

Sem - IX

[Time: 3 Hours]

[Marks: 100]

Please check whether you have got the right question paper.

**N.B: 1. All questions are compulsory.**

**2. Figures to the right indicate full marks.**

**3. Give case-law/ reasons wherever necessary.**

Q.1 Answer the following in not more than 2 sentences:-

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- a) Define conviction and acquittal
- b) What is meant by Charge?
- c) Observation home
- d) Variation of conditions of pardon.
- e) Juvenile in conflict with law.
- f) Public nuisance as defined u/s 133 of Cr.PC.
- g) In which case can a police officer arrest without warrant?
- h) Dispensing with personal attendance means? (sec.205).
- i) Define probation officer.
- j) How a corporation or registered society can represent itself as an accused before a court?

**Q. 2 Write short notes (any 4)**

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- a) Child in need of care and protection
- b) Accomplice
- c) Inquest
- d) Special Powers of High Court and Court of Sessions regarding bail
- e) Appeal from conviction
- f) Powers and jurisdiction of metropolitan magistrate

**Q. 3 Situational Problems. any two:-**

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- a) Vicky was tried for theft of gold ornaments from one jeweller shop. On complaint filed by the shop owner Vicky was arrested. The Judge found him guilty of offence committed under sec.380 of IPC. Further the Court ordered Vicky's release after admonition under Probation of Offenders Act, 1958, because there was no previous conviction of the accused Vicky and the theft was committed due to sudden temptation without any premeditation.
  - (i) Define Probation. Is Probation valid in this case? Give reasons.
  - (ii) Explain the powers of the Court to release certain offenders on Probation.
- b) X filed complaint against Y for dishonor of cheque. The trial court convicted Y and sentenced him to 2 years of imprisonment. The Court also directed y to pay compensation of 50,000/- to X. X preferred revision against this order to Sessions Court. X's revision application was allowed and compensation was increased to 75,000/-.
  - (i) Can X file revision against the order of Sessions Court seeking further increase in compensation?
  - (ii) Can Y file revision against the order of Sessions Court?

- c) X and Y are tried for murder. X, the main accused is convicted and sentenced to life imprisonment. However, the Court acquitted Y. The State filed appeal against acquittal of Y. X also filed appeal against his conviction. Unfortunately, X and Y both died in an accident.
- i. What is the status of the Appeal filed by State against acquittal of Y?  
ii. Advise the relatives of X, who desire to prosecute the Appeal filed by X.

**Q. 4 Answer the following (any four)**

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- a) Explain the duties of Probation Officer with reference to Probation of Offenders act, 1958.  
b) What are the various processes to compel appearances and what are the consequences of non-appearance?  
c) Classify the various Criminal Courts and state the powers of each of the Courts provided under the Cr.PC.  
d) Discuss the provisions regarding compounding of offences under Cr.P.C.  
e) State the orders that may be passed regarding Juvenile by Juvenile Justice Board.  
f) Discuss in detail procedure of investigation.

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