

LL. B. (3 Year Degree Course) SEM-IV (2015 Course)
(Choice based Credit System) : SUMMER - 2019

**SUBJECT: CRIMINAL PROCEDURE CODE, JUVENILE JUSTICE ACT AND
PROBATION OF OFFENDERS ACT**

Day : Wednesday
Date : 15/05/2019

S-2019-1746

Time: 10.00 AM TO 01.00 PM
Max. Marks: 60

N.B.:

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) More than 2 years ago, 'A' was sentenced to death but the sentence has not been executed so far. 'A' applies to the Court that his death sentence be commuted to imprisonment to life as there was undue delay in the execution of death sentence. Decide.

- b)** Write Short Notes on:
- i. Rights of an arrested person.
 - ii. Discharge of person apprehended.

OR

a) 'A' and 'B' were married at Kolkata. They last resided together at Delhi. 'A' came on transfer to Jaipur leaving 'B' with her brother at Delhi. 'A' neglected and refused to maintain 'B'. At what place the application for maintenance under section 125 of the Code of Criminal Procedure can be filed.

- b)** Write Short Notes on:
- i. Powers of Magistrate to furnish instructions.
 - ii. Transfer of cases.

Q.2 a) Discuss the constitution and powers of the various Courts constituted under the Code of Criminal Procedure, 1973.

OR

b) Briefly state the processes to compel the production of things and documents under the Code of Criminal Procedure.

Q.3 a) Discuss the salient features of 'Trial Procedure' in Summons Cases and examine how far they satisfy the essential requirements of fair trial.

OR

b) Discuss what is meant by taking cognizance of an offence by a Magistrate. Under what circumstances a Magistrate can take cognizance of an offence.

Q.4 a) "Every distinct offence of which any person is accused, there shall be a separate charge, and every such charge will be tried separately." Identify the aforesaid provision of the Code of Criminal Procedure and discuss exceptions to this rule.

OR

b) Explain the meaning of bail and discuss the basic philosophy underlying the law relating to bail.

Q.5 a) Write Short Notes on:

- i. Observation home and Special home under the Juvenile Justice (Care and Protection of children) Act, 2000.
- ii. Salient features of the Probation of Offenders Act, 1958.

OR

- b)** Write Short Notes on:
- i. Juvenile Justice Board under the Juvenile Justice (Care and Protection of children) Act, 2000.
 - ii. Powers of the Court to release offenders under the Probation of Offenders Act, 1958.

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