

Total number of printed pages=4

21 (Sem-3) CPC 7-2

2016

CRIMINAL PROCEDURE CODE

Paper : 7-2

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) The law relating to Criminal Procedure applicable to all criminal proceedings in India is _____. (false/true)
- (b) The amount of fine which can be imposed by a Magistrate of 1st class is _____. (Rs. 7000/- Rs. 10,000/-)
- (c) Executive Magistrates are dealing with pure judicial matter is _____. (false/true)

Contd.

- (d) Anticipatory bail can be prayed for all kinds of offences is _____. (true/false)
- (e) Public prosecutors are appointed by _____ (State Govt./High Court) in the affairs of the State Govt.
- (f) A complainant is a person who files _____. (information/complaint)
- (g) All trials are conducted in camera are _____. (true/false)
- (h) Summary trials are also conducted by higher judiciary is _____. (false/true)
- (i) Appeal against conviction can be preferred before any Magistrate is _____. (true/false)
- (j) The Chief Judicial Magistrate has got the power of revision under the provision of Cr.P.C. is _____. (false/true)

2. Write the following : 2×5=10
- (a) Proclamation and Attachment
- (b) Powers of Police
- (c) Joinder of charges
- (d) Trial
- (e) Transfer of cases.
3. Explain the powers and jurisdiction of the various classes of criminal courts constituted under the Cr. P.C. 12

Or

When police may arrest a person without warrant ! Whether a private person can arrest a person for commission of offence. Discuss the protection made available to such private person. 12

4. Explain the provisions under Cr. P.C. relating to maintenance. Is section 125 Cr. P.C. secular in nature ? Discuss.

8+4=12

Or

What are the different kinds of bail ? Explain them along with definition of bail. Whether power of police is restricted / limited to grant bail in bailable offence ? Discuss. 8+4=12

5. What is Charge ? Discuss charge and joinder of charges with the help of relevant statutory provisions. 12

Or

How a Magistrate deals with a complaint received by him ? Discuss in the light of provisions made in this regard in Cr. P.C. 12

6. Explain the trials. Discuss how trial before the court of sessions begins and ends. 4+8=12

Or

Write notes on : 3×4=12

- (i) Plea bargaining
- (ii) Summary trials
- (iii) Enquiry and trial.

7. What do you mean by appeal ? Explain the powers of the Appellate Courts under the Cr. P.C. 12

Or

What is revision in Criminal Procedure Code ? Who can exercise revisional powers under Cr. P.C. ? Also make distinguish it with appeal. 12