

BOARD OF DEPARTMENTAL EXAMINATION

APRIL/2014

IAS/HAS

Paper No 10(Specific Acts(Criminal Manual &Rules))

TIME ALLOWED: 3 HOURS

Max Marks;100

- NOTE:
- 1) Attempt any five questions .
 - 2) All questions carry equal marks.
 - 3) Relevant provisions of the law must be quoted.

- Q.NO 1(a) What presumption can be drawn by the court when it is proved that a public servant had accepted money other than legal remuneration ?
- (b) Whether the Prosecution sanction once refused by the Prosecution Sanctioning authority can be reviewed by the same authority on the same set of evidences ?
- (c) What is criminal misconduct by the public servant under the Prevention of corruption Act,1988. (6,7,7)
- Q.NO 2(a) Discuss the effect of:-
- 1) Food inspector taking sample of food article from the residential portion of a shopkeeper despite his protest.
 - 2) Variation in the reports of Public Analyst and Director of Central Food laboratory.
 - 3) Non-serving or not giving of notice by the Food inspector to the vendor before purchase of sample.
- (b) Whether the court can proceed against the Manufacturer, Distributor or dealer of any article of food while trying an offence against vendor under the Prevention of Adulteration Act (15,5)
- Q.NO 3(a) What are the power of licensing Authority under the Arms Act in relation with the variation ,suspension, revocation of license ? Describe in detail.
- (b) Is there any provision of appeal under the Arms Act in refusing to grant a license or varying the condition of a license or against any adverse order of a licensing authority? Discuss (10x2)
- Q.NO 4(a) What are the duties and responsibilities of the Deputy Superintendent of police of jail under the Punjab Jail Manual as applied to the state of H.P .
- (b) How the construction company can apply for the setting of the Magazine under the Indian Explosive Act? What action are required to be taken by the authority under the Act?

(10x2)

(10x2)

- Q.NO5 (a) What are the various categories of driving license under the Motor Vehicle Act? What are the requirements for granting of driving license for commercial transport vehicle?
- (b) Under what circumstances a Stage carriage vehicle can be allowed temporally to operate as a contract carriage vehicle? What procedure is to be followed in such cases.?

(10x2)

- Q.NO6 (a) Who is competent to compound offences under the Punjab Excise Act,1914 as applied to state of H.P. ? What types of offences can be compounded?
- (b) Can a License under the Punjab Excise Act once cancelled/suspended be revoked.
- (c) What type of timber under the Indian Forest ACT,1927 is deemed property of the govt.

(7,6,7)

- Q.NO7 (a) What procedure is required to be adopted before declaring any forest as Protected Forest? Is this procedure mandatory?
- (b) Forest Range Officer arrested a person against whom he suspected to exist a prime-facie case of felling of trees from the Protected Forest. Discuss the legality of the action of the Range Officer.
- (C) What acts are prohibited in the Reserve Forest and what punishment is provided for committing such acts under the Indian Forest Act ?

(7,7,6)

- Q.NO8 (a) Write a brief note on the power of the court to deal with an offender who has failed to observe conditions of Bond executed under section 4 of Probation of Offenders Act.
- (b) What are the duties of Probation Officer under the Probation of Offender Act.?
- (c) Discuss the provisions under the Probation of Offender Act which relates to the payment of compensation and cost to the complainant?

(10,5,5)

- Q.NO9 (a) What are the duties of police officer under the Police Act? Who can stop any procession on contravention of the conditions of assemblies and procession imposed by the competent authority?
- (b) Whether the enforcement of Police Act in the state of H.P. has resulted in more efficiency and transparency in police working in the state ?.Elaborate.

(10x2)