

Roll No. ....

**67804**

**LL. M. 3rd Semester (Re-appear)**

**Examination – June, 2016**

**COMPARATIVE CRIMINAL PROCEDURE**

(India & England)

Paper : (G-II) M-14

*Time : Three Hours ] [ Maximum Marks : 80*

*Before answering the question, candidates should ensure that they have been supplied the correct and complete question paper. No complaint in this regard, will be entertained after examination.*

*Note : Attempt any four questions from Section - A. All questions in this Section shall carry 14 marks each. Section - B is compulsory and each question in this Section carry 3 marks.*

**SECTION – A**

1. Discuss the status and the role of the public prosecutor, pointing out the difference, if any, between Indian and English Law.
2. Discuss the comparative account of the Legal Position with respect to the principle of Double jeopardy in Criminal Trial in India and England.

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3. Discuss the law relating to confessions made to police officer under Indian and English Law. Whether the Indian provisions require amendment ?
4. Discuss the discretion of a Court in granting bail in Non-bailable offence.
5. Explain the concept of Plea Bargaining and legislative scheme of Plea Bargaining in India and other jurisdictions. <http://www.HaryanaPapers.com>
6. "Speedy Trial in an essential ingredient of Reasonable, Just and Fair procedure guaranteed by Article-21 and to ensure speedy trial to the accused." Explain.
7. Discuss the concept of vicarious liability under Indian Law and the law of England.
8. Discuss the Medical insanity and legal insanity ? How far legal insanity is a defence against criminal liability under I. P. C ?

**SECTION – B**

9. (a) Mens-Rea.  
(b) Public Interest Litigation in Criminal Cases.  
(c) Due process model of criminal justice system.

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- (d) Distinction between 'Voluntarily and Intentionally.
  - (e) Retributive theory of punishment.
  - (f) Section 319 of Cr. P. C.
  - (g) Right of Maintenance under Cr. P. C.
  - (h) Withdrawal from complaint.
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