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OPSC
Previous Year Paper
Assistant Public
Prosecutor 2011
Prosecutor Laws



2011

Time : 2½ hours

Full Marks : 150

The figures in the right-hand margin indicate marks.

Answer all questions.

(PROCEDURAL LAWS)

1. What is First Information Report ? What are its objects and its evidentiary value ? Can a stranger file First Information Report ? Can it be filed through e-mail ? Elucidate. 25

OR

What are the different kinds of criminal trials ? What offences are triable only in the Session's Court ? Explain clearly the distinction in trials between Summons Cases and Warrant Cases.

2. Explain the following : 25
(a) Procedure to remove Public Nuisance

A 1 2/2

What do you understand by Privileged Communication ? Can a wife be compelled to give evidence against her husband in a civil or criminal trial ?

4. Write short notes on the following : 20
(a) Accomplice
(b) Judge as witnesses
(c) Conclusive Proof
(d) Hearsay evidence

OR

(i) Relevancy of facts
(ii) Ancient document
(iii) Impeaching the credit of witness
(iv) Leading question

5. Answer the following questions : 10×5 = 50
(a) Draft a model Caveat before an appropriate Court.
(b) Draft a Petition for Amendment of Plaintiff under Order VI Rule 17 of CPC.

A 1 2/2

(2)

(Time given)

(b) Cognizance of Offence
(c) Abatement of Criminal Proceeding
(d) Powers of Chief Judicial Magistrate
(e) Interlocutory Orders

OR

Draw the distinction between the two of the following :

(i) Plea bargaining and Compounding of Offence
(ii) Preliminary Inquiry and Preliminary Investigation
(iii) Consolidation of cases relating to the same offence and Commitment of a case to the Court of Session
(iv) Bail and Interim Bail
(v) Approver and Accomplice
3. What are the different kinds of presumptions ? Discuss the law relating to irrebuttable presumptions in the light of Evidence Act. 30

OR

(c) Draft a Petition for Restoration of Suit under the Order IX Rule read with Section 151 CPC.
(d) Draft a Complaint under Section 138 of the Negotiable Instrument Act.
(e) Draft a Copy Right Agreement between Writer and the Publisher of the Book.

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