

**Eighth Semester B.A. LL.B. 5 Years Course (C.B.S.) Examination****CRIMINAL PROCEDURE CODE, PROBATION OF OFFENDERS ACT & JUVENILE JUSTICE****Compulsory Paper-2**

Time : Three Hours]

[Maximum Marks : 80

- N.B. :—** (1) Attempt **all** questions. Section A consists of **10** marks. Section B consists of **30** marks. Section C consists of **40** marks.
- (2) Follow the instruction given in each section.
- (3) Marks are indicated against each section.

**SECTION-A**1. Choose the correct alternative (any **ten**) :

- (i) The Code of Criminal Procedure 1973 came into force on \_\_\_\_\_.  
 (a) 1<sup>st</sup> April 1973 (b) 1<sup>st</sup> April 1974  
 (c) 1<sup>st</sup> January 1973 (d) 1<sup>st</sup> January 1974
- (ii) The maximum sentence of imprisonment a CJM can impose is :  
 (a) 3 years (b) 7 years  
 (c) 10 years (d) No limit
- (iii) Cognizable offence is defined under \_\_\_\_\_ of Cr. P.C.  
 (a) Section 2(a) (b) Section 2(c)  
 (c) Section 2(b) (d) Section 2(l)
- (iv) Who can record F.I.R. ?  
 (a) Officer in charge of police station (b) Executive Magistrate  
 (c) Judicial Magistrate (d) None of the above
- (v) "Warrant case" means a case relating to an offence punishable with imprisonment for a term exceeding :  
 (a) One year (b) Two years  
 (c) Three years (d) Four years
- (vi) The Magistrate records the confession of an accused or a statement of witness under Section \_\_\_\_\_ of CrPC.  
 (a) 164 (b) 163  
 (c) 161 (d) 313
- (vii) Section 125 of CrPC is applicable to :  
 (a) Hindus only (b) Muslims only  
 (c) Parsees only (d) All religions

- (a) Court of Magistrate (b) Court of Sessions  
(c) High Court (d) Both (b) and (c)
- (ix) Which of the following provisions refers to "Autrefois's acquit and autrefois convict ?
- (a) Article 21 of Indian Constitution and Section 300 of CrPC  
(b) Article 20 of Indian Constitution and Section 300 of CrPC  
(c) Article 22 of Indian Constitution and Section 360 of CrPC  
(d) None of the above
- (x) Period of limitation for an offence punishable for a term more than 3 years is \_\_\_\_.
- (a) Three years  
(b) Twelve years  
(c) As per the punishment of offence prescribed by the Act  
(d) No limitation prescribed
- (xi) The Juvenile Justice (Care and Protection of Children) Act, 2000 came into force from :
- (a) 1<sup>st</sup> April, 2001 (b) 1<sup>st</sup> April, 2000  
(c) 26<sup>th</sup> February 2000 (d) 26<sup>th</sup> February, 2001
- (xii) Juvenile in conflict with law means :
- (a) Juvenile who is alleged to have committed an offence  
(b) Juvenile victim of crime  
(c) Neglected children  
(d) None of the above
- (xiii) Which of the following punishments shall not be awarded to juveniles ?
- (a) Death (b) Life  
(c) Both (a) and (b) (d) None of the above
- (xiv) The Probation of Offenders Act is based upon \_\_\_\_.
- (a) Preventive theory of punishment (b) Retributory theory of punishment  
(c) Reformatory theory of punishment (d) Deterrent theory of punishment
- (xv) Section 6 of the Probation of Offenders Act speaks on restriction on imprisonment of offender below \_\_\_\_.
- (a) 21 years of age (b) 25 years of age  
(c) 18 years of age (d) 30 years of age

1×10=10

**Note** :- Both the questions in this Section are compulsory.

2. Answer the following (any **three**) :

- (a) Explain the concept of anticipatory bail.
- (b) Discuss joinder of charges.
- (c) Discuss the rights of arrested person.
- (d) Explain classes of criminal courts.

5×3=15

3. Write short notes on (any **three**) :

- (a) Release of offender upon admonition
- (b) Child Welfare Committee
- (c) Probation officer
- (d) Search and seizure.

5×3=15

### SECTION-C

**Note** :- Answer any **five** questions of the following :

- 4. State the provisions regarding maintenance under Section 125 CrPC.
- 5. Explain the procedure to be followed while recording confessions by Magistrate.
- 6. What is meant by F.I.R. ? What is its significance and evidentiary value in Criminal Trial ?
- 7. Discuss the objects and scheme of Juvenile Justice (Care and Protection of Children) Act.
- 8. What is the rationale behind Probation of Offenders Act ? Explain by referring relevant provisions.
- 9. Discuss the constitutional perspective of Article 21 as to the right of speedy trial with reference to rights of the accused.
- 10. Explain the procedure for trial of warrant case.
- 11. What are the powers of the Court to grant bail in non bailable offence ?

8×5=40