

Write the following information in the first page of Answer Script before starting answer

ODD SEMESTER EXAMINATION: 2020-21

Exam ID Number _____

Course _____ Semester _____

Paper Code _____ Paper Title _____

Type of Exam: _____ (Regular/Back/Improvement)

Important Instruction for students:

1. Student should write objective and descriptive answer on plain white paper.
2. Give page number in each page starting from 1st page.
3. After completion of examination, Scan all pages, convert into a single PDF, rename the file with Class Roll No. **(2019MBA15)** and upload to the Google classroom as attachment.
4. Exam timing from 10am – 1pm (for morning shift).
5. Question Paper will be uploaded before 10 mins from the schedule time.
6. Additional 20 mins time will be given for scanning and uploading the single PDF file.
7. Student will be marked as ABSENT if failed to upload the PDF answer script due to any reason.

LLB
THIRD SEMESTER
CRIMINAL PROCEDURE CODE
LLB-302

Duration : 3 hrs.

Full Marks : 80

[**PART-A : Objective**]

Time : 30 min.

Marks : 30

Choose the correct answer from the following:

1X10=10

1. Under section 164 of the Code of Criminal Procedure, 1973:
 - a. Only the statement of a person produced by the police or investigations agencies can be recorded
 - b. Statement of the person approaching the Magistrate independently can be recorded
 - c. The statement made need not be voluntary
 - d. All of the above
2. A search warrant can be issued in respect of a place:
 - a. Used for deposit & sale of stolen property
 - b. Used for deposit, sale & production of counterfeit coin, currency notes & stamps
 - c. Used for deposit, sale & production of forged documents & false seals
 - d. All of the above
3. A Summons issued by a Court must be in:
 - a. Duplicate
 - b. Triplicate
 - c. Writing and Duplicate
 - d. None of the above
4. Under which Section of Cr.P.C. the Assistant Public Prosecutor is appointed?
 - a. Section 20
 - b. Section 24
 - c. Section 14
 - d. Section 25
5. A judicial Magistrate is empowered to grant remand under Section 167, Cr.P.C. for a maximum period of:
 - a. 15 days
 - b. 7days
 - c. 60 days
 - d. 90 days
6. Under section 125 of CrPC who cannot be ordered to provide maintenance?
 - a. A father
 - b. A husband
 - c. A daughter
 - d. None of the above
7. Addition or alteration of charge has been provided under:
 - a. Section 214
 - b. Section 216
 - c. Section 215
 - d. Section 218
8. Section 87 of Cr PC authorises issuance of warrant:
 - a. In lieu of summon
 - b. In addition to summons
 - c. Both (a) & (b)
 - d. None of the above
9. The Court of Magistrate of the first class may pass a sentence of imprisonment for a term not exceeding _____ years or of fine not exceeding _____ or of both.
 - a. 3,10000
 - b. 2,5000
 - c. 2,10000
 - d. 1,5000

10. Plea Bargaining is contained in _____.
- a. Chapter XXI A
 - b. Chapter X
 - c. Chapter XX
 - d. Chapter XXII

Answer the following: (Use descriptive answer sheet)

2X10=20

1. Define Complaint.
2. Given the situation if a police is reluctant to record an FIR, what will be your step?
3. What are the different kinds of court?
4. Who is a public prosecutor?
5. A is travelling from Delhi to Bombay by train. During the night his suitcase is stolen. The theft is discovered at Bombay. B is caught with stolen property at Jaipur. Where B can be tried for theft?
6. What is 'Case Diary'?
7. To what extent a Chief judicial Magistrate can pass a sentence?
8. How summon is served on government servant?
9. Define 'victim' as given in CrPC.
10. What is a warrant case?

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(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. Discuss various classes of criminal courts and their powers. 10
Or
Define charge and enumerate the contents of charge. Can court alter 'charge'? If so how? 5+5=10
2. What is the purpose of arrest? Under what circumstances a police officer may arrest without warrant? 3+7=10
Or
Explain the procedure of making arrest under section 46. 10
3. Define bail and anticipatory bail. When bail can be taken in non bailable cases? 10
Or
Explain the provision of maintenance under section 125. 10
4. Define Summon. Explain the modes of serving summon. 10
Or
What is the procedure when investigation cannot be completed in twenty four hours? 10
5. Write in brief any two: 5+5=10
a) Essentials of valid warrant.
b) Difference between bailable and non bailable offences.
c) Jurisdiction in case of juvenile.
d) First information report.

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