

**BOARD OF DEPARTMENTAL EXAMINATION
GOVERNMENT OFFICERS/OFFICIALS (TEHSILDAR/NAIB-TEHSILDAR)**

APRIL, 2012

Paper 5 (Criminal Law and Procedure)

Time allowed – Three hours

Maximum marks – 100

- Note:** (1) Attempt any five questions and at least one from each part.
(2) All questions carry equal marks.

PART – I

- Q.1 What is defamation? What are the exceptions in a case of defamation? (20 marks).
Q.2 Distinguish between culpable homicide and murder? (20 marks).
Q.3 What is the difference between:
(a) Greivous hurt and simple hurt (10 marks)
(b) Theft and extortion (10 marks)

PART – II

- Q.4 Under what circumstances security for keeping good behaviour can be demanded from a person? Discuss the procedure for initiating such proceedings? (20 marks)
Q.5 (a) How the search of a closed premises can be effected and what precautions are necessary to be taken at the time of such search? (10 marks)
(b) Whether the District Magistrate, Sub-divisional Magistrate or Magistrate of First Class can issue search warrants? If so what conditions must exist before warrants are issued? (5 marks)
(c) What are the powers of the District Magistrate, Sub-divisional Magistrate or Magistrate of First Class to compel restoration of abducted females? (5 marks)
Q.6 Write short notes on the following:
(a) Cognizable and non-cognizable offences (5 marks)
(b) Summons case and warrant case (5 marks)
(c) Complaint and challan (5 marks)
(d) Trial and enquiry (5 marks)

PART – III

- Q.7 What is meant by 'dying declaration'? What are the essential requirements of recording 'dying declaration'? (20 marks)
Q.8 What do you understand by confession? Whether confession before a police officer leading to recovery of weapon of offence is admissible in a criminal trial? (20 marks)
Q.9 Discuss the importance of oral and documentary evidence under the Indian Evidence Act? Discuss their respective evidenciary value? (20 marks)