

BA LLB
EIGHTH SEMESTER
CRIMINAL PROCEDURE CODE - II
BLB - 804

(USE SEPARATE ANSWER SCRIPTS FOR OBJECTIVE & DESCRIPTIVE)

Duration: 3 hrs.

Full Marks: 80

(PART-A: Objective)

Time: 30 min.

Marks: 30

Choose the correct answer from the following:

1×10=10

1. Jurisdiction to grant bail under section 438 of Cr PC vests with-
 - a. The court of magistrate
 - b. The court of session
 - c. The High court
 - d. The court of session and the High court and not in the court of magistrate
2. Under section 436 of Cr pc bail can be granted
 - a. By police
 - b. By the magistrate
 - c. By the police as well as the magistrate
 - d. By the magistrate only & not the police
3. Section _____, CrPC deals with bail in bailable cases.
 - a. 436
 - b. 437
 - c. 438
 - d. 439
4. In non bailable cases release of accused on bail depends upon discretion of
 - a. Court
 - b. Accused
 - c. Complainant
 - d. Witness
5. Bail is a right of accused in _____ cases and grace in _____ cases
 - a. (i) Bailable (ii) non bailable
 - b. Non Bailable (ii) Bailable
 - c. All of the above
 - d. none of the above
6. Charge means-
 - a. Includes any head of charge
 - b. Includes any head of charge when the charge contains more heads than one
 - c. Both A & B
 - d. Includes any head of charge when the charge contains one heads
7. Charge will be framed under section _____ Cr.P.C by Magistrate
 - a. 240
 - b. 242
 - c. 243
 - d. 244
8. Addition or alteration of charge has been provided
 - a. Under section 214 of Cr PC
 - b. Under section 215 of Cr PC
 - c. Under section 216 of Cr PC
 - d. Under section 218 of Cr PC
9. Joinder of charges is permissible
 - a. Under section 218 of Cr PC
 - b. Under section 264 of Cr PC
 - c. Under section 244
 - d. None of the above

(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks: 50

[Answer the following Questions]

1. Explain the basic rule regarding the form of charge. 10
OR
Explain joinder of charges along with the exceptions to the rule. 10
2. Discuss judgment under CrPC and explain in brief the procedure of pronouncing the judgements. 5+5=10
OR
Discuss the proceedings in a summon case. 10
3. Discuss where bail can be taken in non bailable offence. 10
OR
Mention five condition each for grant of anticipatory bail and conditions for cancellation of bail. 10
4. Discuss the general provisions of inquiry and trial. 10
OR
Discuss the powers of the court to transfer criminal cases. 10
5. Write short notes on: 5+5=10
 - a) Plea bargaining
 - b) grant of pardonOR
Distinguish between appeal, review and reference 10

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