DATE: 9-4-26

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ROLL No # F-23-1062

Subject:: English Jurisprudence II

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Semester:: 6A

Assignment

TOPIC:: Probative value of Evidens

In English jurisprudence the probative value of evidence refers to its weight or capacity to prove or disprov a fact in issue it is the

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Legal principles and case law

Section 137 Unifrom Evidence Law Requires a jude to exclude evidence if its probative value is outarighed by the risk of unfair prejudice.

The At its highest Rule:.

In determing probative value for admissibilty judges often must take the evidence at its highest meaning they assume the jury will find it credible.

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Admissibility:.

A trial jude may exclude relevant evidn if its probative value is outweighed by the danger of undue prejude to the accused.

Factors determining Probative valup

Several criteria influence how much weight a court assigns to a specific piece of evidence.

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the measure of the extent to which a piece of evidence can rationally affect the assessment of the probability of a fact.

Conceptual Framework

· Definition:

Probative value describes the logical force or weight of evidence if evidence has high probative value it strongly supports a particular conclusion.

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Reliability:. The more scientifically sound or verifiable the evidence the higher its value e.g dna vs a vague witness has a motive to lie.

Credibility:. the trustworthiness of the soure if a witness has a motive to lie the probative value of their testimony decrease.

Corroboration:. Evidence that is backed up by other independent fact gains significant strength.

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Hierachy of Evidence Types:

Evidence Type	Probative weight	why?
DNA / Fingerprints	very high	scientifically unique and hard to refute
Primary documents	high	original documents are considered the best evidence of their contents
Eyewitness Testimony	variable	highly persuasive but subject to human error / bias

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Practical Challeges:

Forensic Evidence:

Judges may struggle to case the probative value of complex scientific data without expert assistance.

Prejudicial impact:

Some evidence like a defendant past crimes might be highly probative but its but is often excluded because it could unfair bias a jury.

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