

**GUJARAT NATIONAL LAW UNIVERSITY  
GANDHINAGAR**

Course: Victimology, Penology and Prison Administration  
Semester- VIII (Batch: 2018-23)

End Semester Online Examination: May 2022

Date: 13<sup>th</sup> May, 2022

Duration: 8 hours

Max. Marks: 50

**Instructions:**

- The respective marks for each question are indicated in-line.
- Indicate correct question numbers in front of the answer.
- No questions or clarification can be sought during the exam period, answer as it is, giving reason, if any.
- Word Limit: 10 Marks: 500-600 words.

- |  | <b>Marks</b> |
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| Q.1 Mr. Ravi who is a citizen of India has been charged with commission of an offence (under NDPS law), for keeping heroin in Italy. The Italian Court has given 7 years of imprisonment. Ravi is willing to undergo that punishment in India.<br><br>Can Ravi be permitted to undertake his punishment in his own country?<br><br>Explain your answer with relevant provisions and case laws.   | (10)         |
| Q.2 Mr. Brajesh has been found guilty of commission of theft under section 381 of the Indian Penal Code. Evidence shows that he is a first-time offender and he has committed this offence due to hunger. Still, the judge has given him 6 years of imprisonment.<br><br>Whether the judge can impose the above said punishment on the first-time offender?<br><br>Explain your answer with relevant provisions and case laws.   | (10)         |
| Q.3 On 12/12/2021 a gang brutally attacked and raped Nirbhaya in Pune. She had suffered injuries due to this incident. The police could not be able to trace the perpetrators. However, the victim has spent a lot of money for her treatment. As per the doctor's advice, she requires continuous treatment. She is seeking help from the Government.<br><br>Can Nirbhaya get compensation from the state?<br><br>Explain your answer with relevant provisions and case laws. | (10)         |
| Q.4 On 18/2/2021 a gang committed robbery with murder of a family of 4 members. The criminal gang consists of 4 adults and 1 minor who is aged above 16. The evidence shows that the minor boy has actively participated in the crime and he is undoubtedly a minor.<br><br>How should the minor be dealt with by the Juvenile Justice Board? Can he be given 8 years of imprisonment as punishment?<br><br>Explain your answer with relevant provisions and case laws.        | (10)         |

Q.5 A woman along with her husband has taken part in the commission of a murder of a man. Evidence shows her active role in the crime. She is asking the judge to give lesser punishment because of her young children's life. (10)

Can gender be considered to be a mitigating factor?

Explain your answer with relevant provisions and case laws.

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