

THE GAUHATI HIGH COURT AT GUWAHATI
(The High Court Of Assam, Nagaland, Mizoram and Arunachal Pradesh)
**Main Written Examination for Direct Recruitment in Grade-III of
Arunachal Pradesh Judicial Service, 2021**

PAPER-IV (Law Paper-II)

Date: 19.09.2021 (Sunday)
Total marks: 100

Time: 1.00 p.m. to 4.00 p.m.
Duration: 3 hours

INDIAN PENAL CODE

1. A set fire to a heap of unused paper in his courtyard. Suddenly a gust of wind came and carried the plane to a nearby thatched hut that belonged to someone else and burnt down the hut. What offence A had committed. Give reasons with relevant provision of law.

2 marks
2. What is abatement to commit an offence. What are different method by which abatement is possible?

2 marks
3. What is dishonest misappropriation of property and set a distinction of it with the offence of theft?

2 marks
4. A offers monetary gratification to B, a public servant as a reward for showing A some favour in exercise of B's official authority, B refused to oblige A. What offence, if any, was committed in said incident?

2 marks
5. Define and distinguish between wrongful restraint and wrongful confinement.

2 marks
6. What is legal insanity and medical insanity? Explain with appropriate provision of law under Indian Penal Code.

2 marks
7. Choose the right option –

1X5 marks

 - (i) The essential ingredients of an offence –
 - (a) Motive, mens rea and actus reus

- (b) Motive, intention and knowledge
- (c) Actus reus and mens rea
- (d) Knowledge, intention and action.

(ii) The involvement of five or more persons is essential for

- (a) Theft
- (b) Extortion
- (c) Robbery
- (d) Dacoity

(iii) The Chapter XX of IPC deal with –

- (a) Offences related to marriage
- (b) Defamation
- (c) Offences against property
- (d) None of the above

(iv) The Section 511 of the IPC does not apply in case of –

- (a) Attempt of riot
- (b) Attempt of murder
- (c) Attempt of theft
- (d) Attempt of affray

(v) In which of the following cases the Supreme Court held that Doctors cannot be held guilty only because something went wrong

- (a) Maniben Vs. State of Gujarat, AIR 2010 SC 1261
- (b) Southern Railway Officers Vs. Union of India, AIR 2020 SC 1241
- (c) Tameswar Vs. Ramvishal, AIR 2020 SC 1209
- (d) None of the above

8. What is the difference between culpable homicide amounting to murder and culpable homicide not amounting to murder? **4 marks**

9. The accused was beating a man with fists. The wife of the victim intervenes with a baby in her arms with a view to rescue him. The accused gives a fist blow to her also, which struck the baby, as a result, the baby died. On being tried, the accused pleaded that it was an accident. Decide. **4 marks**