

Criminal Law and Procedure & Code of Civil
Procedure for IAS/
HAS

BOARD OF DEPARTMENTAL EXAMINATION

DEPARTMENTAL EXAMINATION

FOR IAS/HAS OFFICERS

September, 2020

Time allowed: 3 hours.

Maximum Marks: 100

Note

PAPER-1

1. Attempt any five questions and at least one from each part.
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-I

Question No.I.

Explain the circumstances, with illustration, under which an act done in good faith for the benefit of a child or insane person, by, or, by consent of a guardian, or, for the benefit of a person without consent, is not an offence. What are the exceptions to the said defence?

(20 Marks)

Question No.II.

Discuss, in detail, the essential ingredients of the following offences, with sentence, provided for each of them.

- a). Voluntarily throwing or attempting to throw acid.

(5 Marks)

- b). Voluntarily causing hurt to extort confession or to compel restoration of property.

(5 Marks)

- c). Voluntarily causing grievous hurt to deter public servant from his duties, and

(5 Marks)

- d). Voyeurism

(5 Marks)

Question No.III.

- a) What offence is committed by a husband or his relative when the wife is subjected to cruelty? What "cruelty" means for the purpose of this section, and, what is the punishment provided for the same?

(10 Marks)

- b). Discuss, in detail, the essentials of an offence of falsification of accounts by a public servant, and, what is the punishment provided for the same?

(10 Marks)

PART-II

Question No.IV.

Discuss, in detail, the procedure for proclamation and attachment of property of a person absconding.

(20 Marks)

Question No.V.

Under what circumstances the District Magistrate, or, Sub-Division Magistrate, or, any other Executive Magistrate can pass conditional order for removal of nuisance?.

(20 Marks)

PART-III

Question No.VI.

- a).Under what circumstances presumption as to the dowry death, and, absence of consent in a rape case, can be raised against the accused and in favour of the victim of crime?

(10 Marks)

- b). Under what circumstances the court is empowered to decide whether or not the witness shall be compelled to answer the question and what considerations the court has to bear in mind while deciding the same?

(10 Marks)

Question No.VII

Discuss, in detail, the law regarding admissibility of electronic records.

(20 Marks)

PART-IV

Question No.VIII

a). Discuss, in detail, the law relating to exemptions of Members of Legislative bodies from arrest and detention under civil process.

(10 Marks)

b) Under which conditions a person has right to lodge caveat in the court of law?

(10 Marks)

Question No.IX

a). Elucidate the relevant provisions in respect of a decree for possession and mense profits and for partition of property, or, separate possession of a share therein.

(10 Marks)

b) Discuss the law relating to compensatory costs in respect of false, or, vexatious claims, or, defences.

(10 Marks)