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21 (4) WCRI 4-5 (H)

2018

WOMEN AND CRIMINAL LAW

Paper : 4.5 (H₂)

Full Marks : 80

Time : Three hours

The figures in the margin indicate full marks for the questions.

1. Choose the correct answer : $1 \times 10 = 10$
- (a) Article _____ of the Indian Constitution prohibits gender discrimination.
[15(1)/15(3)]
- (b) Adultery under the Indian Penal Code is an offence against the _____.
(woman/husband)
- (c) According to section 375 of the IPC, the sexual intercourse by a man with his own wife, the wife not being under 15 years of age is _____.
(rape/not rape)
- (d) The Immoral Traffic (Prevention) Act, 1956 was enacted in view of the provisions contained in Article _____ of the Constitution. (23/25)

Contd.

(e) The offences under the Dowry Prohibition Act, 1961 are _____.
(cognizable/non-cognizable)

(f) Section _____ of the Indecent Representation of Woman (Prohibition) Act provides the definition of indecent representation of woman. [2(c)/2(e)]

(g) A lawyer _____ absolute right to appear on behalf of a party before the Family Court. (has/has no)

(h) Maternity Benefit is defined by section _____ of the Maternity Benefit Act, 1961. [15(1)/15(2)]

(i) Divorce by mutual consent is known as _____ under the Muslim Personal Law. (Mubarra/Khula)

(j) The expression 'valuable security' as appearing in section 2 of the Dowry Prohibition Act, 1961 has the same meaning as in section _____ of the IPC. (29/30)

2. Answer the following : 2×5=10

(a) What is the Provision of Article 16 of the Indian Constitution ?

(b) What is Uniform Civil Code ?

(c) What is Domestic Violence ?

(d) What are the special grounds for divorce available to a Hindu wife ?

(e) What is meant by the expression 'equal pay for equal work' ?

3. Explain the different equality provisions of the Indian Constitution for the protection of women. 12

Or

Explain the status of women in India. Give a graph of the status from ancient to modern times. 6+6=12

4. "No gender justice can be achieved in its true and full sense, unless a uniform civil code containing the best provisions taken from all the religions is enacted".

Discuss the above statement with the help of some leading cases. 12

Or

Do you agree with the view that Muslim women are enjoying inferior status as compared to men under different personal laws ? Explain. 12

5. What do you mean by indecent assault ? Discuss different provisions of the Indian Penal Code which deal with various offences against the modesty of a woman. $2+10=12$

Or

Writes notes on the following : $6+6=12$

- (a) Dowry death
(b) Adultery.

6. What is Dowry ? Discuss the main aim and object of the Dowry Prohibition Act, 1961. $2+10=12$

Or

What is meant by Indecent Representation ? Explain the main object of the Indecent Representation of Women (Prohibition) Act, 1986. $2+10=12$

7. Write short notes on : $6+6=12$
- (a) Provisions of the Factories Act relating to the Welfare of Women.
- (b) Object of the Maternity Benefits Act.