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19 (III) PRAP 3·7 (H4)

2017

PROBATION AND PAROLE

Paper : 3·7 (H4)

(Criminology Group)

Full Marks : 80

Time : Three hours

The figures in the margin indicate full marks for the questions.

1. Choose the correct answer : $1 \times 10 = 10$

(a) According to _____ parole as the act of releasing from a penal or reformatory institution, on condition of maintaining good behaviour.

(Dr. Sutherland/Donald Taft)

(b) Probation officers are protected under section _____ for the action taken in good faith under the Probation of Offenders Act. (16/17)

(c) The system of probation owes its origin to _____.

(John Augustus/Dr. Sutherland)

Contd.

- (d) In U.K. the probation received statutory recognition in _____. (1907/1905)
- (e) Parole is taken as an act of grace and not as a matter of right, where the convict prisoner may be released _____.
(on condition/without any condition)
- (f) The function of the Parole Board is _____.
(Judicial/Quasi Judicial)
- (g) The term probation is derived from the Latin word _____. (Probare/Probaire)
- (h) The Probation and Offenders Act, 1958 provides _____ different modes of dealing with youthful offenders.
(4/5/6)
- (i) The decision as to when a prisoner shall be released on parole will be taken by _____.
(Parole board/Judiciary)
- (j) Prisoner who was released on parole fails to observe any condition shall be deemed to have committed a prison offence under section _____ of Indian Prison Act.
(48A/48)

2. Write short notes on the following:

2×5=10

- (a) Essential of ideal parole system in India.

- (b) Parole reform in India.
- (c) Object of Probation of Offenders Act.
- (d) Probation officer.
- (e) British parole system.

3. Define Probation. What are its object? Explain the historical perspective of Probation Law in India. 12

Or

Discuss the necessity of probation law in the criminal justice system with the help of Supreme Court cases. 12

4. Discuss the provision of Probation u/s 360 of Cr. P.C. What is the difference between sec. 360 of Cr. P. C. and Probation of Offenders Act provision? 6+6=12

Or

Give a comparative view of probation law in USA and UK.

5. What do you mean by Parole? What is the object of parole law in India? Discuss. 3+9=12

Or

Discuss the essentials of an ideal parole system. What actions can be taken against the violation of parole? 9+3=12

6. Give a comparative view of parole and probation system. 12

Or

Distinguish between parole provision of USA and UK. 12

7. Discuss the Constitution, powers and functions of Parole Board. 12

Or

“The purpose of parole is not leniency towards the prisoner but to seek his rehabilitation in future life.”

Discuss in this respect the conditions of parole system. 12