

Sr. No. :	<b>T.B.C.: JSHP-23-P(I)</b>	TEST BOOKLET SERIES
	<b>Criminal Law</b>	<b>A</b>
MAX. TIME : 01 HOUR		MAXIMUM MARKS: 100

**IMPORTANT INSTRUCTIONS**

1. IMMEDIATELY AFTER THE COMMENCEMENT OF THE EXAMINATION, YOU SHOULD CHECK THAT THIS TEST BOOKLET CONTAINING 50 QUESTIONS IN ENGLISH LANGUAGES DOES NOT HAVE ANY UNPRINTED OR TORN OR MISSING PAGE(S) OR ITEM(S), ETC. IF SO, GET IT REPLACED BY A COMPLETE NEW TEST BOOKLET OF THAT SERIES.
  2. You have to enter your Roll Number with blue or black ball point pen in the rectangular Box of the Test Booklet provided alongside. DO NOT write anything else on this Test Booklet except in the space provided for rough work.
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| Roll No. |
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3. You have to mark / encode all your responses / answers *ONLY* on the separately provided OMR Answer Sheet. Read 'Instructions for filling the Sheet' printed on this sheet.
  4. Before you proceed to encode the answers of the questions given in the Test Booklet on the OMR Answer Sheet with blue or black point ball pen you have to fill your Roll Number, Application No., Booklet Series, Name of Paper, Code & Examination Centre in the rectangle boxes provided in OMR sheet.
  5. *Please note that it is the candidate's responsibility to encode and fill in the Roll Number, Test Booklet Series (A / B / C / D) and Application No. carefully and without any omission or discrepancy at the appropriate places in the OMR Answer Sheet with blue or black ball point pen. Any error detected in the scanned data of the Answer Sheet due to wrong encoding of either Application No. or Roll No. or both by the candidate, his/her Answer Sheet shall not be evaluated and shall be rejected straight away.*
  6. Each item / question of the Test Booklet comprises four responses (answers). You will have to select the correct response / answer which you want to encode on the OMR Answer Sheet. In case you feel that for the given question there is more than one correct response / answer, mark the response / answer which you consider the best. In any case, choose *ONLY ONE* response / answer for each item / question & encode accordingly in the sheet. All items carry equal marks.
  7. After you have completed filling in all your responses on the OMR Answer Sheet and the examination has concluded, you should hand over to the Invigilator *only the Original Copy of the OMR Answer Sheet*. You are permitted to take away with you the Test Booklet & Candidate's Copy of the OMR Answer Sheet.
  8. Sheet(s) for rough work is appended at the end of the Test Booklet.
  9. No marks shall be awarded for scrapped questions.

1. Match the following as per the sections of Himachal Pradesh Excise Act, 2011
 

i Powers of Excise Officers to obtain information	a. Section 30
ii Power to cancel or suspend licenses etc.	b. Section 72
iii Power to cancel any other license and to recover fee.	c. Section 12
iv Power of Collector to take grants under his management or resell and recover deficiency.	d. Section 29

  - A. i -d, ii-a, iii-b, iv-c
  - B. i-a, ii-b, iii-c, iv-d
  - C. i-c, ii-d, iii-a, iv-b
  - D. i-a, ii-c, iii-d, iv-b
  
2. The landmark judgement in the case of *Mohammad Ahmed Khan v. Shah bano Begum & Others* (1985 AIR 945) was pronounced by
  - A. CJI Y.V. Chandrachud
  - B. J. P.N. Bhagwati
  - C. J. M. Hameedullah Beg
  - D. J. Sabyasachi Mukharji
  
3. Which section of *The Protection of Children from Sexual Offences Act, 2012* deals with the Punishment for using child for pornographic purposes?
  - A. Section 17
  - B. Section 14
  - C. Section 24
  - D. Section 15
  
4. In which of the following cases has the Supreme Court set aside the Delhi High Court judgement which decriminalised section 377 IPC?
  - A. Naz Foundation v. Union of India
  - B. Suresh Kumar Kaushal v. Naz Foundation
  - C. Sakshi v. Union of India
  - D. None of the above
  
5. In which of the following case it was held by the court that DNA test is mandatory for the accused of rape provided under section 53-A of the Code of Criminal Procedure, 1973.
  - A. Richal Kharra v. State
  - B. Mir Md. Omar v. State of West Bangal
  - C. Delhi Domestic Working Women's Forum v. Union of India and Others
  - D. None of the above

6. Match the followings as per the sections of Indian Penal Code
- |  |                |
|--|----------------|
| i. Act done by a person bound, or by mistake of fact believing himself bound, by law | a. Section 92  |
| ii. Act done in good faith for benefit of a person without consent                   | b. Section 268 |
| iii. Abetment of mutiny, if mutiny is committed in consequence thereof               | c. Section 132 |
| iv. Public nuisance  | d. Section 76  |
- A. i-a, ii-b, iii-c, iv-d  
 B. i-d, ii-a, iii-c, iv-b  
 C. i-b, ii-c, iii-d, iv-a  
 D. i-d, ii-c, iii-a, iv-b
7. Liquor Vend or Bar or any other place where liquor or other intoxicants are sold or stored or served under section 26 of the *HP Excise Act, 2011* is \_\_\_\_
- A. punishable with imprisonment for one three months  
 B. punishable with fine which may extend to ten thousand rupees  
 C. punishable imprisonment for one months and with fine which may extend to two thousand rupees  
 D. punishable with imprisonment for a term which may extend to three months and with fine which may extend to fifty thousand rupees or with both.
8. The base of the '*Sexual Harassment of Women at Workplace Act, 2013*' is 'Convention on the Elimination of all Forms of Discrimination against Women'. India ratified this convention on\_\_\_\_\_
- A. 25th June 1993  
 B. 8<sup>th</sup> March 1995  
 C. 14<sup>th</sup> March 1993  
 D. 16<sup>th</sup> December 2013
9. F.I.R under section 154 of the Code of Criminal Procedure, 1973 is not a substantial piece of evidence. Its only use is to contradict or corroborate the matter thereof was held by Hon'ble Supreme Court in
- A. Shambhu Das v. State of Assam AIR 2010 SC 3300  
 B. Mir Md. Omar v. State of West Bangal AIR 1989 SC 1875  
 C. Joginder kumar v. State of U.P (1994) 4 SCC 260  
 D. None of the above
10. Which section of The *Wildlife Protection Act 1972* deals with the Dealings in trophy and animal articles without license prohibited?
- A. Section 47  
 B. Section 49  
 C. Section 44  
 D. Section 45



17. Which of the following statements is true?
- (i) The Protection of Children from Sexual Offences Act, 2012 Act provides for compensation for medical expenses for the child offended
  - (ii) The medical expenses may be provided after the registration of FIR only
- A. Only i
  - B. Only ii
  - C. Both i and ii
  - D. None of the above
18. \_\_\_\_\_ can proceed under section 340 of the Code of Criminal Procedure, 1973 and hold a preliminary enquiry.
- i. Civil Court
  - ii. Revenue Court
  - iii. Criminal Court
- A. i and ii
  - B. ii and iii
  - C. iii and i
  - D. i, ii and iii
19. Section \_\_\_\_\_ of the Code of Criminal Procedure, 1973 states that compensation payable to the victim under section 357-A will be in addition to the compensation payable under section 326-A or 376-D of the IPC.
- A. Section 357
  - B. Section 357-A
  - C. Section 357-B
  - D. Section 357-C
20. As per Section 8 of the Indian Forest Act 1927 which of the followings is/are the Powers of Forest Settlement-officer
- A. Power to enter, by himself or any officer authorised by him for the purpose, upon any land, and to survey, demarcate and make a map of the same; and
  - B. The powers of a Civil Court in the trial of suits.
  - C. Only A
  - D. Both A & B
21. Section \_\_\_\_\_ of the Code of Criminal Procedure, 1973 deals with the power of the Magistrate to arrest?
- A. Section 40
  - B. Section 44
  - C. Section 48
  - D. Section 52

22. X was convicted by an Additional Session Judge for an offence under section 302 of the Indian Penal Code. Later on the appointment of judge was quashed by the High Court on the ground that his appointment was in violation of the provisions of Art.233 of the Constitution. Thereupon, a point was raised that the judgements rendered by the Additional Sessions Judge were void and required to be set aside. Decide
- A. The judgement is void
  - B. The judgement is not void
  - C. Depends
  - D. None of the above
23. How many categories of forests are established under the Indian Forest Act 1927?
- A. Two
  - B. Three
  - C. Four
  - D. Eight
24. Dr. Rahul gave a statement to police that his 14 year old daughter Reema was killed by his servant Manu. The Police registered an FIR based on the statement of Dr. Rahul. The police questioned Dr. Geeta, wife of Dr. Rahul and she also gave statement in tune with the statement of Dr. Rahul. On investigation it was revealed that Reema was killed by the Doctor Couple. In such circumstances
- A. Police shall register a new FIR
  - B. There is no need of registering a new FIR, only a report shall be filed
  - C. The second FIR should be treated as the original FIR
  - D. None of the above
25. The offence under section 138 of the Negotiable Instruments Act, 1881 is
- A. Cognizable and Bailable
  - B. Non-cognizable and Non-bailable
  - C. Cognizable and Non-bailable
  - D. Non-cognizable and bailable
26. Order to pay costs in non-cognizable cases is covered under section \_\_\_\_ of the Code of Criminal Procedure, 1973
- A. Section 359
  - B. Section 287
  - C. Section 388
  - D. Section 489
27. "A" is accused of a theft on one occasion and of causing grievous hurt on another occasion. Applying Section 218 of the Code of Criminal Procedure, 1973
- A. "A" must be charged and tried for the theft and causing grievous hurt
  - B. "A" must be separately charged and separately tried for the theft and causing grievous hurt
  - C. "A" can be charged and tried only for the theft
  - D. none of them

28. Which one of the following cases is not related with Section 84, Indian Penal Code?
- Ashiruddin Ahmed v. King
  - R v. Dudley & Stephens
  - Dayabhai Chhaganbhai Thakkar v. State of Gujarat
  - State of M.P. v. Ahmadullah
29. As per the Criminal Law (Amendment) Act, 2013, the right of private defence of body extends to the voluntary causing of death or of any harm to the assailant if the offence which occasions the exercise of the right is the act of
- Stalking
  - Voyeurism
  - Acid Attack
  - All the above.
30. India has adopted the Convention on the Rights of the Child in the year of
- 1995
  - 1992
  - 2006
  - 2013
31. Which of the following Amendment inserted Section 228A in the Indian Penal Code to prevent social stigma and shunning out of sexual offence victims
- The Criminal Law Amendment Act, 19
  - The Criminal Law Amendment Act, 1983
  - The Criminal Law Amendment Act, 2013
  - The Criminal Law Amendment Act, 2018
32. The first biological theory of crime causation in the 19th century was given by
- Cesare Lombroso
  - Sigmund Freud
  - Robert K. Merton
  - None of the above
33. Which of the following new sections have been introduced by the Negotiable Instrument (Amendment) Ordinance, 2015?
- Section 138A
  - Section 139A
  - Section 142A
  - All the above.
34. The compensation to the victims of crime under the Protection of Children from Sexual Offences Act, 2012 is determine by \_\_\_\_\_ and \_\_\_\_\_ in coordination with Legal Service Authority
- High Court and State Government
  - Child Welfare Committee and State Government
  - Both a and b
  - Special Court and Child Welfare Committee (CWC)

35. Which of the following statement/statements is/are incorrect?
- (i) Nothing is offence which is done in exercise of right of Private Defence under Indian Penal Code
  - (ii) A person has right to defend his own body only and not the body of other
  - (iii) Right of Private Defence is extended to cause death against any act which in itself is not an offence
  - (iv) A person has even right of Private Defence where there is time to have recourse to the protection of the public authorities.
- A. Only (iii) is incorrect
  - B. (i), (ii) and (iii) are incorrect
  - C. (ii), (iii) and (iv) are incorrect
  - D. (i), (ii), (iii) and (iv) all are incorrect
36. Which of the following Article of Convention on the Elimination of All Forms of Discrimination against Women express obligations concerning harmful stereotypes and wrongful stereotyping.
- A. Article 1
  - B. Article 5
  - C. Article 12
  - D. Article 15
37. Which of the following statement is true and correct?
- A. All the recommendations of the Justice Verma Committee are incorporated in the Criminal Law (Amendment) Act, 2013
  - B. None of the recommendations of the Justice Verma Committee are incorporated in the Criminal Law (Amendment) Act, 2013
  - C. Most of the recommendations of the Justice Verma Committee are incorporated in the Criminal Law (Amendment) Act, 2013
  - D. All the above
38. Which of the following chapters of the HP Excise Act, 2011 deals with the Excise duty and countervailing duty
- A. Chapter IV
  - B. Chapter V
  - C. Chapter VI
  - D. Chapter IX
39. In which of the following cases, the Supreme Court held that it is necessary to get permission of the Chief Justice of India before registering an FIR against a sitting judge of High Court or Supreme Court
- A. S.P. Gupta v. Union of India
  - B. All India judges Association v. Union of India
  - C. Veeraswamy v. Union of India
  - D. None of the above



40. The Medical Examination of a victim under the Protection of Children from Sexual Offences Act, 2012 shall be conducted
- in accordance with section 161 of the Code of Criminal Procedure, 1973
  - in accordance with section 157 of the Code of Criminal Procedure, 1973
  - in accordance with section 164A of the Code of Criminal Procedure, 1973
  - none of the above
41. Which of the following section provides the definition of shared household under the Protection of Women from Domestic Violence Act, 2005?
- Section 2 (d)
  - Section 2 (f)
  - Section 2 (s)
  - Section 3
42. Delhi Domestic Working Women's Forum v. Union of India and Others 1995 SCC (1) 14 is a landmark case in which Supreme Court provided some guidelines for assisting the victims \_\_\_\_\_ and was decided by the bench of\_\_\_\_\_
- Rape & Justice S. Mohan, Justice M.N. Venkatchalliah, Justice S.B. Majmudar
  - Domestic Violence & Justice Umesh C. Banerjee and Justice K.G. Balakrishnan
  - Rape & Chief Justice Verma, Justice Sujata V. Manohar and Justice B.N. Kripal
  - Domestic Violence & Justice S. Mohan, Justice M.N. Venkatchalliah, Justice S.B. Majmudar
43. Section 12 of The Juvenile Justice Act 2015 deals with\_\_\_\_\_?
- Bail to a person who is apparently a child alleged to be in conflict with the law
  - Preliminary assessment into heinous offenses by Board
  - Powers of Children's Court
  - Removal of disqualification on the findings of an offense
44. Which of the following is the competent court to try the offence under section 326A and section 326B of the Indian Penal Code 1860?
- Court of Session
  - Court of Chief Judicial Magistrate
  - Court of Judicial Magistrate
  - Any of the above
45. Which of the following sections of the Indian Penal Code deals with the offence namely 'voyeurism'?
- Section 354A of the Indian Penal Code 1860
  - Section 354B of the Indian Penal Code 1860
  - Section 354C of the Indian Penal Code 1860
  - Section 354D of the Indian Penal Code 1860

- 46 Assertion (A): Gender roles are culturally influenced than biologically determined  
Reason (R): The cultural conception of gender divided the entire boundaries of the human quality into two opposite areas of masculinity and womanhood and their regressive behavior.
- Codes:
- (A) is true, but (R) is false
  - (A) and (R) both are true and (R) is the correct explanation of (A)
  - (A) is false, but (R) is true and (R) is the correct explanation of (A)
  - (A) and (R) both are false
47. In which of the following case the Supreme Court held that it is appropriate for National Legal Services Authority (NALSA) to set up a Committee to make a Model Rules for providing the compensation for the victims of rape and acid attack
- Laxmi v. Union of India
  - Mukesh & Anr v. State for NCT of Delhi & Others
  - Nipun Saxena v. Union of India
  - Campaign and Struggle Against Acid Attacks on Women (CSAAAW) v. Department of Women and Child Welfare
48. Recently the Supreme Court, in its landmark decision has recognized and reinforced the fundamental role of the judiciary in protecting the autonomy and dignity of children. The Court held that the words "physical contact" and "touch" cannot be qualified and restricted to "skin to skin" contact was held in the case of
- Attorney General for India and Ors. v. Satish and Others
  - Jarnail Singh v. State of Haryana
  - State of Karnataka v. Shivanna
  - Bijoy @ Guddu Das v. The State of West Bengal
49. Notwithstanding anything contained in the Code of Criminal Procedure, 1973 no court shall take cognizance of any offence punishable under section 138 except upon a complaint, in writing, made by the payee or, as the case may be, the holder in due course of the cheque and such complaint is made of the date on which the cause of action arises under clause(c) of the proviso to section 138:
- Within three months
  - Within two months
  - Within one month
  - Within fifteen day
50. *Killing of wild animal in self defence is justified.* In which of the following case it was observed that if any animal is killed or wounded as by an individual as a means to protect himself, then such animal is the property of government. No claim should be made by any person who killed the animal
- Rajendra Kumar v. Union of India, AIR 1998 Raj
  - Tilak Bahadur Rai v. State of Arunachal Pradesh, 1979 Cr. LJ 1404
  - Wildlife v. Md. Ishaq Baig 2010
  - Baburao v. State of Maharashtra and others (2012)

SPACE FOR ROUGH WOK

कच्चे कार्य के लिए स्थान

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