

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

**EXAMINATION FOR THE AWARD OF DEGREE OF BACHELOR OF ARTS IN
CRIMINOLOGY AND SECURITY STUDIES**

CRSS 310: LAW OF EVIDENCE

STREAMS:

TIME: 2 HOURS

DAY/DATE: TUESDAY 30/03/2021

2.30 P.M – 4.30 P.M

INSTRUCTIONS:

Answer question one and any other two questions.

QUESTION ONE

(a) Write short notes on the following terms;

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| (i) Facts | [2 marks] |
| (ii) Facts in issue | [2 marks] |
| (iii) Voire dire | [3 marks] |
| (iv) Relevancy | [4 marks] |
| (v) Presumptions | [3 marks] |
| (b) Explain the law relating to documentary evidence. | [8 marks] |
| (c) Explain the term res gestae as used in law of evidence. | [8 marks] |

QUESTION TWO

- (a) Examine the law relating to examination of witnesses in criminal cases. [10 marks]
- (b) In relation to law of evidence give and explain the major functions of courts of justice.

[10
marks]

QUESTION THREE

- (a) Discuss relevance of motive, preparation and conduct of parties to the suit (accused persons) in criminal trials in respect to the law of evidence. [10 marks]
- (b) Discuss the onus of proof in both criminal and civil cases. [10 marks]

QUESTION FOUR

- (a) With aid of authorities explain instances under which courts of law admit hearsay evidence. [10 marks]
- (b) John a student of evidence at Chuka University has come to you wanting to know the difference between testimony and parole evidence. Give a detailed explanation. [10 marks]

QUESTION FIVE

- (a) With the aid of relevant authorities discuss the law governing confessions. [10 marks]
 - (b) Compare competencies and compellability of various witness in criminal proceedings. [10 marks]
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