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19 (3-III) CRPC 3-2

2015

CRIMINAL PROCEDURE CODE

Paper : 3-2

Full Marks : 80

Time : Three hours

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

Answer Q. No. 1 & 2 and **any five** from the rest.

1. Answer correctly : 10×1=10

(a) Criminal Procedure Code was newly enacted in the year _____. (1973/1974)

(b) FIR prima-facie relates to _____. (cognizable offences/Non-cognizable offences)

(c) Court of the Executive Magistrate is constituted under Section _____ (6/9) of Cr.P.C.

(d) Complaint has been defined in Cr. P.C. under Section _____. [2(a) / 2(d)]

Contd.

- (e) Amount of maintenance under section 125 Cr. P.C. is limited to _____.
(Rs. 500/- per month/without any limit)
- (f) Charge _____ (can be / cannot be) affected.
- (g) All trials of warrant cases are held in the Magistrate Courts. (True / False)
- (h) The concept of plea Bargaining has been newly inserted under Sections (207-260/265A-265L).
- (i) Appeal lies against all convictions.
(True / False)
- (j) The Chief Judicial has power to grant anticipatory bail. (True/False)

2. Write notes on : 2×5=10

- (a) Substituted service.
- (b) Grounds for cancellation of award of maintenance.
- (c) Directorate of Prosecution.
- (d) Power of the Sessions Judge to grant bail.
- (e) Summary trials.

3. Discuss the reforms or changes that introduced by the Code of Criminal Procedure, 1973. 12

Or

What are the main functions of the Executive Magistrate under Cr. P.C? Write your view to the effect that despite Constitutional directives, Executive Magistrate's court have been put under Cr. P.C. retaining control by the State Govt. 12

4. What is the meaning of arrest? Write the rights of arrested person with its consequence of non-compliance with the provisions relating to arrest. 4+8=12

Or

What is the meaning of Bail? What are its kinds? Discuss the circumstances in which court can grant bail in a non-bailable offence on arrest. 4+2+6=12

5. Write the object of charge. What procedure is to be followed when a charge is altered by court? Explain. 4+8=12

Or

Explain the provisions regarding commencement of proceedings by the Magistrate. 12

6. Explain the procedure of trial of warrant case instituted on other than Police report. 12

Or

Discuss the trial of summons cases by Magistrates. 12

7. What are different kinds of Court for criminal appeal under the provisions of Cr. P.C? Write whether there is limitation that in some offences, appeal could lie? 6+6=12

Or

Under what circumstances revisional powers are exercised? Discuss the bar of revision as found in Cr. P.C. 6+6=12