

**Departmental Examination of other Gazetted Officers & Himachal Pradesh Police
Department, April, 2017**

Paper No. 3 (Procedural Law)

Maximum Marks 100

Time Allowed 3 hrs.

- 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 a) What are the powers of magistrate when a complaint is made to him of offences which are cognizable and those which are non-cognizable.

- b) Write a note on disclosing the name of a rape victim and juvenile in conflict with law.
10x2=20 Marks

Q.No.2 a) Under what circumstances in a criminal case, burden of proof lies on accused ?

- b) How do you prove the handwriting of a person in court?
10x2=20 Marks

Q.No.3 What are the powers and discretion of a police officer regarding arrest and bail of accused? What is the purpose of arresting an accused person? Discuss Cr.P.C. amendment and NHRC directions regarding arrest.

20 Marks

Q.No.4 a) Discuss general provisions in Cr.P.C. to be followed while conducting personal search as well as house search

- b) Write a note on impeaching the credit of witness.
10x2=20 Marks

Q.No.5 a) Describe the procedure of recording FIR and identification of arrested person when the woman victim is mentally or physically disabled.

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

10x2=20 Marks

Q.No.6 a) Discuss amendment in Indian Evidence Act regarding prosecution of police officers for custodial death and custodial rape.

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

10x2=20 Marks

Q.No.7 a) Discuss provisions and procedures for taking security for good behavior from habitual offenders.

- b) How proclamation for absconding is made? How the property of person absconding is attached? What is the procedure for release, sale and restoration of attached property?

10x2=20 Marks