



**MASINDE MULIRO UNIVERSITY OF
SCIENCE AND TECHNOLOGY
(MMUST)**

**UNIVERSITY EXAMINATIONS
2018/2019 ACADEMIC YEAR**

FIRST YEAR SECOND SEMESTER EXAMINATIONS

FOR THE DIPLOMA

OF

CRIMINOLOGY AND CRIMINAL JUSTICE

COURSE CODE: DCR 063

COURSE TITLE: CRIMINAL LAW AND PROCEDURE

DATE: 22/5/2019

TIME: 9:00-11:00AM

INSTRUCTIONS TO CANDIDATES

Answer question one (compulsory) and any other two questions

TIME: 2 Hours

MMUST observes ZERO tolerance to examination cheating

This Paper Consists of 2 Printed Pages. Please Turn Over. ►

QUESTION ONE (COMPULSORY 30 MARKS)

- a) In the discourse of criminal law and civil law, outline the similarities and the differences between the two. **(10 mks)**
- b) Discuss the sources of criminal law in Kenya **(10mks)**
- c) Discuss the concept of law and morality outlining a clear distinction between the two **(10mks)**

QUESTION TWO

Discuss the criminal procedure giving relevant examples in each stage where applicable **(20mks)**

QUESTION THREE

- a) Briefly state discuss the rights of the accused during the trial process **(10 marks)**
- b) Differentiate the adversarial system of law from the inquisitorial system of law **(10 marks)**

QUESTION FOUR

Discuss the special powers of the High Court that makes it unique from other courts within Kenya's Court structure **(20 marks)**

QUESTION FIVE

Discuss the common defenses in criminal law **(20 marks)**