

# BOARD OF DEPARTMENTAL EXAMINATION

## Departmental Examination of ETI's

Session: June, 2021

Paper: 1 Law of Crimes

Maximum Marks: 100

Time: 3 hours

Note:

- a. Attempt any five questions and at least one question from each part.
- b. All questions carry equal marks.
- c. Only bare acts i.e. CrPC and Indian Evidence Act & IPC are allowed.
- d. Relevant sections of Law may be quoted wherever necessary.

### PART "A"

Q.No.1

Discuss the law relating to right of private defense? Under what circumstances the right of private defense of body does extend to causing death.

Q.No.2

10+10= 20 Marks

Distinguish between:

- (i) Wrongful Restraining and Wrongful Confinement
- (ii) Kidnapping from lawful guardianship and abduction
- (iii) Cheating and Criminal Breach of trust
- (iv) Common intention and common object

Q.No.3

Comment on the criminal liability, if any, of following citing relevant sections:-

5x4=20 Marks

- I. "A" is at work with a hatchet (axe); the head flies off and kills a man who is standing by.
- II. "A" who is six years old steals a watch from a shop.
- III. "A" and "B" agree to play a match of boxing with each other. While playing "A" inflicts serious injury on "B".
- IV. "A" a surgeon sees a child who has suffered various injuries which are likely to be fatal unless an operation is immediately done. "A" conducts the operation but the child succumbs to injuries.

5x4= 20 Marks

Q.No.4 Distinguish between:-

- i. Summons case and warrants case;
- ii. Bailable and non bailable offences;
- iii. Cognizable and non cognizable offences;
- iv. Acquittal and discharge;

5x4= 20 Marks

**PART "B"**

Q.No.5 Describe how an arrest is made. Also discuss the provisions regarding arrest of a woman. Can a private person make an arrest ? Discuss the relevant provisions.

Q.No.6 What is evidentiary value of FIR? Can the same be used for the purposes of corroboration? Does the police has power for further investigation after the charge sheet has been filed in the court?

8+6+6=20 Marks

Q.No.7 Discuss in detail the procedure for trial of warrants cases by Magistrate as per Cr.P.C quoting relevant sections?

10+5+5=20 Marks

**PART "C"**

20 Marks

Q.No.8 Whether a confession made before a police officer by an accused in custody can be proved against him? What do you mean by recover u/s 27 of Indian Evidence Act?

Q.No.9 Discuss:-

10+10= 20Marks

- i. Fact in issue & relevant fact
- ii. Proved; Disproved: Not proved
- iii. Secondary Evidence
- iv. Examination in chief: cross examination

Q.No.10 Write short notes on:-

5x4=20 marks

- i. Primary Evidence
- ii. Public documents
- iii. Extra judicial confession
- iv. Doctrine of estoppel

5x4= 20 Marks

X-X-X-X