

**COURSE TITLE:**

CRIMINAL LAW

**COURSE CODE:** DIL103

**TIME ALLOWED:**

2 ½ HOURS

**INSTRUCTION:**

ANSWER ANY FOUR (4) QUESTIONS

1. It is significant that law of crime in its procedural and substantive aspects accords recognition to issues of human rights. Explore the relationship between Rights and the law of crimes using Nigerian Constitutional legal templates. (17 marks)
2. Resolve the following facts scenario strictly without verbosity but with clear reference for the issue of apportioning criminal responsibility.
  - ✓ (a) Akuri, a popular imbecile aged 25 years was given a parcel bomb by Ogunla, a Chief to exterminate his greatest enemy Ojojojolo. Akuri delivered the parcel bomb to Ojojojolo, who suffered fatal end while opening the parcel bomb. Explain on the culpability of Ogunla and Akuri. 9 Marks
  - (b) Supposing Akuri is well aware that the parcel bomb was with the purpose to kill would he be criminally responsible? 8 Marks
- 3(a) Akanni was sunbathing at the riverside when he heard a loud and subsequently muffled cries for help by Mujidal who later got drowned in the course of Akanni's frantic effort to save her. 9 Marks
- (b) Supposing Akanni did not bother to offer assistance and throughout ignored the Mujidal's cries for help, what be the position of the law (1 Mark)
4. Alaba, a taxi driver was driving along Bola Ajibola Street, Asero, Abeokuta on 20<sup>th</sup> May 2009, when he hit Abegbo a woman aged 57 years. Abegbo was still alive and needed medical attention. The crowd had gathered and Alaba begged that he would take the woman to the General Hospital Sokenu, Abeokuta for medical treatment. Upon the dispersal of the crowd of concerned citizens, Alaba drove the wounded woman to a deserted street and threw the woman over the fence of an uncompleted building. Abegbo later died through exposure to cold weather. It has been recommended that Alaba be charged with the murder of Abegbo. Proffer legal arguments to justify and as well disprove the recommendation of the Ministry of Justice. 17 Marks
- ✓ 5. Examine the criminal liability, if any, inherent in the following situations:
  - (i) A persuades B, a six-year old boy to steal Mr Y's expensive cell phone. B was caught just as he was about to grab the cell phone. 4 marks
  - (ii) X, while trying to escape from a policeman grabs an assault rifle and shoots at the policeman but the bullet fails to discharge. 4 marks
- ✓ 6(a) The gist of the offence of conspiracy is embedded in the agreement or plot between the parties. It is rarely capable of direct proof; it is invariably an offence that is inferentially deduced from the acts of the parties there to which are focused towards the realization of their common or mutual criminal purpose. Discuss with the aid of decided cases and relevant provisions of the criminal code. 9 marks
- (b) When is an attempt a crime? 8 marks

ACFKFN