

BOARD OF DEPARTMENTAL EXAMINATION
Govt.Officer/Official (Tehsildar/Naib-Tehsildar)
APRIL/2013

Paper No 5(Criminal Law and Procedure))

TIME ALLOWED: 3 HOURS

Max Marks:100

NOTE:

- 1) Attempt any five questions in all and at least one from each part.
- 2) All questions carry equal marks.

PART 1

Q.No 1) Define the Following:-

- a). Confinement. b). Criminal force c). Kidnapping. d). Extortion. e).Common intention f) Rioting g) Affray h) Criminal conspiracy I) Criminal breach of trust j) assault

(2x10)

Q.No2) 1) Discuss the exception to the right of private defense of the body and property. When does the right of private defense of the body extend to causing death ? (15)

2). What is forgery? What is the punishment provided under the IPC for using as Genuine document which is known to be forged?

(5)

Q.NO3 a) What offence is committed if an assault or criminal force is made on a Public Servant to deter him from discharging his official duty ?

b) Distinguish between wrongful restrain and wrongful confinement ?

c) What is Dowry death? Explain in detail with reference to punishment provided for the offence?

(5,5,10)

P.T.O

Part Two

Q.No 4 a) How the search of a closed premises can be effected? What are the necessary precaution to be taken at that time.?

b) What is required to be done in case the search is to be made out side the territorial jurisdiction of the court issuing the search warrant?

(15.5.)

Q.NO5 a) Discuss the power of Executive Magistrate to direct local investigation,examination of Expert and furnishing written instructions in case of an enquiry relating to public nuisance.

(10)

b) In which cases the Magistrate or a police officer can reasonable demand the assistance of the public

(10)

Q.NO6) Under what circumstances security for keeping good behaviour can be demanded from any Person? Discuss the procedure for initiating such proceeding (20)

Part three

Q.NO7) a) What do you mean by Burden of Proof? On whom does the burden of lies as to the particular fact?

b) What do you mean by Judicial Notice? What are the facts of which the court must take Judicial Notice? (10x2)

Q.NO8) Define the following:

1)Expert evidence .2) Fact in issue ,3) Hearsay evidence 4) Estoppal 5) Conclusive Proof 6) Accomplice 7) hostile witness 8) Demeanour 9) admission 10) Public documents. (2x10)

Q.NO 9 a) How much of the information received from an accused can be proved under section 27 of the Evidence Act .

b) What are the public documents and private documents. What is the mode of proof of Public documents and other official documents like Orders,Notification,Proclamation, Rules.Regulation etc. (10x2)