

**H.P.BOARD OF DEPARTMENTAL EXAMINATION
DEPARTMENTAL EXAMINATION OF OTHER GAZETTED OFFICERS/
OFFICIALS (NON- TECHNICAL) OF HIMACHAL PRADESH SESSION, MAY-
JUNE, 2009**

PAPER- 4 (CRIMINAL LAW FOR POLICE DEPARTMENT)

Time Allowed: 3 Hours.

Maximum Marks: 100

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

2. Only Bare Acts are allowed.

3. The relevant sections of law may be quoted wherever required.

Q.No.1 What offences, if any have committed in the following illustrations:

- a) A, with a guilty intention, abets a child to commit an act which would be an offence, if committed by a person capable by law of committing an offence, and having the same intention a A. But the act is not committed. What offence has A committed.
- b) A is attacked by a mob who attempt to murder him. He cannot effectually exercise his right of private defence without firing on the mob, and he cannot fire without risk of harming young children who are mingled with the mob. A fires and harms a few children. What offence has A committed.
- c) A, a landholder, knowing of the commission of a murder within the limits of his estate willfully misinforms the magistrate of the district that the death has Accured by accident in consequences of the bite of a snake. Is A guilty of any Offence.
- d) A, under the influence of passion excited by a provocation given by Z, Intentionally kills y, z's child. Whether it is an offence of culpable homicide or murder?
(4 x 5 = 20 marks)

Q.No.II Describe the following terms as mentioned in IPC

- a) Right of private defence.
- b) Unlawful assembly
- c) Act done in good faith
- d) Wrongful gain and wrongful loss.
(4 x 5 = 20 marks)

Q.No.III Elaborate offence of rape and comment on the punishment for rape.

(20 marks)

Q.No.IV Explain the basic ingredients of the following offences agencies against Property

- a) Theft
- b) Extortion
- c) Robbery
- d) Dacoity
- e) Cheating
(5 x 4 = 20 marks)

- Q.No.V What are the various offences under the SC (PREVENTION OF ATROCITIES) Act, 1989. Discuss the application 438 Cr.P.C. to the act. **(20 marks)**
- Q.No.VI What are the duties of Police Officers under the Police Act, 1861. Also Discuss punishment for certain offences on roads and the powers of Police in This regard. **(20 marks)**
- Q.No.VII Discuss the mandatory provisions to be followed during search, seizure and Arrest under the NDPS Act, 1985. **(20 marks)**
- Q.No.VIII List the offences and the maximum punishment provided in MV Act, 1988. Which are compoundable by police. Discuss the provision for impounding a Vehicle and the release thereof as per MV Act, 1988. **(20 marks)**
- Q.No.IX Define work under the HP Prevention of Specific Corrupt Practices Act, 1983. List out the various types of offences for which punishment is provided In the Act.
- Q.No.X Discuss the term 'Public Servant' under the prevention of Corruption Act, 1988. Bring out the various offences under the Act. Also discuss prosecution Sanction requirement. **(20 marks)**
