



‘समानो मन्त्रः समितिः समानी’

UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. Honours 5th Semester Examination, 2021

LAW OF CRIMES-II

PAPER CODE: CC13/CC15

Time Allotted: 3 Hours

Full Marks: 100

The figures in the margin indicate full marks.

The students are advised to follow the word limit mentioned below strictly while answering questions.

The marks will be deducted if answers exceed word limit.

16-20 marks- 400 words / 10-15 marks- 300 words / 6-9 marks- 200 words / 2-5 marks- 100 words

Answer Question No. 7 and any four from the rest

1. (a) Explain and distinguish the terms ‘compounding of offence’ and ‘withdrawal from prosecution’? 12
- (b) What is a FIR? What is the option left to an informant whose FIR doesn’t get registered with the officer-in-charge of a police station? 8
2. When can the police arrest without warrant? What are the rights of an arrested person? 10+10
3. Who are entitled to claim maintenance according to the provisions under Criminal Procedure Code 1973? State the circumstances under which a wife is entitled to maintenance referring to suitable case laws. What are the grounds for alternation or cancellation of the maintenance allowance? 5+8+7
4. (a) What are the exceptions to the general rule of law that any citizen can set the machinery of Criminal law in motion? Illustrate your answer. 10
- (b) A lodges an FIR alleging that B has committed the murder of his brother C. Can the Police arrest him without an order from the magistrate and without a warrant? Give reasons. 10
5. (a) Is a police officer, arresting a person without a warrant, bound to communicate forth with to him the full particulars of the offence or the grounds for which he is arrested? Is such a person entitled to be released on Bail? 10
- (b) Explain the rights of an arrested person with the help of leading cases. 10

6. (a) Is there any provision under the code of Criminal Procedure for an arrest by a private person? If your answer is yes, what is the procedure? 10
- (b) Explain the decision in Christian Community Welfare Council of India v. State of Maharashtra, AIR 1995, CrLJ 4223 (Bom). 10
7. Answer any *four* from the following: 5×4 = 20
- (a) Alteration of Charge
 - (b) Acquittal of accused
 - (c) Assistant Public Prosecutor
 - (d) Duties of Probation Officer
 - (e) Security for keeping peace and good behavior
 - (f) Bail.

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