

DEPARTMENTAL EXAMINATION FOR EXCISE & TAXATION INSPECTORS
OF HIMACHAL PRADESH

FEBRUARY, 2007

PAPER-1

LAW OF CRIMES

Time Allowed: 3 Hours

Max. Marks: 100

**Note: Attempt any five questions in all and at least one from each part.
All questions carry equal marks.
Relevant portions of law should be quoted failing which suitable marks will
Be deducted.**

PART-I

Q.No.1a) To what extent the right to private defense can be exercised? When can the
Right of private defense of the body extends to causing death?

b) Define Criminal Conspiracy? What is the punishment provided for Criminal
Conspiracy? (10 x 2=20)

Q.No.2 a) When an assembly of five or more persons designated as unlawful assembly?
(6)

b) One of the members of the unlawful assembly in prosecution of the common
object committed the offence attracting the ingredients of Section 325 IPC.
What offence did the other members of the assembly commit? (4)

c) Define:-

- a) Judge
- b) Valuable Security
- c) Wrongful Confinement
- d) Abduction
- e) Extortion (5 x 2 =10)

Q.No.3 a) what is the difference between culpable homicide amounting to murder and
Culpable homicide not amounting to murder?

b) What is the difference between assault and criminal force? (10 x 2=20)

Contd.p-2

- Q.No.4 (i) what is the effect of local inspection having been conducted by a Judge or Magistrate during trial? (10)
- (ii) Whether any person accused of an offence can be called as a witness? If so, by Whom and at whose instance? (5)
- (iii) Discuss the powers of the court to summon material witnesses or examine Person present? (5)
- Q.No.5 When and how are search warrants issued? What is the Procedure of disposal Of things found in search beyond jurisdiction? (10x 2=20)
- Q.No.6 Write short notes on:-
- a) Cognizable and non cognizable offences
 - b) Discharge and Acquittal
 - c) Summons and Warrants trial
 - d) Enquiry and Investigation (5 x 4 = 20)

PART-C

- Q.No.7 Define the following:-
- a) Court
 - b) Evidence
 - c) Fact
 - d) Public Document
 - e) Admission
 - f) Secondary Evidence
 - g) Experts (7 x 2=14)
- B) When a confession made by an accused person is irrelevant in a criminal Proceedings? (6)
- Q.No.8 Discuss briefly about the facts which need not be proved by quoting relevant Provisions of the Act? (20)
- Q.No.9 a) what do you understand by burden of proof? On whom does the burden of Proof lies? Who may testify in the Court? (3+ 3+ 3 = 9)
- b) Write about the order of examination of witnesses and also discuss about the Asking of leading questions during examination of witnesses? (5+ 6 =11)
