

**BOARD OF DEPARTMENTAL EXAMINATION**  
**DEPARTMENTAL EXAMINATION**  
**FOR IAS/HAS OFFICERS**

*December, 2018*

*Paper 1: (Criminal Law and Procedure & Code of Civil Procedure for IAS/HAS)*

**Time allowed – Three hours**

**Maximum marks – 100**

**NOTE:**(1) Attempt any five questions and **at least one from each Section.**

(2) Questions carry the marks indicated against each of them.

(3) Relevant provisions of law be quoted in support of answers.

(4) Bare Acts of I.P.C., Cr.P.C., Indian Evidence Act and C.P.C. are allowed.

**PART – A**  
**SECTION – I**

Q.1 What is defamation? What are the exceptions in a case of defamation? (20 marks)

Q.2 Write short notes on the following:

(a) Common intention and common object. ( 5 marks )

(b) Theft and extortion ( 5 marks )

(c) Abduction and kidnapping. ( 5 marks )

(d) Wrongful restraint and wrongful confinement. ( 5 marks )

**SECTION -II**

Q.3 What is unlawful assembly? Discuss in detail the provisions of the Code of Criminal Procedure dealing with unlawful assembly. (20 marks)

Q.4 Write short notes on the following:

(a) Bailable offence and non-bailable offence ( 5 marks )

(b) Investigation and enquiry under Cr.P.C. ( 5 marks )

(c) Cognizable offence and non-cognizable offence ( 5 marks )

(b) Discharge and acquittal ( 5 marks )

**SECTION –III**

Q.5 What is secondary evidence? When secondary evidence relating to documents may be given. ( 20 marks )

Q.6 What is 'dying declaration'? What are essential requirements for recording 'dying declaration'? ( 20 marks )

**PART – B**

**SECTION – IV**

Q.7 What are the principles for granting relief of temporary injunction? Can it be granted without giving notice to the other party? If so, explain the same with the help of the case law? (20 marks)

Q.8 Explain the difference between counter-claim and set-off. (20 marks)

Q.9 Write short notes on the following:

(a) Representative suit (5 marks)

(b) Precept (5 marks)

(c) Settlement of issues (5 marks)

(d) Summons to witnesses under CPC. (5 marks)