



## Previous Year Paper

### ALL STATE Cr.P.C MAINS PREVIOUS YEAR QUESTIONS

#### DEFINITIONS

1. Write short notes on Bail in non-bailable offences. [DJS 2006, U.P. C] 2015]
2. Describe the Cognizable and Non-cognizable offence. [JJS 2019]
3. Distinguish between Cognizable and non-cognizable offences. [DJS 1973, 2006, RJS 1979, HJS 1999, U.P. C] 1987,2015]
4. Distinguish between cognizable & non-cognizable offence, bailable & non-bailable offence, compoundable and non-compoundable offence; summary trial, summons trial and warrant trial. [DJS 2007]
5. Write a short notes on:  
(a) Investigation, inquiry and trial.  
(b) Complaint case and police case. [DJS 2008]
6. Define with reference to Criminal Procedure Code-  
(i) Complaint  
(ii) Inquiry  
(iii) Police Report  
(iv) Warrant case  
(v) Cognizable offence  
(vi) Judicial Proceeding [RJS 1976]
7. Distinguish between 'Inquiry' and 'Investigation'. [GJS 2017]
8. Explain the meaning and purpose of 'Investigation' with reference to relevant provisions of the Code of Criminal Procedure. Distinguish between 'Investigation', 'Inquiry and Trial', giving two illustrations of each of these three proceedings. [PJS 2006]
9. Distinguish between Inquiry and Trial. [HJS 1988, PJS 2003]
10. Explain the terms 'Inquiry' and 'Investigation'. Distinguish between the two. [HPJS 2016]
11. Distinguish between Inquiry and Investigation. [PJS 2003]





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12. Which cases are warrant cases? [GJS 2020]
13. Write short note on Judicial proceeding. [U.P.CJ 2012]
14. Distinguish between Summons case and Warrant case. [PJS 2003]
15. Write note on Warrant-case. [BJS 1978]
16. Distinguish between Inquiry and trial. [HJS 1988]
17. Define cognizable offence. [RJS 1991]
18. Define inquiry, investigation and trial and distinguish between these terms. [DJS 1989]
19. Describe the Search and Seizure. [JJS 2019]
20. Write notes on complaint. [HJS 1984]

## CRIMINAL COURTS & OFFICES

1. Which are the different criminal courts under the Criminal Procedure Code? How is a court of session established and what are its powers and jurisdiction? [HPJS 2016]
2. What is the difference between a Judicial Magistrate and a Metropolitan Magistrate. [RJS 1986, 1994]
3. Who is the Judicial Officer competent to give special orders, as to the distribution of business among the Judicial Magistrates posted in a District Judgeship? [RJS 2014]
4. What do you understand by "Local Jurisdiction"? [RJS 2015]
5. Who is a Public Prosecutor? Can he withdraw a criminal case? [RJS 1991]
6. What is the role of a Public Prosecutor in a criminal trial. Under which circumstances can he withdraw from prosecution? [DJS 2019]

## POWER OF COURTS

1. What are the provisions relating to sentence of imprisonment in default of payment of fine and what is the maximum period of imprisonment in default of fine when the offence is punishable with fine only? [M.P. CJ 2015]
2. Explain the law under the Criminal Procedure Code, 1973 relating to sentence in cases of conviction of several offences at a trial. [U.P. CJ 2006]
3. What courts have jurisdiction to try juveniles? [RJS 1986, 1994]





4. An accused 'A' is trial for the offence punishable under Section 420, what maximum term of sentence of imprisonment executable, can be inflicted by Judicial Magistrate First Class. [M.P. CJ 1998]

## ARREST

- Under what circumstances police may arrest any person without warrant? Explain. [BJS 2018]
- When a police officer can arrest a person without warrant? How such an arrest can be effected. [JJS 2017]
- Explain the circumstances in which an arrest without a warrant can be made. Can a Magistrate issue a warrant for arrest in respect of a cognizable offence before taking cognizance of the offence? [PJS 2006]
- The decision to arrest is primarily a judicial function. Respond to this statement with reference to pre-arrest and post-arrest procedures in the Code of Criminal Procedure. [PJS 2013]
- Explain Arrest without warrant. [HJS 1986]
- Mention the categories of cases in which a police officer may arrest a person without a warrant. [HJS 1999]
- In what circumstances a person can be arrested without warrant? What measures and precautions are required to be taken while arresting a person, as directed by the Supreme Court? [HJS 2010]
- 'Regulating the nature of interaction between the accused and the police authorities is at the crux of a developed criminal justice system'. Elaborate on the statement by referring to the guidelines laid down in the case of Joginder Kumar v. State of U.P., AIR 1994 SC 1349. [HJS 2013]
- In what circumstances may a police officer arrest a person without an order from a magistrate or other than a police officer in any circumstances? Explain and illustrate. [U.P. CJ 1987]
- Examine the procedure of arrest and the duties of officer making arrest. [BJS 2018]
- A police officer has no definite knowledge or definite information that A is in possession of an instrument of housebreaking. The police officer arrests A. Is A's arrest illegal even though an instrument of house breaking may actually be found on searching after the arrest? Answer with reasons. [U.P. CJ 2018]





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12. **Objective behind inclusion of Section 50A in the Cr. P.C.** [HPJS 2018]
13. **Examine the procedure for search under the Code of Criminal Procedure, 1973. What, if any, is the effect of illegal search on the admissibility of evidence and the validity of trial?** [PJS 2006]
14. **What protection has been afforded to members of the armed forces from arrest?** [PJS 2010]
15. **What are the guidelines laid down by the Supreme Court for the police while arresting a judicial officer?** [BJS 2011]
16. **In what cases a police officer may arrest any person without an order from a magistrate and without a warrant?** [HJS 2001]
17. **Write short note on Arrest by private person and procedure on such arrest.** [RJS 2014]
18. **In what circumstances may a police officer arrest a person without an order from magistrate and without a warrant? Can an arrest be made by persons other than a police officer? Explain and illustrate.** [U.P. CJ 2000]
19. **When a Magistrate arrests a person without a warrant, is he required to inform the person arrested, of the grounds for such arrest? If so, under which provision of Criminal Procedure Code? Explain.** [U.P. CJ 2012]

## PROCESS TO COMPEL APPEARANCE

1. **What are the processes to compel the appearance of a witness in a court?** [RJS 1988]
2. **State to whom a warrant of arrest may be directed. Whether such a warrant may be directed to a person? Explain the circumstances and the law in this regard.** [BJS 2014]
3. **What is the procedure to be followed in executing a warrant beyond the jurisdiction of Court which issued it?** [U.P. CJ 2015]
4. **How summons is served on government servant?** [U.P. CJ 2012]
5. **Write a short note on coercive steps to be adopted by courts to procedure attendance of an accused.** [DJS 2008]
6. **When the warrant against an accused is not executed, what is the next step for compelling his appearance before the Court?** [U.P. CJ 2015]





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7. Enumerate the coercive steps a Metropolitan Magistrate can take to ensure the presence of a witness or accused during the criminal trial. How should he proceed if despite coercive steps, accused does not appear to face the trial. [DJS 2007]
8. When can warrant be issued by a court in lieu of summons? [U.P. CJ 1992, 2003]
9. Discuss the provisions of the Criminal Procedure Code relating to attachment of property of a proclaimed offender. [BJS 2006]

## PROCESS TO COMPEL PRODUCTION OF THINGS

1. Can a police officer during investigation seize any property without the permission from the court? Describe the procedure to be followed by the officer after seizure of such property. [U.P. CJ 2016]
2. Which property may be seized by a police officer, without the court's order? Describe the procedure to be followed by such officer, after such seizure. [U.P. CJ 2013]
3. Under what circumstances may a search warrant be issued by a Court? [BJS 1977]
4. When search warrant can be issued? [RJS 1991, 2011]
5. Write a short note on search warrant and production warrant. [DJS 2008]
6. What are the grounds on the basis of which a search warrant may be issued? [RJS 1999]
7. Whether an accused person be directed to produce a document? If so, under what provision of law? [RJS 1986]
8. Write short note on power of the police to attach immoveable property under Section 102 of the Cr PC? [DJS 2019]
9. Briefly discuss, can an accused invoke section 91, Cr. P.C. to bring on record some documents before arguments on charge? [DJS 2000]

## MAINTENANCE OF WIVES, CHILDREN AND PARENTS

1. Write short notes on right to maintenance under Section 125 Cr. P.C. [HJS 2019]
2. What are the provisions of the Criminal Procedure Code regarding maintenance of a wife? [BJS 2006]
3. Under what circumstances has a wife got a right to get maintenance from the husband? Can this right be exercised by parents or illegitimate children also? [HJS 2003]





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4. Explain the circumstances in which a wife is entitled to claim maintenance from her husband under the Code of Criminal Procedure. [HJS 2006]
5. Write notes on maintenance of parents. [BJS 1978]
6. Whether a Muslim woman is entitled to maintenance in terms of Section 125, CrPC. Discuss with case law. [PJS 2003]
7. Discuss the rules relating to maintenance of wife, children and parents under Section 125, Cr. P.C. Under what circumstances can a husband seek alteration in an order of maintenance made in favour of a divorced wife. [BJS 1986, GJS 2020]
8. When is a husband ordered to pay maintenance allowance to his wife? What order may a Magistrate pass when the husband fails to comply with the order? [BJS 1979]
9. What are the provisions contained in the Criminal Procedure Code regarding maintenance of a wife? When and under what circumstances the amount of maintenance fixed by a Court be modified? [BJS 2000]
10. When can the Magistrate cancel the order of maintenance to wife? [BJS 2011]
11. Can a daughter be asked to maintain her father? If so, under what circumstances. [HJS 2006]
12. What is the object of Section 125 in Cr. P.C.? Can the following claim for maintenance under Section 125, C1. P.C. and when:  
(i) A Muslim wife from her husband  
(ii) Mother and Father from a married daughter. [HJS 2009]
13. Write short notes on ex parte maintenance order. [M.P.CJ 2010]
14. Write short note on interim maintenance. [M.P.CJ 2009]
15. Write short notes on right of the married minor daughter to claim maintenance from the father. [DJS 2014]
16. Who are entitled to maintenance? [RJS 1991]
17. How and when a Magistrate can set aside an ex parte order passed while exercising powers under Section 126 of the Code of Criminal Procedure? [RJS 2014]
18. Under what circumstances can a wife claim maintenance from her husband? Is a married woman entitled to claim maintenance from her father? [U.P. CJ 2012]



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