

**H.P.BOARD OF DEPARTMENTAL EXAMINATION
DEPARTMENTAL EXAMINATION FOR IAS / HAS OFFICERS OF
HIMACHAL PRADESH SESSION APRIL, 2010**

PAPER-10 (SPECIAL ACTS (CRIMINAL MANUAL AND RULES))

Time Allowed:3 Hours.

Maximum Marks:100

Note:- 1. Attempt any five questions.

2. All questions carry equal marks.

3. Relevant provision of law must be quoted in support of answers.

4. Only bare Acts/ Rules are allowed in side the examination hall.

Q.No.1 a) What do you understand by term disproportionate assets under the prevention Of corruption Act? What problem are foreseen in proving a case under this Act? **(10 marks)**

b) Is prosecution sanction required under the prevention of corruption Act to prosecute a public servant? Discuss in detail by referring to provisions incorporated in the prevention of corruption Act, 1988? **(10 marks)**

Q.No.2 a) What are the powers of a Court to release certain offenders on probation of Good conduct under the probation of offenders Act? Discuss in detail. **(10 marks)**

b) A person with no Criminal record commits an offence of rape, can he take the cover under the probation of offenders Act? Give reasons. **(10 marks)**

Q.No.3 a) What are the powers of licensing Authority under the Arms Act, 1959 in In relation with variation, suspension, revocation of license? Describe in detail. **(10 marks)**

b) Is there any provision of appeal under the Arms Act refusing to grant a license or varying the condition of a license or against the order of licensing authority? Discuss. **(10 marks)**

Q.No.4 a) Bring out the main features of Conservation of Foreign Exchange and Prevention of smuggling Act? Has this Act stringent enough to prevent Smuggling and Foreign Exchange Conservation in the past? **(10 marks)**

b) A Construction Company has applied to you for setting up a magazine under the Indian Explosive substance Act? What action are required to be taken under this Act? **(5 marks)**

c) What are the duties and responsibilities of the Deputy Superintendent of Jail under the Punjab Jail Manual as application to H.P? **(5 marks)**

- Q.No.5 a) Describe the procedure for obtaining forest clearance for a construction of a Road proposed to pass through a reserved forest under the Forest Conservation Act? **(10 marks)**
- b) What is the procedure required to be followed for declaring a particular area of land as sanctuary? **(10 marks)**
- Q.No.6 a) When an article of food should be deemed to be adulterated under the prevention of food adulteration Act? Explain in detail. **(10 marks)**
- b) When a food Inspector takes a sample of food for analysis, what procedure is required to be followed? Discuss. **(10 marks)**
- Q.No.7 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 vehicles? **(10 marks)**
- b) Under what circumstances can a stage carriage vehicle be allowed temporarily to operate as a contract carriage vehicle? What procedure is followed in such cases? **(10 marks)**
- Q.No.8 Write short notes on the following:-
- a) Compounding powers of a Collector under the Punjab Excise Act, as applicable to Himachal Pradesh. **(5 marks)**
- b) Difference between light Motor Vehicle and Light Transport Vehicle. **(5 marks)**
- c) Can a vehicle carrying forest produce be liable to be confiscated in Himachal Pradesh? Give reference to amended forest Act if any in this behalf. **(5 marks)**
- d) Procedure to issue a license for setting up a liquor bottling plant. **(5 marks)**
