

Total number of printed pages—4

21 (8) OACJ 8-6 (H)

2018

**OFFENCES AGAINST CHILD
AND JUVENILE OFFENCE**

Paper : 8-6 (H₆)

Full Marks : 80

Time : Three hours

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

1. Answer the following questions : $1 \times 10 = 10$
 - (a) Article _____ of the Constitution of India empowers the State to make special provisions for women and children. (15(2)/15(3))
 - (b) Article _____ of the Universal Declaration of Human Rights states that State parties shall protect the child against all other forms of exploitation prejudicial to any aspects of child's welfare. (36/26)
 - (c) The Child Labour (Prohibition and Regulation) Act, 1986 repealed the _____ (Plantation Labour Act, 1951/ Employment of Children Act, 1938)

Contd.

- (d) Equal justice and free legal aid to every man or woman is provided by Article _____ of the Constitution of India. (39-A/39-E)
- (e) The marriage performed in contravention of the Child Marriage Restraint Act is _____. (Invalid/void)
- (f) The Factories Act, 1948 _____ employment of a child below 14 years in any factory. (Does not prohibit/prohibits)
- (g) _____ is a home which is established under Section 37 of the Juvenile Justice (Care and Protection of Children) Act, 2000.
- (h) The Apprentice Act, 1961 provides protection against engagement of children as apprentices. (True/False)
- (i) According to section _____ of the Factories Act, 1948 no child who has not completed his fourteenth year shall be required or allowed to work in any factory. (66/67)
- (j) Section _____ of the Juvenile Justice (Care and Protection of Children) Act, 2000 provides for the Constitution of Juvenile Justice Board. (4/6)

2. Write notes on the following : 2×5=10
- (i) Provision of Article 45 of the Constitution
- (ii) Contributions of UNESCO
- (iii) Two recommendations of the ILO
- (iv) Liability of the child for crimes committed by him
- (v) Object of the Children Act, 1960.

3. Discuss the legal status of Child in India with special reference to the statutory provisions and Indian Constitution. Discuss with case laws. 6+6=12

Or

Discuss various International Conventions for the welfare of the child. Mention the contributions of UNESCO relating to child. 9+3=12

4. What are the salient features of the Child Labour (Prohibition and Regulation) Act, 1986? Discuss the defect of the legislation with case laws. 8+4=12

Or

State the important provisions of the Factories Act, 1948 for legal control of the body and mind of a child. 12

5. Write exhaustively sections 82, 83, 299, 363-A, 372 and 376 of IPC. 12

Or

Discuss with reference to various provisions of the Child Marriage Restraint Act, 1929 how the status of the girl child is protected. Suggest some measures to curb child marriages in rural India. 8+4=12

6. Whether a child is liable for crime committed by him? What are the judicial proceedings taken against a child if he commits a crime? 4+8=12

Or

Explain the role of judiciary in the protection of child rights. 12

7. What are the objects of Children Act, 1960? Explain the relevant provisions of the Act with suitable illustrations. 4+8=12

Or

Define 'Juvenile in conflict with law'. Discuss the main provisions of Juvenile Justice (Care and Protection of Children) Act, 2000. 4+8=12