

**BOARD OF DEPARTMENTAL EXAMINATION
FOR TEHSILDARS/NAIB TEHSILDARS
September 2020**

Paper 5 (Criminal Law and Code of Civil Procedure)

Time Allowed: 3 hours

Maximum Marks -100

- Note:- (1) Attempt any Five questions and at least one from each Section.
(2) Questions carry the marks indicated against 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 are the essential ingredients of offence of theft? Discuss the difference between Robbery and Dacoity. (20 marks)

Q.2 Write short notes on the following:-

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| (a) Common intention and Common Object | (5 marks) |
| (b) Criminal breach of trust and Criminal misappropriation | (5 marks) |
| (c) Abduction and Kidnapping | (5 marks) |
| (d) Theft and Extortion | (5 marks) |

SECTION -II

Q.3 Distinguish between Summons case and Warrant Case. Describe the procedure for trial of Summons case (20 marks)

Q.4 Write short notes on the following:-

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|---|-----------|
| (a) Wrongful Confinement and Wrongful Restraint | (5 marks) |
| (b) Inquiry and Investigation | (5 marks) |
| (C) Complaint and Police Report | (5 marks) |
| (d) Bailable and Non-Bailable offences | (5 marks) |

SECTION- III

Q.5 Explain Examination-in-Chief, Cross Examination and Re-Examination. Also explain the order in which such examination is to be done (20 marks)

Q.6 What is Primary Evidence and what is Secondary Evidence ? When can Secondary Evidence to prove a document may be given? (20 marks)

PART-B

SECTION-IV

Q.7 Write short notes on the following:-

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|------------------|-----------|
| (a) Mesne Profit | (5 marks) |
| (b) Decree | (5 marks) |

(c) Res judicata

(5 marks)

(d) Representative Suit

(5 marks)

Q.8 What are the requirements for filing a Suit against the Government? In what cases Court can grant leave for filing a Suit against the Government without a notice under Section 80 CPC?

Q.9 Define the Following:-

(a) Decree Holder

(5 marks)

(b) District Judge

(5 marks)

(C) Government Pleader

(5 marks)

(d) Judgement Debtor

(5 marks)