

LB0113067

HONS. 09/17/01

B.A. LL.B (Hons.) DEGREE NINTH SEMESTER EXAMINATIONS, DECEMBER 2017

LAW OF EVIDENCE

Time: 3 Hours

Maximum Marks: 50

Answer ANY FIVE of the following. Each question carries TEN marks

(5x 10 = 50)

- I. Discuss the ambit of the term " facts forming part of the same transaction" as provided in Section 6 of the Indian Evidence Act. Is the term same as that of the concept of *res gestae* ?
- II. When are dying declarations relevant ? Do you support the reasons for their relevance and sanctity ? Cite case law
- III. What is burden of proof ? Discuss the various principles governing burden of proof as provided in the Indian Evidence Act ?
- IV. Are admissions relevant ? Elaborate on the rules governing them.
- V. Can a witness be compelled to disclose all information and facts in court ? Discuss.
- VI. What is exclusion of oral by documentary evidence ? Are there exceptions to this rule ?
- VII. Write short notes on ANY TWO of the following:
(a) Indian Supreme Court's approach to presumption of legitimacy
(b) Effect of the decisions in *State (NCT of Delhi) v. Navjot Sandhu @ Afsan Guru* (2005) and *Anvar v. Basheer* (2014) on matters relating to admissibility of electronic evidence
(c) Relevancy of opinion of experts as enunciated by courts
- VIII. Write short notes on ANY TWO of the following:
(a) Relevance of character of witness
(b) Rule of estoppel
(c) Impact of Information Technology Act on the Indian Evidence Act
