# HIMACHAL PRADESH BOARD OF DEPARTMENTAL EXAMINATION APRIL/2015

## Paper No 1(Criminal law & Procedure for IAS/HAS

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 one

Q.NO 1) Define the following:-

- a). Dishonestly b). Criminal force c) .Fraudulently. d). Extortion. e).Common intention
- f) counterfeit g) Affray h) Criminal conspiracy I) Valuable security j) abetment •

(2x10)

- Q.NO2) What are the essentials of the offence of criminal misappropriation of property?

  (20)
- Q.NO3 What is "Plea Bargain" Elaborate? Whether this provision will help in early disposal of Criminal cases in Courts? (20)

### Part Two

- Q.NO4) a) How the search of a closed premises can be effected? What are the necessary precautions 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) Write short notes on;-

(contil en Rege-2-)

- a) Complaint and police report
- b) Cognizable and Non cognizable offences.
- c) Summons and Warrant trial.
- d) F.I.R

(5x4)

- Q.NO.6) a) What contents are required in a notice issued under section 111Cr.P.C by Executive Magistrate in a proceeding under section 107/150 Cr.P.C. Can a Magistrate ask for interim bond during the proceeding under 107 Cr.P.C.
  - b) Can a Police Officer make arrest without Warrant and what are the rights available to accused person after arrest?

    (10x2)

#### Part three

Q.NO7) a) Define the following:

- 1) Extra judicial confession.2) Fact in issue ,3) Hostile witness 4) Estoppel 5) Conclusive proof
- b) What do you mean by Judicial Notice? What are the facts of which the court must take Judicial Notice?

(and assign trade strike (2014.0)

- Q.NO 8 Discuss the importance of oral and documentary evidence under the Indian Evidence Act?

  Discuss their respective evidentiary value?

  (20)
- Q.NO 9 What do you understand by confession? Whether confession before a police officer leading recovery of weapon of offence is admissible in a criminal trial. (20)

with a) a) How the search of a closed premises can be effected? What are the necessary precaution