

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

**EXAMINATION FOR THE AWARD OF DEGREE OF DOCTOR OF PHILOSOPHY
PHIL 835: PHILOSOPHY OF LAW**

STREAMS:

TIME: 2HOURS

DAY/DATE: FRIDAY 8/10/2021

8.30 A.M – 10.30 A.M

INSTRUCTIONS

- i. Answer any three questions.**
 - ii. Each Question contains equal marks**
 - iii. Begin each answer on a new page.**
-
1. Discuss the interrelationship between Philosophy of law and morality; showing their dependence and independence in practice and norm formation.
 2. Highlight and discuss the relevance of the concept of Justice in Philosophy and Law
 3. Discuss the possibility of the existence of rights and duties and give relevant examples where this applies in society.
 4. Discuss how the concept of *nolle prosequi* and double jeopardy affects the achievement of justice and suggest remedies on how justice may be achieved in each case.
 5. Show how precedent as a ground for decision making in law may enhance criminal and/or civil liability
 6. Discuss the circumstances under which self-defence and due process are permissible in law and show the justifiable circumstances in which they may not.
-