Madhya Pradesh Civil Judge (Mains) 2014

Paper III · Local Laws, Criminal Laws & Procedure · compulsory paper

3 hours · 100 marks · All questions compulsory

M.P. Accommodation Control Act, 1961

1(a). What is composite tenancy ? Describe the legal necessities for a decree of eviction from an accommodation given on rent for the composite purpose on the ground of bona fide need only for non-residential purpose. [8 marks]

1(b). Discuss, whether denial of the land-lord's title in the written statement can provide ground for eviction of tenant ? Whether question of title is decided finally in eviction suit ? Discuss briefly with relevant law. [8 marks]

M.P. Land Revenue Code, 1959

2(a). What are the rights and liabilities of a Government lessee? How does a Government lessee differ from a person holding service land ? [8 marks]

2(b). Describe the procedure of preparation of a Nistar Patrak. Explain the distinction between the Nistar Patrak and the Wajib-ul-arz ? [8 marks]

Indian Evidence Act, 1872

3(a). How can a party impeach the credit of witness in following circumstances ? (i) its own witness and (ii) A witness produced by the opposite party. [8 marks]

3(b). What does mean by secondary evidence? In which cases, secondary evidence relating to documents can be given ? [8 marks]

Indian Penal Code, 1861

4(a). Describe the offences relating to "trafficking of person" and exploitation of a "trafficked person" ? [8 marks]

4(b). What is criminal trespass ? Whether the offence of criminal trespass can be committed with respect to a movable property? Explain with example. [8 marks]

Criminal Procedure Code, 1973

5(a). How to exercise the power of arrest ? Explain duty of Judicial Magistrate in exercise of power under Section 167 Cr.P.C. ? [8 marks]

5(b). What is joinder of charges ? What persons can be charged jointly ? Explain. [8 marks]

Negotiable Instruments Act, 1881

6. Which Court has territorial Jurisdiction to entertain complaint of dis-honour of cheque ? Explain with reference to latest law. [8 marks]

Mixed

7. Write Short-notes on: - (A) Mens rea (B) Investigation (C) Tender of pardon [12 marks]