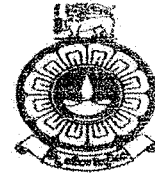


THE OPEN UNIVERSITY OF SRI LANKA

FACULTY OF HUMANITIES AND SOCIAL SCIENCES

DEPARTMENT OF LEGAL STUDIES



LL.M IN CRIMINAL JUSTICE ADMINISTRATION DEGREE PROGRAMME

CONTINUOUS ASSESSMENT TEST 01 (FIRST YEAR) - 2023/2024

LLPA504- LAW OF EVIDENCE

DURATION: 01 HOUR

---

Date: 07.09. 2024

Time: 09.00 a.m. - 10.00 a.m.

---

Total Number of Questions: 02

Answer ONE of the following two questions.

Candidates will be penalized for illegible handwriting.

1. 'Statements which are made by the parties to the transaction, or by others at the same time and place, and which are so related to the fact in issue as to form part of the res gestae, are admissible in evidence.'

Critically analyze the above statement in the context of Section 6 of the Evidence Ordinance in Sri Lanka and compare the application and interpretation of the res gestae principle with the legal systems of India, the United Kingdom, and the United States.

(20 marks)

2. Review 'Facts which are the occasion, cause, or effect of relevant facts, or which constitute the state of things under which they happened, or which afforded an opportunity for their occurrence or transaction, are relevant facts.'

Critically examine the above statement concerning the relevant section/s in the Evidence Ordinance in Sri Lanka and provide a comparative analysis with the other three frameworks selected according to the choice of the candidate.

(20 marks)