charged of ?
 - b) Ghanshyam is accused of Murder of Raghvendra. Comment.
 - c) Family members are accused of voluntarily causing hurt. Comment
