HIMACHAL PRABESH

Departmental Examination of other Gazetted officers of HP Police Department, April, 2015.

## Paper 3: Police (Procedural Law)

Max.Marks:100
Time 3 Hours.

Note: A) All questions carry equal marks.

- B) Attempt any five questions
- C) Only bare acts are allowed.
- D) Relevant sections of law may be quoted wherever required.

**Q.No.1:** What is the purpose of arresting an accused person? What are the powers and discretion of a police officer regarding arrest and bail of accused? What are the conditions to be satisfied for arresting a person who committed an offence punishable with imprisonment of 7 years or less.

20 Marks

- O.No.2 a) What is extra judicial confession and how is it relevant?
  - b) Write a note on impeaching the credit of witness.

10x2 = 20 Marks

Q.No.3. a) Describe the procedure of recording of FIR and identification of arrested person where the woman victim is mentally or physically disabled.

b) Describe the process of recording the statement of woman victim under section 164 Cr.P.C. and the evidentiary value of that statement.

10x2=20 Marks

- Q.No.4. a) Discuss the powers of Executive Magistrate to issue orders in urgent cases of nuisance or apprehended danger. What action can be taken for non compliance of such order.
- b) Discuss provisions in Cr.P.C. and the Supreme Court judgement regarding victim compensation.

10x2 = 20 Marks.

Q.No.5. a) Discuss the provision in the Evidence Act for prosecuting Police Officers for custodial death, and custodial intercourse.

b) What are the legal provisions and directions of the Supreme Court to prove the handwriting of a person in the Court ? Is it necessary to arrest a person to obtain his specimen handwriting?

10x2=20 Marks.

- Q.No.6. a) Discuss legal provisions regarding arrest of woman for medical examination, her release on bail and releasing her on probation after conviction.
- b)Discuss legal provisions regarding the publication of the name of juvenile in conflict with law, rape victim and rape trial.

10x2=20 Marks.

Q.No.7: a) What is burden of proof? On whom does the burden of proof lies in the case of custodial death and custodial rape.

6 Marks.

- b) What are public documents and private documents? How they can be proved during trial.

  7 Marks.
- c)Discuss the special provision in Evidence Act for prosecution of accused in rape and dowry death.

7 Marks