

**POST GRADUATE DIPLOMA IN CRIMINAL
JUSTICE (PGDCJ)**

Term-End Examination

December, 2010

MLE-013 : CRIMINAL JUSTICE PROCESSES

Time : 3 hours

Maximum Marks : 100

Note : The question paper has been divided into 3 parts. Part A, Part B and Part C. From Part 'A' you have to attempt any 4 questions. From Part 'B' you have to attempt any 4 questions and from Part 'C' you have to attempt any two questions. All the questions are compulsory.

PART - 'A'

*Note : You have to attempt any four questions from this part. Each question carries 5 marks. 5x4=20
(not exceeding 200 words)*

1. Explain the limitations on the powers of Police under section 155 Criminal Procedure Code.
2. Explain the concept of "arrest" under the CRPC, 1973 with the help of judicial decisions.
3. Discuss the rationale behind 'dying declaration' and explain its evidentiary value. How should it be recorded ?

4. Write a note on the distinction between bailable and non-bailable offence. Also state the basic guidelines in exercise of judicial discretion while granting bail in non-bailable offences.
5. Write a note on the International trend on the subject of role of victims in criminal justice system and justification for compensation to victims.
6. Critically evaluate the prison system in India and suggests various reforms that is need to be carried out to achieve the object of reformation and rehabilitation.

PART - 'B'

*Note : Attempt any four questions from this part. Each question carries 10 marks. 10x4=40
(not exceeding 500 words)*

1. Explain essentials of First Information Report (FIR) and state the evidentiary value of FIR.
2. Discuss briefly the procedure to be followed by the investigating officer while effecting search and seizure under CRPC, 1973.
3. "Prosecuting agency should be separated from and made independent of administrative counterpart i.e. the police department". Comment.
4. Discuss the principles which should guide the court while framing in the charges under CRPC, 1973.
5. Discuss briefly the right against self incrimination under Article 20 (3) of the constitution.
6. Write a short note on the status and living conditions of women prisoners in India.

PART - 'C'

Note : Attempt any two questions from this part. Each question carries 20 marks. 20x2=40 (not exceeding 1500 words)

1. Discuss the rights of the arrested person with special reference to constitutional guarantees in Part III of the constitution.
 2. Discuss the role assigned to public prosecutor under the criminal justice system in India with the help of legal provision and judicial decision.
 3. Discuss the philosophy behind the enactment of the Probation of Offenders Act, 1958 bringing out the salient features of the Act. Also bring out distinction between "admonition" and "probation".
 4. Name the various functionaries in the criminal justice system in India and bring out the role that the trial court is expected to perform in finding "truth" in a Criminal Trial.
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