

DEPARTMENTAL EXAMINATION OF IAS/TCS - Gr. II OFFICERS

April, 2019

Sub: Criminal Law and Procedure (Law Paper I) (Without Books)

Time Allowed: 3 (Three) Hours

Full Marks: 100

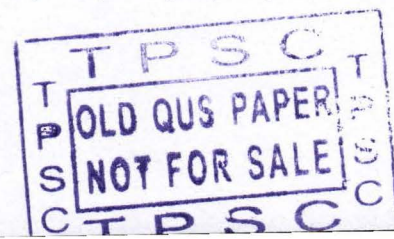
Figures in the margin indicate full marks

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

(Group A)

1. Answer the following questions: (10x2)=20
(Answer to the questions shall be in the form of either 'Yes' or 'No')

- (i) Is it proper for the Officer-in-Charge of a police station to start investigation of a non-cognizable offence without an order of the Magistrate?
- (ii) A girl was alleged to have been assaulted sexually. Can her guardian be treated as a victim?
- (iii) The Court directed a warrant of arrest to the Officer-in-Charge of West Agartala Police Station for causing arrest of one person residing within his jurisdiction. The Police Officer caused arrest of the person from Karimgunj. Has the O/C West Agartala P S committed any wrong?
- (iv) An Executive Magistrate, receiving information that A is likely to commit the breach of peace, issued an interim order of furnishing bond. But after conducting inquiry the information could not be established. However, as a measure of precaution the Magistrate instead of discharging A from the liability of bond, continued it for six months. Did the Magistrate commit any wrong?
- (v) Is a 'Chowkider' appointed for keeping watch over public property as engaged by the Police Administration is public servant?
- (vi) Is the money, found in possession of wife as earned by her, the property of her husband?



- (vii) A, in a great fire, pulls down houses in order to prevent the conflagration from spreading.
Is A guilty of any offence?
- (viii) A girl of 15 years was subjugated to give her consent for having sexual intercourse with a man. Does it amount giving consent by the girl?
- (ix) Are the records, maintained by the Ward Office of the Municipality, public document?
- (x) Shall a Court presume a power-of-attorney as to have been executed before a Notary Public was properly authenticated?

(GROUP – B)

[Answer any 6 (six) questions]

6X5=30

2. Discuss the procedure for causing arrest and the duties of the Police Officer causing arrest.
3. When armed forces can be used to disperse assembly?
4. What is the duty of an Executive Magistrate when he receives report of un-natural death of any person?
5. What do you mean by the term 'Voluntarily' as defined in the Indian Penal Code? Give an illustration.
6. What are the 'acts' against which there is no right of private defense?
7. What is the punishment for culpable homicide not amounting to murder?
8. What are the orders of examination of a witness?
9. How the credit of witness can be impeached?

(GROUP C)

[Answer any 5 (five) questions]

5x10=50

10. When a notice of appearance before police is to be issued to a person? Discuss the procedure in details.
11. When the power to attach subject of dispute can be exercised by an Executive Magistrate? Discuss the procedure.
12. Discuss the procedure to be followed by an Executive Magistrate to enquire into the cause of death as provided in the Code of Criminal Procedure, 1973.
13. Define the term 'Document' as provided in the Indian Penal Code?
14. Discuss the term 'abetment of a thing' as provided in the Indian Penal Code.
15. What do you mean by unlawful assembly as provided in the Indian Penal Code?
16. Discuss the procedure to be followed for identification of suspect in test identification parade by an Executive Magistrate.

-.000:-

