



MAASAI MARA UNIVERSITY

**REGULAR UNIVERSITY EXAMINATIONS
2022/2023 ACADEMIC YEAR
THIRD YEAR FIRST SEMESTER**

**SCHOOL OF ARTS HUMANITIES AND SOCIAL SCIENCES
BACHELOR OF ARTS CRIMINOLOGY**

**COURSE CODE: CRP 3122-1
COURSE TITLE: CRIMINAL PROCEDURE AND LAW IN
KENYA**

DATE: 9TH DECEMBER, 2022

TIME: 1430-1630

INSTRUCTIONS TO CANDIDATES

- Answer Question 1 and any other Two Questions.

SECTION A – (COMPULSORY) 30 MARKS

QUESTION ONE

- A.)** Explain the procedural law as pertains to the place where an accused person maybe tried under varying circumstances besides the ordinary place of trial. **(5 marks)**
- B.)** Define a search and discuss the procedural law as relates to the proper conduct of searches under various situations. **(5 marks)**
- C.)** Highlight the procedure and the guidelines involved in conducting identification parades. **(5 marks)**
- D.)** Briefly explain the regulations and guidelines as applies to issue of bail under Kenyan procedural law. **(5 marks)**
- E.)** Explain the procedure involved in the taking of the evidence of children. **(5 marks)**
- F.)** Distinguish between the legal processes of review and revision. **(5 marks)**

SECTION B (ANSWER ONLY TWO) 40 MARKS

QUESTION TWO

- A.)** Highlight the **Two** processes involved in tendering of written and oral evidence in Kenyan courts and the rules that apply for each. **(10 marks)**
- B.)** Briefly comment on extradition as a criminal law process and the various legal guidelines as pertains to it under Kenyan law. **(10marks)**

QUESTION THREE

- A.)** Explain **Five** rules as pertains to the proper framing of charges in criminal offences according to the jurisdictions of Kenyan courts. **(10marks)**
- B.)** Illustrate the guiding principles as pertains to sentencing procedure in Kenya's criminal law. **(10 marks)**

QUESTION FOUR

- A.)** Refer to the criminal procedure code and explain the various forms of plea and the general rules as relates to plea taking before criminal courts in Kenya. **(10 marks)**
- B.)** Distinguish between an appeal and a retrial and illustrate the different grounds upon which a person may appeal to an appellate court in a criminal matter. **(10 marks)**

QUESTION FIVE

Critically examine the integral rules and guidelines that govern the preparation of legal and sound Judgments under Kenyan law. **(20 marks)**

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