Madhya Pradesh Civil Judge (Mains) 2018

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

3 hours · 100 marks · All questions compulsory

M.P. Accommodation Control Act, 1961

1(a). Discuss the circumstances in which a tenant can get the benefit of protection against eviction under section 13. [8 marks]

1(b). Who are the land owners in relation to section 23A Accommodation control Act ? Please explain about special provision for eviction of tenant on ground of bonafide requirement under section 23A ? [8 marks]

M.P. Land Revenue Code, 1959

2(a). Elaborate the provisions of presumption as to entries in land records under M.P. Land Revenue Code, 1959. Whether wrong or incorrect entry in land record can be corrected ? [8 marks]

2(b). What is the provision regarding service Land under M.P.L.R.C., 1959 ? [8 marks]

Indian Evidence Act, 1872

3(a). Is birth during marriage, conclusive proof of legitimacy? What is presumption as to abetment of suicide by married women ? What is presumption as to dowry death? [8 marks]

3(b). What is difference between Admission and confession? Under what circumstances and up-to what extent the confession made by an accused can be used in evidence against Co-accused ? [8 marks]

Indian Penal Code, 1860

4(a). Define Criminal Intimidation ? How Criminal intimidation is different from extortion ? [8 marks]

4(b). State with reasons, what offence, if any, has been committed by 'A' in following cases :- (i) 'A' finds valuable ring on the road. He picks it up and sell immediately ? (ii) 'A' cause cattle to enter upon a field belonging to “B” intending to cause and knowing that he is likely to cause damage to the crop of 'B'. (iii) 'A' flew away with an aeroplane without permission of authorities however he restored the aeroplane at its place a day after. (iv) 'A' enters in B's house at midnight 'with intention of committing theft', But moved away by poverty of B, he kept Rs 50/- in house and left away. [8 marks]

Criminal Procedure Code, 1973

5(a). What is the procedure of recording evidence in absence of accused ? Whether the evidence adduced in trial of co-accused can be used against the absconding accused of same case ? [8 marks]

5(b). Define Charge. Can a court alter charge? If so, under what circumstances and upto what stage? [8 marks]

Negotiable Instruments Act, 1881

6. What are the new amended provision regarding interim compensation ? How can an offence be compounded by trial court and by appellate court ? [8 marks]

Mixed

7. Write Short-notes on : - (a) Difference between riot and affray. (b) Rule of burden of proof. (c) Dying declaration. [12 marks]