Andhra Pradesh Civil Judge (Mains) 2022

Paper II: Criminal Laws · compulsory paper

Date: 18th March, 2023 · Duration: 3 Hours, from 02.00 p.m. to 5.00 p.m. · Maximum Marks: 100

Instructions to the candidates

1. Question paper consists of 10 questions. Answer all the questions. Each question carries a total of 10 marks. If a question has sub-questions or parts, the marks carried by each sub-question or part are indicated.

2. Questions must be answered in English. If the answers are not legible, such answers will not be evaluated.

3. Write your Hall Ticket number only in the space provided in the first page of the main answer booklet. Do not write either your name or Hall Ticket number or any mark anywhere in the main answer booklet/additional answer sheets.

4. Any attempt by the candidate to disclose his/her identity in any manner in the answer sheet will disqualify him/her.

5. No candidate will be permitted to leave the examination room/hall before 5.00 p.m.

(1) [2 x 5 = 10 marks]

(a) When an Officer in-charge of a Police Station refuses to record the information referred to sub-Section (1) of Section 154 of the Code of Criminal Procedure, what are the remedies available to the aggrieved?

(b) Write a brief notes on 'Plea bargaining'

(2) [2½ x 4 = 10 marks]

(a) Write a brief notes on Revisional Jurisdiction under the Code of Criminal Procedure.

(b) Write a brief notes on transfer of Criminal Cases under the Code of Criminal Procedure.

(c) Write a brief notes on framing of charge under the Code of Criminal Procedure.

(d) Write a brief note on alteration of charge by the Court under the Code of Criminal Procedure.

(3) [2½ x 4 = 10 marks]

(a) Write a brief notes on dying declaration.

(b) Write a brief notes on opinions of Experts and their evidentiary value.

(c) Write a brief notes on "the Facts of which Court must take judicial notice"

(d) Write a brief notes on Burden of proof.

(4) [5 x 2 = 10 marks]

(a) What are the various duties and functions of Protection Officers under Section 9 of the "protection of Women from Domestic Violence Act, 2005?

(b) What kind of Protection orders can be passed by the learned Magistrate under the "Protection of Women from Domestic Violence Act, 2005?

(5)

(a) Write a brief note on Reformative theory of punishment [3 marks]

(b) Write a short notes on "Presumption" against the husband in a dowry death case. [2 marks]

(c) Write a short notes on "Right of Private defence" [3 marks]

(d) Distinguish between "Wrongful loss and Wrongful gain" [2 marks]

(6)

(a) Define the expression Common Gaming House and write a brief notes on "penalty for opening a Common Gaming House under the Andhra Pradesh Gaming Act, 1974.

(b) Write a brief notes on evidentiary value of the First Information Report, Statements under Sections 161 and 164 of the Code of Criminal Procedure and for what purposes they can be used during the course of trial. [5 x 2 = 10 marks]

(7)

(a) Define the term Juvenile and also write a brief note on powers, functions and responsibilities of the Juvenile Board under the Juvenile Justice (Care and Protection of Children) Act, 2005 [5 marks]

(b) Explain briefly the difference between Culpable Homicide and Murder. [3 marks]

(c) Explain briefly the Procedure for obtaining orders of reliefs under the Protection of Women from Domestic Violence Act, 2005. [2 marks]

(8)

(a) Write a brief notes on withdrawal from prosecution. [4 marks]

(b) Explain the difference between Anticipatory Bail and Regular Bail. [3 marks]

(c) Write a short notes on "Promissory Note", Bill of Exchange and Cheque. [3 marks]

(9)

(a) Write a brief notes on "Dismissal of Complaint, Discharge and Acquittal. [3 marks]

(b) Write a brief notes on Double Jeopardy [3 marks]

(c) Briefly explain difference between Robbery and Dacoity [2 marks]

(d) Write a short notes on "Identification Parades" [2 marks]

(10)

(a) Whether abbreviations can be used in judgments or orders and what is the Rule under Criminal Rules of Practice and Circular Orders which deals with the same. [2 marks]

(b) What are the working hours of the Court under the Criminal Rules of Practice and Circular Orders and write the relevant provision. [2 marks]

(c) Write a brief note on 'Order of Examination' as per Section 138 of the Indian Evidence Act, 1872.

(d) In Criminal Proceedings against any person, the husband or wife of such person, whether [2 marks] can be a competent witness and what is the relevant provision under the Indian Evidence Act, 1872.

(e) Write a brief notes on Section 41-A of the Code of Criminal Procedure. [2 marks][2 marks]