



B.A.LL.B. (Semester -VIII) Examination, October 2018

CRIMINAL PROCEDURE CODE

Duration : 3 Hours

Total Marks : 75

Instructions : i) Answer any eight from Q. No. 1 to 12.

ii) Answer to question no. 13 and 14 are compulsory.

(8×8=64)

1. Discuss the constitution and powers of Criminal Courts under the Code of Criminal Procedure.
2. Explain the procedure for trial of warrant cases by a Magistrate in cases which are instituted based on a police report.
3. With respect to anticipatory bail, explain the circumstances when application for such bail can be allowed.
4. Enumerate the provisions relating to the procedure for removal of public nuisance under the Code of Criminal Procedure.
5. Examine the provisions of the Code of Criminal Procedure relating to maintenance of wives, children and parents.
6. What is the procedure for recording confessions and statements before the magistrate under the Code of Criminal Procedure ?
7. Give an account of the provisions relating to security for keeping peace and for good behaviour.
8. 'Plea bargaining is a method of ADR system in criminal jurisprudence, introduced by way of Amendments to the Criminal Procedure Code.' Explain.
9. What is the procedure prescribed for hearing of an appeal under the Code of Criminal Procedure ?
10. What is a charge ? Explain the forms and contents of a charge and the procedure for alteration of it.
11. Examine the meaning and purpose of 'arrest'. Discuss the rights of an arrested person.

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12. What are the powers conferred on an Executive Magistrate with regard to dispute relating to immovable property ?
13. Write short notes on **any two** : (2×3=6)
- a) Withdrawal from prosecution
 - b) Compoundable and non compoundable offences
 - c) Transfer of cases.
14. Write short notes on **any two** : (2×2.5=5)

Instruction: Make reference to relevant statutory provisions and judicial decisions while stating reasons.

- a) 'X' is accused of robbery on a particular occasion and also of causing grievous hurt on another occasion. Can 'X' be tried jointly for both robbery and grievous hurt ?
- b) 'A' has been charged with theft. It also appears that the offence of criminal breach of trust or that of receiving stolen property has been committed by him. Can 'A' be convicted of criminal breach of trust or that of receiving stolen property ?
- c) 'P', the wife of 'Q', resident of Margao in her marital home was subjected to physical torture when she was expecting. Due to this torture, a miscarriage took place at Mapusa where she moved to stay with her parents. Can the Court at Mapusa try the offence related to the torture against 'Q' and his relatives ?
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