



NATIONAL OPEN UNIVERSITY OF NIGERIA
FACULTY OF LAW
DEPARTMENT OF PUBLIC LAW
2021_2 EXAMINATION QUESTIONS.

COURSE CODE: PUL342
COURSE TITLE: CRIMINAL LAW II
CREDIT UNIT: 4
TIME ALLOWED: 3 HOURS

Instruction: ANSWER QUESTION 1 (ONE) AND ANY OTHER 3 QUESTIONS.
ALL QUESTIONS CARRY EQUAL MARKS (15 MARKS) EXCEPT
QUESTION 1 WHICH CARRIES 25 MARKS.

- 1a. Determine with the aid of legal authorities the offences in the following and what must be established for a conviction of the accused persons.

Bakare drove his vehicle so fast and in a zig zag manner along a road in a built up area in the evening during rush hour and injuring many pedestrians and killing one person. He claims he needed to get home quickly and did not intend to kill the deceased.
- 1b. Promise gave birth to twins and killed them because of a custom prevalent in her town that it was an abomination to give birth to twins. Medical reports showed that she was disturbed by reason of her not having recovered from the effect of childbirth.
- 1c. Peace who has been married to John for over ten years recently discovered that John has been keeping a mistress for over two years. Furious she drove to their hideout and poured acid on the mistress leading to her death. Peace pleads provocation and that her motive was to make the mistress leave her husband.
2. Stella and Grace were together at the shop of Madam Beauty who had just returned from China with dresses for sale. Both of them came with the same kind of slippers of the same color. Stella left the shop with Grace's slippers. She realized her mistake but decided to keep it after all it looked newer than her own. Determine her liability if any.
3. In order for words to amount to sedition, is it necessary that the alleged seditious words should intend to incite to violence? Would the position be different if the words used are inciting but the audience was not moved to violence?
4. Ade, Tade and Dele were holding a meeting in the house of Bayo with the intent of going to rob a branch of Power Bank. Police got wind of the meeting and swooped

on them and arrested them. They were subsequently charged for the offences of unlawful assembly. Advise Ade, Tade, Dele and Bayo as to the appropriateness of this charge, stating what is essential to be proved in the offence of unlawful assembly.

- 5a. Explain with the aid of legal authorities five rights of a person charged before the court for an offence.
- 5b. Under the Nigerian Criminal Justice system, there are courts that exercise criminal jurisdiction. State these courts.
6. Mr. Ovie, a commissioner in Apugo State has a big farm where he engages in diverse acts of farming. He operates a foreign account for the purpose of facilitating payment for his farming equipment and spare parts, which he buys from abroad. Mr Ovie is accused of contravening the Code of Conduct by engaging in farming and operating a foreign account. He is charged before the Code of Conduct Tribunal. Mr. Ovie has asked you to advise him if his actions have in anyway contravened the Code of Conduct.