

Total number of printed pages - 4

63/9 (SEM-3) LLBCC3035

2025

LAW

Paper Code : LLBCC3035

(The Bharatiya Sakshya Adhiniyam, 2023)

Full Marks : 70

Pass Marks : 32

Time : 3 hours

The figures in the margin indicate full marks for the questions

1. Choose the correct answer : 1x6=6
- (a) Which section of the Bharatiya Sakshya Adhiniyam, 2023 deals with the admissibility of electronic records?
- (i) Section 62
 - (ii) Section 65B
 - (iii) Section 75A
 - (iv) Section 80
- (b) No confession made to a _____ shall be proved against a person accused of any offence.
- (i) Judge
 - (ii) Police Officer
 - (iii) Executive Magistrate
 - (iv) Advocate

(c) On which date did the Bharatiya Sakshya Adhiniyam, 2023 receive Presidential assent?

- (i) 15th August 2023
- (ii) 28th September 2023
- (iii) 3rd November 2023
- (iv) 28th October 2023

(d) Where is the term 'evidence' defined under the Bharatiya Sakshya Adhiniyam, 2023?

- (i) Section 1(2)
- (ii) Section 2(1) (d)
- (iii) Section 2(1) (e)
- (iv) Section 2(2)

(e) Relevancy of facts is provided under _____ of BSA, 2023.

- (i) Chapter II
- (ii) Chapter III
- (iii) Chapter X
- (iv) None of these

(f) Can an expert be tried for perjury?

- (i) Yes
- (ii) Depends on case to case
- (iii) yes, he is also a witness
- (iv) No, expert is not witness

2. Answer the following questions (any five): 2x5=10

- (a) Best Evidence Rule.
- (b) Electronic records for evidence under the Bharatiya Sakshya Adhiniyam, 2023.
- (c) Hearsay evidence.
- (d) Presumption regarding public documents.
- (e) Secondary evidence.
- (f) Doctrine of Estoppel under the Bharatiya Sakshya Adhiniyam, 2023.
- (g) Expert opinions.

3. Answer the following questions (any six): 5x6=30

- (a) What are the rules regarding leading questions under the Bharatiya Sakshya Adhiniyam, 2023?
- (b) Who can testify? Is a judge or magistrate be a competent witness?
- (c) What do you understand by hostile witness under the Bharatiya Sakshya Adhiniyam, 2023?
- (d) Oral evidence in all cases must be direct. Explain.
- (e) Explain the essentials of valid dying declaration.
- (f) What are the requirements of valid confession?
- (g) Evidentiary value of retracted confession.

(h) Explain privileged communications under the Bharatiya Sakshya Adhiniyam, 2023.

(i) State the difference between admission and confession.

4. Answer the following questions(any two): 12x2=24

(a) Who is a witness? Explain the law relating to examination of witnesses.

(b) State the meaning of evidence. Differentiate direct evidence from circumstantial evidence.

(c) Elucidate the concept and development of the Bharatiya Sakshya Adhiniyam, 2023.

(d) Discuss with case laws character when relevant in civil and criminal cases.
