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Reg. No.....

Name.....

LL.M. DEGREE EXAMINATION, NOVEMBER 2024

Second Semester

Branch II—Criminal Law

Course 2—LW020202—COMPARATIVE CRIMINAL JUSTICE ADMINISTRATION

(2023 Admissions—Regular/2021—2022 Admissions—Supplementary)

Time : Three Hours

Maximum Marks : 70

*Answer any **five** questions.*

All questions carry equal marks

1. Compare and contrast the Common Law System with the Continental System of Criminal Justice. Discuss the key features of each system and their impact on due process rights.
2. Examine the judiciary's role in ensuring fair investigation and trial in India. Discuss the landmark judgments of Vineet Narain *v.* Union of India (1998) and Lalita Kumari *v.* Govt, of U.P.
3. Evaluate the concept of Miranda Warning in the United States and its applicability in the Indian context. Discuss the judgment in Nandini Satpathy *v.* P.L. Dani and its impact on the rights of arrested persons in India.
4. Explain the Doctrine of Fruits of Poisonous Tree and the Exclusionary Rule. How have these principles been applied in Indian criminal jurisprudence ? Cite relevant case laws to support your answer
5. Compare the Adversarial and Inquisitorial systems of trial. Discuss the advantages and disadvantages of each system, with reference to the judgment in Zahira Habibullah Sheikh *v.* State of Gujarat
6. Critically examine the concept of plea bargaining in India. Discuss its implementation and effectiveness with reference to the case of State of Gujarat *v.* Natwar Harchandji Thakor.

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7. Analyse the admissibility of digital evidence in cyber crime cases in India. Discuss the challenges faced by courts in dealing with such evidence, citing relevant provisions of the Information Technology Act, 2000 and case laws.
8. Discuss the concept of individualized punishment and proportionality in sentencing. How have Indian courts applied these principles? Refer to the judgments in *Bachan Singh v. State of Punjab* (1980) and *Machhi Singh v. State of Punjab* in your answer.

(5 × 14 = 70)

