

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

**PAPER-3 (POLICE DEPARTMENT)
(Procedural Law)**

Time Allowed: 3 Hours.

Maximum Marks: 100

Note:- 1. Attempt any Five Questions

**2. The Relevant Sections of Cr.P.C. and Evidence Act to be quoted with
Court Judgment, if required.**

- Q.No.1 a) How 'Inquiry', 'Investigation', and trial differ from each other under the Cr.P.C.? **(8 Marks)**
b) How is a summary trial different from the trial of a summon case and that of a warrant case? **(8 Marks)**
c) Can an officer Incharge of a Police Station take bail in case of any non-bailable offence? If so, when? **(6 Marks)**
- Q.No.2 a) On what occasions does the Cr.P.C. afford protection against prosecution? **(10 Marks)**
b) What do you understand by 'making over of a case' and 'commitment of a case' under the Cr.P.C.? **(5 Marks)**
c) Give two example each of primary and secondary evidence. **(5 Marks)**
- Q.No.3 a) Discuss the amendment in the Cr.P.C. regarding obtaining the specimen Signatures and handwriting of any person. **(10 Marks)**
b) What are the various ways in which the handwriting and signatures of a person can be legally proved in the Court? **(10 Marks)**
- Q.No.4 a) What is the purpose of arresting a person during investigation? Is it necessary To arrest an accused in all cases during investigation? What are NHRC Directions regarding arrest during investigation? **(10 Marks)**
b) Explain the rights of the person arrested by the police under the Cr.P.C. **(10 Marks)**
- Q.No.5 a) Discuss general provisions in Cr.P.C. to be followed while conducting Personal search as well as house search. **(10 Marks)**
b) Write a note on procedure laid down in the Cr.P.C. when a dispute concerning land or water is likely to cause breach of peace? **(10 Marks)**
- Q.No.6 a) Discuss the provisions for taking security for good behaviour from habitual Offenders. **(10 Marks)**
b) What is an extra judicial confession? How is it relevant? **(10 Marks)**
- Q.No.7 a) What are the powers of the magistrate under Cr.P.C. to prohibit mass training With arms? **(10 Marks)**
b) Describe the procedure of making an accused person an approver. Why does statement of an approver not amount to confession made under inducement, threat or promise. **(10 Marks)**
