

BOARD OF DEPARTMENTAL EXAMINATION
FOR (Tehsildar/Naib-Tehsildar)

Nov 2019 /2019

Paper No5(Criminal Law and Procedure Code & Code of civil procedure)

TIME ALLOWED: 3 HOURS

Max Marks; 100

NOTE:

- 1) Attempt any five questions in all and at least one from each part.
- 2) Questions carry the marks indicated against them.
- 3) Only bare Acts of I.P.C., Cr.P.C , Indian Evidence Act and C.P.C are allowed. No books having short notes are allowed.

PART-1

Q.NO1) Explain the provisions of the Code of Criminal Procedure for keeping peace for the purpose of Preventing offences and briefly discuss the procedure for the same. (20)

Q. No 2) Define Public Nuisance. Discuss its essentials and state the procedure which a magistrate may adopt for removal of the same.

Q.No3)a) How the search of closed premises can be effected ?What are the essential precautions to be taken at that time.? (10)

b) What is required to be done in case the search is to be made outside the territorial jurisdiction of the court issuing the search warrant ? (10)

PART-2

Q.No 4) Define the following:-

- a). Dishonestly b). Criminal force c).Fraudulently. d). Extortion. e).Common intention
- f) Counterfeit g) Affray h) Criminal conspiracy I) Valuable security j) abetment

(2x10)

Q.NO5) 1) Discuss the exception to the right of private defense of the body and property. When does the right of private defense of the body extend to causing death? (15)

2). what is forgery? What is the punishment provided under the IPC for using as genuine a document which is known to be forged? (5)

Q.NO6) Discuss the importance of oral and documentary evidence under the Indian Evidence Act? Discuss their respective evidentiary value? (20)

Q.N 7) a) How the official documents are proved in court, describe in detail ? (10)

b) How much of the information received from the accused can be proved under section 27 of the Evidence act ? (10)

Part-3

Q.No8) a) What are the provisions relating to taking of evidence in appealable cases in civil matters.? (10)

b) In a civil suit Plaintiff wants to appear as a witness. What would be order of their examination? Can the order be changed? If so, under what circumstances? (10)

Q No 9) a) Whether the copy of the plaint needs to be accompanied with the summon so to be considered due service of summon? (10)

~~b) Whether the summon is considered as served where the Process server fail to mention the address(s) of two person who identified the house of person served (10)~~