

2 MAY 2024

**NATIONAL LAW UNIVERSITY, JODHPUR**

End Term Examination-2024

Semester: UG X Semester

Criminal Law (Honours)

Subject: Comparative Criminal Law

**Time: Three Hours**

**Marks: 100**

**Instructions:**

- I. Do not write anything on the question paper.
- II. No explanation can be sought from anyone on the contents of the question paper.
- III. No books, articles, notes, computer & similar devices, mobile phones and other electronic gadgets, are allowed to carry during examination.
- IV. Answer any five of the following questions.

Q1. What is the comparative analysis of criminal justice good for? Discuss in detail the theoretical and policy goals of this subject and how the literature seeks to contribute to them.

**(Marks 20)**

Q2. Discuss the penological justifications relied upon for retaining the death penalty in India. Is there a requirement for sentencing guidelines and a Sentencing Commission in India? Examine from a comparative perspective.

**(Marks 20)**

Q3. Discuss in detail some of the obstacles that must be overcome in order to engage in a meaningful comparative analysis of the criminal justice system.

**(Marks 20)**

Q4. "Withdrawal of prosecution is not an act done on the advice of executive; prosecutor and judge have an important role to play." Discuss the power and role of public prosecutors in India and Crown Prosecutors in the U.K with regard to withdrawal of prosecution.

**(Marks 20)**

Q5. What does it mean to perform a comparative analysis of criminal law? How does it differ from similar endeavours such as compiling criminal law?

**(Marks 20)**

Q6. Discuss in detail the evidentiary value of evidence obtained illegally or improperly from a comparative perspective by giving due reference to the Indian and American jurisdictions.

**(Marks 20)**

