

**BA LLB
SIXTH SEMESTER
PROBATION & PAROLE
BLB – 605H₄**
[USE OMR FOR OBJECTIVE PART]

**SET
A**

Duration : 3 hrs.

Full Marks : 80

Time : 30 min.

(PART-A : Objective)

Marks : 30

Choose the correct answer from the following:

1×10=10

- The word Probation has derived from which term?
 - Greek
 - Latin
 - Legal
 - None of these above
- The individuals who receive Probation are
 - Prisoners
 - Probationers
 - Juveniles
 - None of the above
- The Offenders in Probation are kept under the supervision of -
 - Police
 - Judiciary
 - Probation officers
 - Prisoners
- Probation means-
 - To prove or to test
 - To punish
 - To escape
 - None of the above
- The derivation word of Probation is -
 - Probe
 - Parole
 - Probare
 - Probore
- Under which section of The Probation of Offenders Act, 1958, Power of court is require to released offenders to pay compensation and costs ?
 - Section 4 of The Probation of Offenders Act, 1958
 - Section 2 of The Probation of Offenders Act, 1958
 - Section 5 of The Probation of Offenders Act, 1958
 - Section 3 of The Probation of Offenders Act, 1958
- The Probation of Offenders Act, 1958 is Act No. _____ of 1958.
 - 10
 - 12
 - 15
 - 20
- Simultaneous direction for releasing the offender and directing him to pay compensation and cost is dealt in _____.
 - Section 4
 - Section 5
 - Section 6
 - Section 7

9. In which of the following leading cases, Hon'ble the Supreme Court held that benefit of Section 3 or Section 4 of the Probation of Offenders Act, 1958 is subject to the limitations laid down in these provisions and the words 'may direct' in Section 4 does not mean 'must direct'?
- a. State of Gujarat vs. V.A. Chouhan b. Phul Singh vs. State of Haryana
c. Ram Prakash vs. State of Himachal Pradesh d. Smt. Devki vs. State of Haryana
10. Which one of the following is not a condition precedent to the release of an offender on probation under Section 4 of the Probation of Offenders Act, 1958?
- a. Circumstances of the case b. Nature of the offence
c. Character of the offender d. Amount of damage caused by the offender

Answer the following: (Use descriptive answer sheet)

2×10=20

1. Mention two objectives of Probation.
2. What is Suspended Sentence?
3. Who is an Probationer Officer?
4. What are the two conditions of Parole System?
5. Mention two objectives of Parole.
6. What is Furlough?
7. What are the two differences between Parole and Indeterminate Sentence?
8. What are the different modes of dealing with youthful and others offenders in lieu of sentence under the Probation of Offenders Act,1958.
9. What is the benefit of Probation in Sexual Offences?
10. What is applicability of Probation Law in Public Welfare Offences?

-- --- --

(PART-B : Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer the following questions]

1. a. Describe the scope of Probation under Section 360 of Cr.p.c and probation of Offenders Act by highlighting a comparison. 10

Or

b. "Probation as a correctional measure occupies an important place in reformatory justice"- Explain the Statement. 10
2. a. "The relationship between probation service and the delinquent in correctional field implies that a probation officer should have a thorough understanding ." Give a brief explanation on the functionings of probation officers. 10

Or

b. How does the system of probation can help in creating new attitudes towards offenders and extend the function of criminal justice administration beyond traditional sentencing? Give suggestions to the question. 10
3. a. "The role of courts in bringing about rehabilitation of offenders need not be over-emphasised and the Judge has to use his discretion in the matter judiciously". Critically explain the judiciary role in implementing the probation system. 10

Or

b. "The courts in India have generally supported the view that the prisoners who have been incarcerated or kept in prison without trial for a long time, should be released on parole to maintain unity of family." Explain the role of judiciary of Parole system in India citing case laws. 10
4. a. What is Parole? Explain the Structural set up of Parole Boards and their functions. 2+8=10

Or

b. What are the essentials of an Ideal Parole System.Explain. 10

5. a. What are the types of Parole? Explain the Delhi Parole/Furlough Guidelines, 2010.

2+8=10

Or

b. Make a comparison note between Parole and Probation.

10

= = *** = =