

OLABISI ONABANJO UNIVERSITY, AGO-IWOYE, NIGERIA
FACULTY OF LAW

PROGRAMME: BACHELOR OF LAWS (LL.B)

EXAMINATION: 2017/2018 RAIN SEMESTER

COURSE TITLE AND CODE: CRIMINAL LAW II (PUL 311)

INSTRUCTION: ANSWER ANY FOUR (4) QUESTIONS

TIME ALLOWED: 2^{1/2} HOURS

1. Using judicial and statutory provisions, advise on the following facts in relations to the Defences opened to the parties: -
 - a. Adigun, a famous hunter shot Adele to death in the hunting expedition to Igbo Nla. Apparently, Adigun had thought he saw a gorilla in thicket of the bush.
 - b. Aferi, a professional driver was driving on 140kph along Abeokuta – Ifo – Lagos Highway when one of the front wheel tire got burst. Ikuwakorimi lost his life in the process
2. Asanle was alleged to have killed Bayode on 13/7/10. The two were having serious business rivalry. On 12/7/10, Asanle boarded a plane at Kano Airport for Melbourne Australia. On 13/7/10 he was checked in and cleared at the Immigrations. He had meeting later same day with his associates in Melbourne. And did not return to Nigeria until 16/7/10.
 - b) Boye got estranged from Bose, his wife in 2000 and has since been living apart from wife and his only child Dele. On 20th February 2018, Boye set out to the Victorotti Children school, Ibafo to pick Dele without the knowledge of Bose. Bose got to know that Dele was taken away by Boye and she is pressing a charge of child stealing. Boye is bewildered he requires guidance as to appropriate defence to canvass in the upcoming trial. Advise Boye.
3. On 30th May 2018, Gbogungboro was injected by Nurse Titi with anti-malaria preparation. In the evening of that day, Gbogungboro visited Mama Shalewa's cool spot to enjoy the pleasure of lager beer. He drank just three bottles. On his way home, he was drunk. On getting home, he saw Theresa whom he has certain amorous feelings for, he moved towards her, while grabbing her he started fondling her breasts. Theresa has lodged complaints of indecent assault and the criminal charge is sure to follow. Advise Gbogungboro regarding the defence likely to be canvassed by him if there is any.
 - b) (i) Akin and Gbade were in the boxing bout for the Ogun State Welter weight championship title when Gbade bit off Akin's left ear. Advise the Ogun State Boxing Association if there is any defence opened to Gbade.
 - (ii) Gbeleyi nurses a grudge against Bakori. On 27th May 2018, Gbeleyi attacked Bakori with a club. Bakori dodged the club, not much damage was inflicted on him. Gbeleyi got a broken bottle and was bidding to stab Bakori as he was seated in his shop. After Bakori overpowered Gbeleyi, he stabbed him with the same broken bottle causing grievous harm to Gbeleyi. Advise the Police who are to arraign Bakori for assault occasioning grievous harm.