



MURANG'A UNIVERSITY OF TECHNOLOGY
SCHOOL OF EDUCATION, HUMANITIES AND SOCIAL
SCIENCES

DEPARTMENT OF SOCIAL SCIENCES

UNIVERSITY ORDINARY EXAMINATION

2023/2024 ACADEMIC YEAR

FIRST YEAR SECOND SEMESTER EXAMINATION FOR BACHELOR OF
SCIENCE IN CRIMINOLOGY AND SECURITY STUDIES

CCS 105: INTRODUCTION TO CRIMINAL LAW

DURATION: 2 HOURS

INSTRUCTIONS TO CANDIDATES:

1. Answer question one and any other two questions.
2. Mobile phones are not allowed in the examination room.
3. You are not allowed to write on this examination question paper.

SECTION A: ANSWER ALL QUESTIONS IN THIS SECTION

QUESTION ONE (30 MARKS)

- a. Illustrate two sources of criminal law in Kenya. (5 marks)
- b. With relevant examples describe two types of men's rea (culpability). (5 marks)
- c. Describe two main to a crime. (5 marks)
- d. Explain two key functions of criminal law in Kenya. (5 marks)
- e. Compare and contrast written and unwritten laws. (5 marks)
- f. Distinguish substantive law and procedural law. (5 marks)

SECTION B – ANSWER ANY TWO QUESTIONS IN THIS SECTION

QUESTION TWO (20 MARKS)

- a. Discuss the law-making process in Kenya. (10 marks)
- b. Explain four objectives of criminal law. (10 marks)

QUESTION THREE (20 MARKS)

James took a job as a convenience store clerk to supplement the income of his financially struggling family. One night a masked gunman came in to the store branding a hand gun. The gun man demands that James open the cash register and give him all of the money inside.

During the course of the event James has a heart attack and drops to the floor dead. The gunman thought he had fainted and he open the register himself and empties out all the cash.

When the police and paramedics arrive, they found that James had died but, there was no sign of bullet wounds or other trauma. An autopsy confirms that he died of a heart attack. The gun man was eventually arrested.

- a. Advise the police on what two charges should be brought against the gun man. (5 marks)
- b. Describe the element of criminal liability in the case. (5 marks)
- c. State five constitutional rights that the gun has as an accused person. (5 marks)
- d. If the gunman is found guilty. Describe two possible sanctions he is likely to serve. (5 marks)

QUESTION FOUR (20 MARKS)

V told D she wished to end their relationship. D sent V threatening text. V, not knowing that D had sent the text, sort protection from him. D then had sexual intercourse with her on a number of occasions.

- a. Analyse the case and determine whether D was guilt or not of sex offence. (10 marks)
- b. Discuss four defences available for D. (10 marks)