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TR/LAW/I/SIP/JUNE/23

**DEPARTMENTAL EXAMINATION OF IPS &
TPS GRADE-II OFFICERS, JUNE-2023**

LAW

(PART-I)

(Without Books)

Full Marks – 100

Time – Three hours

The figures in the margin indicate full marks
for the questions.

- **Answer Question No.1 of GROUP-A, 6 (six) questions from GROUP-B and 5 (five) questions from GROUP-C.**

GROUP – A

Answer *all* the questions by opting out the correct
option : 2×10=20

1. (i) What is the maximum term of imprisonment
for committing theft in dwelling house ?

(a) 7 years	(b) 4 years
(c) 3 years	(d) 2 years

[Turn over

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(ii) "Common intention" to other offences falls under which of the following category ?

(a) It is a substantive offence and framing of formal charge u/s. 34 of IPC is mandatory.

(b) No framing of formal charge u/s. 34 of IPC is required.

(c) None of the above

(iii) When the State Government can sell the property of proclaimed person ?

(a) After 5 months of order of attachment.

(b) After 4 months of order of attachment.

(c) After 6 months of order of attachment.

(d) After 3 months of order of attachment.

(iv) Which of the following expression refers to the term "Good faith"?

(a) Mens rea

(b) Bonafide

(c) Malafide

(d) Ipso facto

(v) For committing Lurking House Trespass

- (a) "Precaution to attack" is required
- (b) "Simple Attack" is required
- (c) "Ferocious attack" is required
- (d) "Precaution to conceal" is required

(vi) What are the kinds of imprisonment ?

- (a) Simple Imprisonment
- (b) Rigorous Imprisonment
- (c) Both A and B
- (d) None of the above

(vii) When the Appropriate Government can commute the punishment awarded to an offender ?

- (a) In case a sentence is passed for Life Imprisonment.
- (b) In case a sentence is passed for Death.
- (c) Both of the above
- (d) None of above

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(viii) A, a surgeon, in good faith, communicates to a patient his opinion that he cannot live. The patient dies in consequence of the shock. A has committed

- (a) No offence
- (b) An offence of criminal conspiracy
- (c) Culpable homicide
- (d) Murder

(ix) A and Z agree to fence with each other for amusement. This agreement implies the consent of each to suffer any harm which, in the course of such fencing, may be caused without foul play; and if A, while playing fairly, hurts Z, A commits

- (a) An offence of Simple hurt
- (b) An offence of Grievous hurt
- (c) An offence of wrongful confinement.
- (d) None of the above

(x) "Life" defined under section 45 of IPC denotes

- (a) Life of an under Trial Prisoner.
- (b) Life of a Convict
- (c) Life of an accused
- (d) All of the above.

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GROUP – B

Answer any 6 (six) of the following questions :

5×6=30

2. Define “Voluntarily” with illustration ?
3. Can a Court permit any question that may be put to a witness for insulting or annoying ? Discuss with provision.
4. Can a Police examine a witness to a crime ? Discuss with provision.
5. Discuss the provisions relating to Opinion of experts ?
6. Define Primary evidence ?
7. How far the previous good character and previous bad character are relevant in case an accused is facing a criminal proceedings ?
8. What punishment can be awarded to a public servant for framing incorrect record or writing with intent to save person from punishment or property from forfeiture ?
9. Define “Burden of Proof”.

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GROUP - C

Answer any 5(five) of the following questions :

10×5=50

10. Whether improper admission or rejection of evidence shall be a ground for a new trial? Discuss in the light of Section 167 of the Evidence Act.
11. Define "Secondary Evidence" with illustration.
12. Are "Charge-sheet" and a Final Report prepared under section 173(2) same? What are the contents of such Final report that may be submitted u/s.173(2) of Cr.P.C. ?
13. Define
 - (i) 'Counterfeit';
 - (ii) 'Document';
 - (iii) 'Legally bound to do';
 - (iv) 'Oath' – in the context of Indian Penal Code, 1860.
14. Whether certified copy of a document is admissible in evidence? If so, then in which cases such certified copy of document is admissible?

15. The common term "Case diary" is related to which of the provisions of Cr.P.C.? Discuss the provision.
16. A instigates B to instigate C to murder Z. B accordingly instigates C to murder Z and C commits that offence in consequence of B's instigation. Here, what offence B has committed? Also, what offence has been committed by A and C?
17. What do you mean by "Fabricating false evidence"? Discuss with an illustration.