

11

BOARD OF DEPARTMENTAL EXAMINATION

DEPARTMENTAL EXAMINATION

FOR E.T.I.'S

JUNE, 2018

Paper 1 (Law of Crimes for E.T.I.'s)

Time allowed: 3 hours.

Maximum Marks: 100

Note

1. Attempt any five questions and at least one from each part.
2. All questions carry equal marks.
3. Only bare Acts of IPC, Cr.P.C. and Indian Evidence Act are allowed to be consulted.

PART-I

Question No.I.

- a). What are the exceptions to the rule of exclusion of the oral by documentary evidence? Discuss the law with illustrations.

(10 Marks)

- b). In what particular offence (s) is there a presumption as to the absence of a consent?

(5 Marks)

- c). Discuss with illustrations the law of estoppel. Can there be an estoppel against the statute?

(5 Marks)

Question No.II.

Clarify with illustrations the cases in which the statement of relevant fact by a person who is dead or cannot be found becomes relevant.

(20 Marks)

P.T.O.

Question No.III.

- a). Can secondary evidence of the contents of documents referred to in section 65 (a) of Indian Evidence Act be given without notice to produce? Under what circumstances such notice to produce the document can be dispensed with?

(10 Marks)

- b). Discuss the law of presumptions as to the electric records including electric signatures, certified copies of foreign judicial record and electronic agreements?

(10 Marks)

PART-II

Question No.IV.

Explain with illustrations the difference between culpable homicide and culpable homicide not amounting to murder.

(20 Marks)

Question No.V.

- a) What offences are constituted when;
- a) Police officer tortures B to induce him to point out place where certain stolen property is deposited.
 - b). A person causes grievous hurt for the purpose of extorting confession.
 - c). A person causes hurt to deter any public servant from discharging his duty,
 - d). A person causes grievous hurt by his act of endangering the life and personal safety of others, and
 - e). A person causes grievous hurt on provocation.

Quote the relevant provisions as also the punishment prescribed for each of the offence.

(10 Marks)

- b) Z dies in possession of money and furniture. His servant A, before the money comes in possession of a person legally entitled to it, dishonestly misappropriates it. What offence A has committed and what is the punishment for such an offence?

(5 Marks)

- c) Elaborate the law relating to forging of valuation security or Will. What is the punishment provided for the same.

(5 Marks)

Question No.VI.

Discuss in detail with illustrations the relevant provisions as to the public servant preventing the service on himself or any other person of summons, notice or order proceeding from any public servant competent to issue the same, as also, the law relating to the public servant not attending in obedience to summons, notice or, order, or proclamation proceeding from any public servant legally competent as such to issue the same. Also, mention the punishment prescribed for each of the said offence.

(20 Marks)

PART-III

Question No.VII.

- a) What is the procedure laid down for arresting a person or a woman. Is a private person competent to arrest? Discuss.

(10 Marks)

- b) Discuss in detail the provisions relating to medical examination of a person accused of rape.

(10 Marks)

P.T.O.

Question No.VIII.

What is the procedure as to search of a place entered upon by a person sought to be arrested. What are the mandates to be followed by a police officer while making arrest of such a person.

(20 Marks)

Question No.IX.

Discuss in detail the power of police to inquire and report on suicide.

(20 Marks)