

# BAREM-VA

Universitatea Babeș-Bolyai Cluj-Napoca  
Facultatea de Drept  
Examen

Numele studentului:

ID: \_\_\_\_\_

Drept penal. Partea generală (II)

Data examinării: 2019-09-05 00:00:00

- |    | A                                | B                                | C                                |
|----|----------------------------------|----------------------------------|----------------------------------|
| 1  | <input checked="" type="radio"/> | <input checked="" type="radio"/> | <input checked="" type="radio"/> |
| 2  | <input type="radio"/>            | <input checked="" type="radio"/> | <input checked="" type="radio"/> |
| 3  | <input checked="" type="radio"/> | <input type="radio"/>            | <input type="radio"/>            |
| 4  | <input checked="" type="radio"/> | <input type="radio"/>            | <input type="radio"/>            |
| 5  | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 6  | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 7  | <input checked="" type="radio"/> | <input type="radio"/>            | <input type="radio"/>            |
| 8  | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 9  | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 10 | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 11 | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 12 | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 13 | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 14 | <input type="radio"/>            | <input checked="" type="radio"/> | <input checked="" type="radio"/> |
| 15 | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 16 | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 17 | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 18 | <input checked="" type="radio"/> | <input checked="" type="radio"/> | <input checked="" type="radio"/> |
| 19 | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 20 | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |

- | 0                     | 1                     | 2                     | 3                     | 4                     | 5                     | 6                     | 7                     | 8                     | 9                     |
|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Varianta de test:

- | 1                                | 2                     | 3                     | 4                     | 5                     | 6                     | 7                     | 8                     |
|----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Zona de antrenament

- |                       |                       |                       |                       |                       |                       |                       |                       |                       |                       |
|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Atentie!

- Nu incercati pixul si nu faceti nici un fel de insemnari in afara zonei de antrenament, in special in afara zonei delimitate de cercurile groase!
- Nu uitati sa marcati varianta de test. Altfel testul nu se poate evalua!

# BAREM - V2

Universitatea Babeș-Bolyai Cluj-Napoca  
Facultatea de Drept  
Examen

Numele studentului:

ID: \_\_\_\_\_

Drept penal. Partea generală (II)

Data examinării: 2019-09-05 00:00:00

- |    | A                                | B                                | C                                |
|----|----------------------------------|----------------------------------|----------------------------------|
| 1  | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 2  | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 3  | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 4  | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 5  | <input type="radio"/>            | <input checked="" type="radio"/> | <input checked="" type="radio"/> |
| 6  | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 7  | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 8  | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 9  | <input type="radio"/>            | <input checked="" type="radio"/> | <input type="radio"/>            |
| 10 | <input checked="" type="radio"/> | <input type="radio"/>            | <input type="radio"/>            |
| 11 | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 12 | <input checked="" type="radio"/> | <input checked="" type="radio"/> | <input type="radio"/>            |
| 13 | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 14 | <input type="radio"/>            | <input type="radio"/>            | <input checked="" type="radio"/> |
| 15 | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 16 | <input checked="" type="radio"/> | <input type="radio"/>            | <input type="radio"/>            |
| 17 | <input checked="" type="radio"/> | <input type="radio"/>            | <input type="radio"/>            |
| 18 | <input checked="" type="radio"/> | <input checked="" type="radio"/> | <input checked="" type="radio"/> |
| 19 | <input type="radio"/>            | <input type="radio"/>            | <input type="radio"/>            |
| 20 | <input checked="" type="radio"/> | <input checked="" type="radio"/> | <input checked="" type="radio"/> |

- | 0                     | 1                     | 2                     | 3                     | 4                     | 5                     | 6                     | 7                     | 8                     | 9                     |
|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Varianta de test:

- | 1                     | 2                                | 3                     | 4                     | 5                     | 6                     | 7                     | 8                     |
|-----------------------|----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <input type="radio"/> | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Zona de antrenament

- |                       |                       |                       |                       |                       |                       |                       |                       |                       |                       |
|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Atentie!

- Nu incercati pixul si nu faceti nici un fel de insemnari in afara zonei de antrenament, in special in afara zonei delimitate de cercurile groase!
- Nu uitati sa marcati varianta de test. Altfel testul nu se poate evalua!

## DREPT PENAL. PARTEA GENERALĂ II BAREM

### Speța 1 – 3,50 pct.

1.	
Nu s-a reținut recidiva post executorie cu condamnarea pentru fapta praeterintenționată în cazul lui furtului, părăsirii locului accidentului și șantajului	0,50
Rezultanta pentru concurs - greșit calculată	0,50
Nu se putea dispune amânarea aplicării pedepsei (condamnare anterioară)	0,50
Nu era motiv de revocare a rezultantei, ci de anulare	0,50
Șantajul nu e în recidivă postcondamnatorie, toate sunt concurente	0,50
2.	
Pedepsele pentru furt, părăsirea locului accidentului și șantaj – stabilite în limite majorate, conform recidivei postexecutorii	0,50
Uciderea din culpă – stabilită în limitele prevăzute de lege (pluralitate nenumită)	0,25
Între pedepsele astfel stabilite - concurs, conform art. 40 C.pen.	0,25

---

### Speța 2 – 2,50 pct.

<u>A</u>	
- răspunde în calitate de <i>autor</i> la distrugere	0,25
<u>M</u>	
- răspunde în calitate de <i>autor</i> la tentativă de omor (săvârșește nemijlocit fapta)	0,25
- se reține starea de provocare	0,50
<u>G</u>	
- este <i>complice material</i> la tentativă de omor	0,50
- se reține și agravanta de comitere a faptei cu un minor	0,25
- se reține cauza de nepedepsire pentru tentativa de omor	0,50
- răspunde pentru infracțiunea de vătămare corporală	0,25