

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

RESIT /SPECIAL

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

CRSS 310: LAW OF EVIDENCE

STREAMS: BA (CRSS)

TIME: 2 HOURS

DAY/DATE: WEDNESDAY 11/8/2021

8.30 A.M. – 10.30 A.M

INSTRUCTIONS: ANSWER QUESTION ONE AND ANY OTHER TWO

QUESTION ONE

(a) Write short notes on the following;

- (i) Evidence **(5 marks)**
- (ii) Burden of proof **(5 Marks)**
- (iii) Judicial notice **(5 marks)**

(b) Examine five exceptions to the rule against hearsay evidence **(10 marks)**

(c) Discuss the principle of res gestae **(5 marks)**

QUESTION TWO (20 MARKS)

(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) Examine the law relating to competency and compellability of witnesses **(10 marks)**

QUESTION THREE (20 MARKS)

(a) Explain the law relating to electronic evidence **(10 marks)**

(b) Discuss the principles governing the reception of a confession **(10 marks)**

QUESTION FOUR (20 MARKS)

Write short notes on the following terms

- (i) Estoppel **(5 Marks)**
- (ii) Public document **(5 Marks)**
- (iii) relevancy **(5 marks)**
- (iv) presumptions **(5 marks)**

QUESTION FIVE (20 MARKS)

- (a) Examine the law governing admissibility of evidence in Kenya **(10 marks)**
- (b) Discuss the law governing electronic evidence **(10 Marks)**