

DEPARTMENTAL EXAMINATION FOR TEHSILDARS/NAIB TEHSILDARS OF
HIMACHAL PRADESH
OCTOBER 2016

Paper No. 5 Criminal Law and Procedure

Time Allowed : 3 hours

Maximum marks : 100

- Note: i) Attempt any five questions in all and at least one from each part.
ii) All questions carry equal marks.
ii) Only Bare Acts of I.P.C, Cr. P.C. and Indian Evidence Act are allowed. No book having short notes is allowed.

PART- I

- Q. No.1 Distinguish between trial of " SUMMONS" CASE & "WARRANT / CASE."
(20 marks)
- Q. No. 2. Define and explain the following:
a) Investigation
b) Officer In Charge of a Police Station
c) Cognizable and Non Cognizable offences
d) Public Prosecutor
(5x4 marks)
- Q. No 3. a) In what circumstances, can a Magistrate proceed against any person to ask him to furnish security for keeping peace for the purpose of preventing commission of offences?
b) What are the contents of a notice u/s 111 Cr. P.C.?
(10x2 marks)

PART- II

- Q. No. 4 Explain and Define the following:
a) Criminal Tress pass
b) Unlawful Assembly
c) Cheating
d) Forgery
(5x4 marks)

P.T.O.

- Q. No. 5** Distinguish between:
- a) Theft and Extortion
 - b) Criminal breach of trust and Criminal misappropriation
 - c) Abduction and Kidnapping
 - d) Wrongful restraint and wrongful confinement.
- (5x4 marks)**

- Q. No. 6** Explain Theft. Also explain, when theft becomes robbery or dacoity?
- (20 marks)**

PART- III

- Q. No. 7** Explain and define the following:
- a) Fact ~~and~~ Issue
 - b) Document
 - c) Proved
 - d) Disproved
- (5x4 marks)**

- Q. No. 8**
- a) Whether a confession made before the police by an accused while in custody of police can be proved against him?
 - b) How much of the information received by the police from an accused during investigation may be proved while the accused is in custody of the police?
- (10x2 marks)**

- Q. No. 9**
- a) What are the leading questions?
 - b) When leading questions must not be asked?
 - c) When leading question may be asked?
 - d) What questions are lawful in cross examination?
- (5x4 marks)**