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Reg. No.....

Name.....

**FIVE YEAR LL.B. (HONOURS) DEGREE, EXAMINATION
JUNE 2024**

Fifth Semester

FL 14—LAW OF CRIMES—Paper II—CRIMINAL PROCEDURE CODE

(Common to B.A., LL.B. (H), B.Com., LL.B. (H) and B.B.A., LL.B. (H))

(2021 Admissions—Regular/2018 to 2020 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

Part A

Write short notes on any five of the following.

Each question carries 3 marks.

1. Compoundable and non-compoundable offences.
2. Taking cognizance of an offence by Magistrate.
3. Joinder of charges.
4. Plea Bargaining.
5. Powers of the High Court in Revision.
6. Preventive arrest by police officer.

(5 × 3 = 15 marks)

Part B

Answer any three of the following problems.

Each question carries 10 marks.

7. 'M', a First-Class Judicial Magistrate in Kerala visited Delhi for unofficial purposes. In his presence a girl was molested by 'X' in bus. Is 'M' authorized to arrest 'X' in his official capacity as a Magistrate? Give reasons for your answer.

Turn over

8. A WhatsApp message from an anonymous contact was received by an officer-in-charge of a police station reporting the commission of robbery and requesting for help. The messenger had shared live location as well. The police officer immediately left the police station and rushed to the spot where he recorded detailed statement of the complainant about the occurrence. Can the digital message be treated as First Information Report ? Decide.
9. A criminal proceeding is instituted upon complaint. The offence is one which may be lawfully compounded. But the complainant is absent. The Magistrate, before framing the charges, acquits the accused person. Examine the validity of the action taken by the Magistrate.
10. Answer the following questions relating to provisions for maintenance under the Cr. P. C :
- (a) What are the circumstances in which a wife is entitled to claim maintenance from her husband ?
- (b) Can an illegitimate son be asked to maintain his father ?

(3 × 10 = 30 marks)

Part C

Answer any two of the following questions.

Each question carries 15 marks.

11. Briefly discuss the salient features of the Indian Criminal Justice Administration System distinguishing it from Inquisitorial System and explain the various functionaries who exercise powers and discharge duties under the Code of Criminal Procedure. Also, explain briefly the hierarchy and jurisdiction of criminal courts in India.
12. What are the circumstances in which search of a place can be made without a warrant ? What is the procedure to be followed by the police while making the search of a place without a warrant ? Explain the legal consequences that could flow from the non-compliance with the rules of search procedure.
13. What do you understand by 'trial' of an offence ? What are the principal features of a fair criminal trial ? Discuss in detail the trial procedure followed before the Court of Session as provided under the Code of Criminal Procedure, 1973.

(2 × 15 = 30 marks)