

**H.P.BOARD OF DEPARTMENTAL EXAMINATION
DEPARTMENTAL EXAMINATION OF OTHER GAZETTED OFFICERS/
OFFICIALS OF HIMACHAL PRADESH SESSION NOVEMBER, 2009**

PAPER-3 (LAW OF CRIMES & EXCISE LAW)

Time Allowed: 3 Hours.

Maximum Marks: 100

Notes:- 1. Attempt any five questions. All questions carry equal marks.

2. Relevant Provisions of Acts & Rules must be quoted.

3. Only bare Acts & Rules are allowed inside examination hall.

Q.No.1 Discuss the following (in brief) :-

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| (i) Cognizable offence. | (ii) Police Station |
| (iii) Warrant case. | (iv) Public servant. |
| (v) Wrongful gain | (vi) Valuable security |
| (viii) Good faith. | (viii) Mistake of fact. |
| (ix) Criminal conspiracy. | (x) Unlawful assembly |

Q.No.2 a) Under what circumstances the police can arrest person without warrant.
b) Can there be any arrest made by a private person. If so what is the procedure of such arrest.
c) What are the essential ingredients of summons. How the service of summons can be affected on a person.

Q.No.3 Discuss in general provisions as to enquiries and trails. How can the offence be Compounded?

Q.No.4 Discuss the Principles of promissory estoppel.

Q.No.5 a) What are narcotics & Psychotropic substances.
b) What is “manufactured drug”.
c) Can duty under M & T.P. Act be levied on “ manufactured drugs”.

Q.No.6 In one case an Excise Officer found that some liquor is being unloaded at a Liquor vend but the person unloading the liquor on the salesman of the vend Could not produce any pass for the same. The Excise Officer simply records The statement of the salesman that there is no pass with respect to such liquor. The Excise Officer submits the report to the AETC I/C. Discuss in detail the Nature of offence, the role of Excise officer and whether something more was Required to be done by the Excise Officer or not.

Q.No.7 a) What is proof litre. What is its significance in measuring the liquor.
b) Convert the followings:-
(i) 9 Bls of 40 * strength of liquor to Pls.
(ii) 13.5 Pls of 75* Strength of liquor to Bls.
(iii) 18 Pls. of 50* strength of liquor to Bls.

- Q.No.8 Discuss the powers of Excise Officer during Investigation of Excise Case. Procedure is required to be adopted for investigation of offences under the Excise Act?
- Q.No.9 Discuss merits and demerits of the current policy of allotment of retail vends in H.P. Do you suggest any changes which may be useful?
