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OPSC

Previous Year Paper

**Assistant Public
Prosecutor 2014
Procedural Laws**



ASP – 2/14
Procedural Laws

Time : 2½ hours

Full Marks : 150

The figures in the right-hand margin indicate marks.

Answer all questions.

1. Explain the procedure for appointment of Public Prosecutors and Asst. Public Prosecutors. State the classes of Public Prosecutors and the role of Directorate of Prosecution. 25

OR

State the requisites of a valid warrant of arrest. Discuss the enforceability of a warrant which bears a returnable date.

2. Write explanatory notes on the following :
5×5 = 25
 - (a) Examination of a person accused of rape by medical practitioner
 - (b) Restoration of attached property

XE – 2/3

(Turn over)

- (c) Reciprocal agreements regarding processes
- (d) Muslim Women's (Protection of Rights on Divorce) Act, 1986, Vis-a-vis Section 125 of Cr. P. C.
- (e) Mode of recording confession

OR

Distinguish between the following :

- (i) Acquittal and Discharge
- (ii) Alteration of charge and Alternative charge
- (iii) Confinement and Confiscation
- (iv) First offender and Habitual offender
- (v) Charged jointly and Joinder of charges

3. Define admission and explain the different kinds of admission. Is admission a conclusive proof ? Explain. 30

OR

What are the different types of opinions that become relevant in court ?

4. Write short notes on the following : $4 \times 5 = 20$

- (a) Estoppel
- (b) Circumstantial evidence
- (c) Death in custody
- (d) Identification parade
- (e) Electronic records

OR

- (i) Judicial confession
- (ii) Leading questions
- (iii) Best evidence rule
- (iv) Standard of proof
- (v) In articulo mortis

5. Answer the following questions : $10 \times 5 = 50$

- (a) Draft a model of anticipatory bail application to be submitted before the Hon. High Court of Orissa.
- (b) Draft an application on behalf of the complainant for his absence in a warrant case.

XE – 2/3

(3)

(Turn over)

- (c) Draft an application for transfer of a civil case supported by an affidavit.
- (d) Prepare a plaint under Order I, Rule III for joinder of defendants.
- (e) Draft an agreement for mutual transfer of movable property for immovable property. The agreed value is Rs. 6,00,000 and Rs. 5,00,000 respectively.

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