Madhya Pradesh Civil Judge (Mains) 2019 (Phase II)

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

Third Question Paper · 3 hours · 100 marks · 18 compulsory questions. Answer in Hindi or English throughout. The English question governs in case of ambiguity.

M.P. Accommodation Control Act, 1961

1. Under what circumstances does an appeal lie against the order of Rent controlling authority? Explain the provision related to second appeal. [8 marks]

2. Is there any provision in the M.P. Accommodation Control Act, 1961 for letting an accommodation for a limited period? If so, explain the relevant provision. [4 marks]

3. Explain the special obligations of landlords with respect to tenanted premises. [4 marks]

M.P. Land Revenue Code, 1959

4. How Nistar Patrak is prepared? What are the matters which shall be provided for in the Nistar Patrak? [8 marks]

5. What is meant by "Improvement" with reference to a holding? What is included in "Improvement" and what is not included in "Improvement". [4 marks]

6. What is the procedure for diversion of Land? When can an applicant presume that the permission is granted? When is permission for diversion not required? [4 marks]

Indian Evidence Act, 1872

7. When and to what extent is evidence of character relevant and admissible in civil and criminal proceedings? Is a previous conviction relevant against the accused? If yes, then when? [8 marks]

8. Describe Judge's Power to put questions or order production of any document or thing under section 165 of the Indian Evidence Act, 1872? [4 marks]

9. When & how may a witness refresh his memory? Explain referring to case laws. [4 marks]

Indian Penal Code, 1860

10. Explain 'preparation to commit crime' and 'attempt to commit crime', and point out the distinction between them. [8 marks]

11. Define criminal force, hurt and grievous hurt? [4 marks]

12. What is "Forgery". When is a person said to have made a false document? [4 marks]

Criminal Procedure Code, 1973

13. For what offences/or accused persons, Plea Bargaining under Chapter XXI-A of Code of Criminal Procedure, 1973 is applicable? Describe the guidelines provided under Section 265C of Code of Criminal Procedure for mutually satisfactory disposition of Criminal cases on the basis of Plea Bargaining. [8 marks]

14. Distinguish between cognizable and non-cognizable offence. [4 marks]

15. Describe the Powers of Criminal Courts to inflict punishments? [4 marks]

Negotiable Instruments Act, 1881

16. Explain the Law relating to cognizance of offence under Section 138 of the Negotiable Instruments Act, 1881. [4 marks]

17. Discuss in brief, how recording of evidence in N.I. Act cases differs from Criminal cases registered upon complaint. [4 marks]

Mixed

18. Write short notes on (A) Withdrawal from prosecution, (B) Cancellation of bail, (C) Define "proved", "disproved" and "not proved". [12 marks · 4 each]