

THE GAUHATI HIGH COURT AT GUWAHATI
(The High Court of Assam, Nagaland, Mizoram & Arunachal Pradesh)
Mains Written Examination for direct recruitment to Grade III of
Arunachal Pradesh Judicial Service.

Date: 18.02.2024 (Sunday)

Time: 1 PM to 4 PM

Total Marks: 100

Duration: 3 Hours

PAPER – IV (LAW PAPER-II)

A. Indian Penal Code (IPC)

1. Attempt any five-

5X5= 25

- (a) Explain the concept of 'Mens rea' and 'Actus Reus'.
- (b) All murders are culpable homicide but all culpable homicides are not murder. Explain.
- (c) Distinguish 'Kidnapping' from 'Abduction'.
- (d) Distinguish 'Robbery' from 'Extortion'.
- (e) What are the ingredients to constitute the offence of 'Theft'?
- (f) Brief note regarding the provisions of Dowry Death in the IPC.
- (g) Brief note on the offence of Defamation under the IPC.

B. Code of Criminal Procedure (Cr.P.C.)

2. Attempt any five-

5X5= 25

- (a) Brief note on the introduction of Sec.41 A in the Cr.P.C. Cite relevant case laws.
- (b) Brief note on Sec.436 Cr.P.C.
- (c) Concept of Double Jeopardy and the connected provision in the Cr.P.C.
- (d) Brief note on the 'Power to examine the accused.'
- (e) Explain the provisions regarding compounding of offences.
- (f) Provisions of Limitation under the Cr.P.C.
- (g) Explain briefly the concept of 'Plea Bargaining' as introduced in the Cr.P.C.
- (h) Brief note on Sec.197 Cr.P.C. relating to Prosecution of Judges and Public servants.

C. Indian Evidence Act

3. Attempt any five-

5X5= 25

- (a) Provisions in the Evidence Act regarding 'Estoppel'.
- (b) Brief note on examination of witnesses and the relevant provisions in the Evidence Act.
- (c) Distinguish Primary Evidence from Secondary Evidence.
- (d) Brief note on Sec.27 of the Evidence Act.
- (e) Short note on Dying Declaration with its relevance to the Evidence Act.
- (f) Brief note on the harmonious construction of sec.133 and Illustration (b) of Sec.114 of the Evidence Act relating to accomplice evidence.
- (g) Brief note on the provisions in the Indian Evidence Act regarding presumption as to abetment of suicide of a married woman and Dowry Death.

D. Law of Torts

4. Attempt any five-

5X5= 25

- (a) Brief note on Negligence in Law of Torts.
- (b) Explain the doctrine of 'Injuria Sine Damnum' and 'Damnum Sine Injuria' with Illustrations.
- (c) Brief note on 'Res Ipsa Loquitor'. Illustrate with case laws.
- (d) 'Volenti Non Fit Injuria' as a defence in Tort; Elaborate.
- (e) Doctrine of Strict Liability and its exceptions.
- (f) Defamation as a tortious liability.
- (g) Absolute Liability – development of the concept with relevant case laws.
