(3 Hours)

May 2012

MR-4283 [Total Marks: 100

1. Answer the following in not more than two sentences

20 marks

- (a) 'inquiry' means.
- (b) Enumerate types of processes which may be issued to compel appearance of an accused.
- (c) Which are different types of trial?
- (d) How a corporation or registered society can represent itself as an accused before a court?
- (e) What is the effect of withdrawal from a prosecution?
- (f) Power to sell perishable property seized during investigation?
- (g) Who has jurisdiction in cases of Juveniles?
- (h) What is the sentence in default of payment of fine?
- (i) Power of court to require offender released on probation to pay compensation and fine
- (j) What is the procedure when bond is required from a minor?
- 2. Write short notes (any four):-

20 marks

- (a) Bailable and non-bailable offences
- (b) Plea bargaining
- (c) limitation for taking cognizance of offences
- (d) confession before magistrate
- (e) reference
- (f) power of court to demand security from convict for keeping peace and good behavior
- 3. Situational problems (any two)

12 marks

- (a) X's son and daughter are seeking maintenance from X. The Son is major whereas the daughter is minor and married. Advise them.
- (b) C and D are tried for offence of mischief and thereby causing damage to the property of E u/s 427 of IPC. E has suffered damage of Rs. 50,000/-. The court convicted both C and D. C has been sentenced to 3 months of imprisonment and fine of Rs. 10,000/- whereas D has been sentenced to imprisonment of 6 months without fine. To compensate E, how much compensation can be awarded by the Court from i.) C and ii.) D
- (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 near relatives of X, who desire to prosecute the Appeal filed by X.
- 4. Answer the following(any four)

48 marks

- (a) Discuss framing of charge in detail.
- (b) Write about powers of police to arrest a person and rights of an arrested person.
- (c) Explain investigation is exclusive jurisdiction of police and Courts cannot interfere in investigation.
- (d) Write in detail about trial of summons case and summary trial.
- (e) Discuss salient features of Juvenile Justice (Care and Protection of Children) Act, 2000.
- (f) Explain the reformative nature of Probation of Offenders Act, 1978.

[TURN OVER