

OLABISI ONABANJO UNIVERSITY AGO-IWOYE
CENTER FOR CONTINUING EDUCATION
FACULTY OF LAW
DIPLOMA IN LAW
2014/2015 HARMATTAN SEMESTER EXAMINATION
DIL 103 CRIMINAL LAW

INSTRUCTIONS: YOU ARE REMINDED THAT EXAMINATION MAL-PRACTICE IS A STRICT LIABILITY OFFENCE UNDER THE NIGERIAN LAW. PLEASE CONFORM TO THE EXAMINATIONS RULE AND REGULATIONS.

ATTEMPT ANY FOUR QUESTIONS

TIME ALLOWED: 2 1/2 HOURS

1. Rights are values of intrinsic importance to human earthly existence, justify the demand for observance and protection of certain rights relevant to the Accused prior to and in the course of trial as enshrined in the Nigerian Constitution.
2. a) Outline and briefly discuss the numerous penal alternatives provided for under the Nigerian law.
b) Discuss the functions of major agencies of Criminal Justice administration.
3. Except in permissible situations, Mental elements and the forbidden acts must concur to produce the forbidden results to gain conviction. Discuss the statement using case law and statutory authorities.
4. Nigerian Criminal law developed in line with Constitutional development of the country. Discuss.
a) Ajadi a shopper saw Tesojue shoplifting at a high brow Super-mart. Ajadi did nothing to apprehend the thief. *Criminal omission*
b) Kosofe a security man hired by the Super-mart also witnessed the incident but looked the other way. *Criminal omission, Contractually and band Snomous.*
c) Mrs Gbengene starved Tanfeani her son to a state of coma. She claimed it is the responsibility of her occasional lover who is neither the biological or foster father to provide necessities for the upkeep of Tanfeani. *Criminal omission*
5. Consider the following facts and resolve the legal problems:
a) A nurses ill-will against B as he wishes the death of B. A told C of his desire for B to die and boasted that B will die before end of the month. B died as predicted. Determine the culpability of A.
b) A hit B with a heavy metal object B collapsed in coma. B was rushed to the General Hospital where he recovered after six months. A year later B was watching the English premiership match when he had a relapse linked to the injury inflicted on him by A. B died thereafter.

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An omission is being prescribed i.e you have to do