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5 SEM LLB 1 CrPC

2007

(July)

**CRIMINAL PROCEDURE CODE, JUVENILE
JUSTICE ACT AND PROBATION OF
OFFENDERS ACT**

Paper : 501

Full Marks : 80

Time : 3 hours

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

Answer any five questions

- 1.** Write short notes on any *four* of the following : 4×4=16
- (a) Cognizable Offence
 - (b) Warrant Case
 - (c) Public Prosecutor
 - (d) Public Nuisance
 - (e) Bail
 - (f) Revision

2. When police may, without an order from a magistrate and without a warrant, arrest a person? When a private person may arrest or cause to be arrested any person and what he is required to do after such an arrest? 12+4
3. What orders a magistrate may pass for maintenance of wife, children or parents under the Criminal Procedure Code? What remedies are available for breach of such order? What is the procedure to be followed by the magistrate while conducting maintenance proceeding? 8+4+4
4. Distinguish between : 8×2=16
(a) Discharge and Acquittal
(b) Investigation and Trial
5. Describe briefly the various classes of criminal courts as provided under the Criminal Procedure Code. Also state the jurisdiction and powers of each of these courts. 16
6. What is meant by 'charge'? What particulars a charge should contain? Is omission to frame charge, or absence of, or error in charge necessarily fatal to conviction? 2+8+6

7. What is the procedure for trial in a case instituted otherwise than on a police report? What a magistrate is required to do when, during the inquiry or trial of a complaint case, it appears to him that an investigation by the police is in progress in relation to the same offence? 12+4
8. Describe the powers and compositions of the competent authority and institutions provided under the Juvenile Justice (Care and Protection of Children) Act, 2000 to deal with juveniles in conflict with law. 16
9. (a) Discuss the provisions under the Probation of Offenders Act for release of offenders after due admonition or on probation of good conduct. 12
- (b) What restrictions are there in the Act on imprisonment of an accused under twenty-one years of age? 4
10. State the facts, the decisions and the reasons thereof in—

Sanjay Suri

vs.

Delhi Administration, Delhi
(AIR 1988, SC 414)

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