



NATIONAL OPEN UNIVERSITY OF NIGERIA
14-16 AHMADU BELLO WAY, VICTORIA ISLAND LAGOS
SCHOOL OF LAW
MAY/JUNE 2012 EXAMINATION

LAW341 CRIMINAL LAW 1
3HRS

TIME ALLOWED:

INSTRUCTIONS: ATTEMPT ANY FIVE QUESTIONS. ALL QUESTIONS CARRY EQUAL MARKS

- (1) A crime cannot be committed unless and until the guilty mind and the forbidden act occur simultaneously. Discuss
- (2) A, B, C, D and E decided to engage in armed robbery. "A" gave the group a tip-off about his arrival from U.S of a neighbor of his. He informed the group that the neighbor came back with a lot of U.S dollars because he intends to construct a five -story building. "A" gave a detailed description of the neighbor's house and the time for the operation. Before the robbery took place, "A" traveled to Dubai. On the day of the robbery " D" kept watch outside so that he can alert others of the approach of security agencies. E' drove the get away car .A,B,C,D,&E were arrested a month after the crime. A claimed that he is innocent because he traveled when the crime was committed. D claimed that he only kept watch while E said that he only drove the car. Discuss the criminal liabilities of A, B, C, D and E respectively.
- (3) Madam Josephine and Madam Esther were quarrelling over the ownership of a set of crystal glasses. The quarrel led to exchange of words. Madam Esther went to her kitchen, carried the burning stove in her kitchen and went to madam Josephine's sitting room and threw the burning stove at madam Josephine who sustained severe burns and died as a result of the injury. Madam Esther claimed that her throwing the burning stove at madam Josephine was an accident .Discuss.
- (4) There was usually no legal faultwhere ever the accused was aware of the facts bringing him within the definition of an offence. Clearly the most effective way of proving this lack of awareness is for the accused to show that he thought otherwise because he had made a mistake" Okonkwo and Naish. Criminal law in Nigeria .Discuss.

- (5) Joseph is an apprentice with Paul. In Paul's absence, Jacob who is Paul's brother, requested Joseph to wash a heap of clothes used by Jacob. Joseph refused because Jacob is not his master. Jacob descended on Joseph with heavy blows. Jacob used a heavy wood to hit Joseph on the head which cracked Joseph's skull. Joseph died on the way to the hospital. Discuss the legal issues raised in the case
- (6) B was driving a car which had defective steering, brakes and worn out tyres. While driving the car, the car mounted the pavement, knocked down and killed A instantly. B was charged to court for manslaughter. Discuss.
- (7) In order for assault to constitute an offence it must be unlawful, not authorized or justified by law. Discuss.
- (8) a. It is a settled principle of our criminal jurisprudence that an attempt to commit any offence is a crime. Discuss.
- b. Any one who conspires with another to effect an unlawful purpose by unlawful means renders himself liable to punishment. Discuss.
- (9) Discuss the two elements of the offences of perjury.