

**End Semester/Reappear (Semester II) Examination, May 2025**

**Programme: LLB**

**Course: Law of Evidence (BSA)**

**Course Code: 24D.107**

**Enrolment no. \_\_\_\_\_**

**Full Marks: 70**

**Time: 3 Hrs.**

**Section I**

**1. Short Answer type questions. Answer any four.**

**4 x 5 = 20**

- a. Discuss the nature of Evidence Law? Whether it's procedural or substantive, explain with relevant provisions in support.
- b. Write down the importance of an Admission under the BSA.
- c. Differentiate between Admission and Confession based on their roles in Criminal and Civil cases.
- d. Oral Evidence must be direct state relevant provisions under BSA.
- e. Write in detail about Evidence by an Accomplice, and state relevant case laws.
- f. Explain the meaning of cross-examination and in which stage is it conducted?

**Section II**

**Long Answer type questions. Answer any three.**

**3 x 10 = 30**

2. Explain the Doctrine of "Res Gestae" enumerated in Bharatiya Sakshya Adhiniyam.
3. Describe the Judicial Confession and Extra Judicial Confession, and explain its admissibility.
4. Explain the crucial circumstances with the help of relevant provisions in which an expert opinion is thereto required.
5. Discuss in detail Primary and Secondary Evidence, explain with examples and relevant sections.
6. Critically analyze the legal concept of a "hostile witness" within the framework of the Bharatiya Sakshya Adhiniyam, 2023. Discuss the evidentiary and procedural implications of declaring a witness hostile, with reference to pertinent judicial pronouncements.

**Section III**

**Application based questions. Answer any one.**

**1 x 20 = 20**

7. Critically evaluate the jurisprudential rationale behind classifying the law of evidence as an auxiliary or adjectival law. In your analysis, distinguish its functional role from that of substantive and procedural laws within the framework of the legal system.
8. Critically examine the evidentiary parameters determining the admissibility and exclusion of admissions under the Bharatiya Sakshya Adhiniyam, 2023. In your analysis, delineate the conditions under which admissions are rendered inadmissible, highlighting both statutory constraints and judicially evolved exceptions
9. Elucidate the doctrinal and statutory framework governing the burden of proof under the Bharatiya Sakshya Adhiniyam, 2023. Further, critically evaluate the exceptions wherein the burden shifts or is reversed, thereby imposing an evidentiary obligation upon the accused or other parties contrary to the general rule.

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