

2024

LAW

[Law of Crime : Paper – II (Criminal Procedure Code)]

Course No. 6:1

Full Marks : 100

Time : 3 hours

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

Answer question no. 1 and any five questions from the rest.

1. Write notes on *any four* of the followings- 4x5
 - a) Classes of Criminal Court
 - b) FIR
 - c) Rights of an arrested person
 - d) Maintenance under Section 125 f the Code
 - e) Report of police officer on completion of investigation.

2. Write a short note on the following: 8+8
 - a) Arrest by police officer without warrant and procedure of making an arrest
 - b) Search and Seizure

3. Write a short note on the following: 8+8
 - a) "The laws of bails has to dovetail two conflicting demands, namely the requirement of the society for being shielded from hazards of being exposed to the misadventures of a person alleged to have committed a crime and on the fundamental

(Please turn over)

canon of criminal jurisprudence, viz, the presumption of innocence of an accused till he is found guilty". Justify the statement.

- b) Under what circumstance can a release on bail be granted mandatorily.
4. Define charge. Explain the contents of charge. What kinds of offence may be charged jointly? Also explain what persons may be charged jointly? 2+4+5+5
5. Explain at length the procedure relating to trial before a court of session. 16
6. Exhaustively explain the principle of Criminal Law relating to plea bargaining. Also explain in details the provision of law relating to plea bargaining in the code of Criminal procedure, with reference to decided cases. 16
7. Explain the difference between compounding of offences and withdrawal from prosecution with detailed explanation of its provision and related cases. 8+8
8. Explain the following provisions in detail: 8+8
- a) Accused persons of unsound mind
- b) Offences affecting the administration of Justice
9. What are the forms of appeal provided under the code? Also explain what kinds of cases are non-appealable. 8+8
10. Discuss the facts and principles of law laid down in –

Dhananjay Chatterjee

vs

State of West Bengal,
(1994) 2 SCC 220

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