## PROVISIONAL ANSWER KEY

	Paper:	Excise Test Part B- Criminal	Law	
Ouestion1:-The sy	Date of Test	20-10-2022 ia is based on		
A:-Accusator		la is based on		
B:-Inquisitori				
C:-Jury				
D:-All of the				
	wer:- Option-A		h	
	competent to inflict		hment for several offences shall not excee	d the amount of punishment
A:-same	competent to inner	o. a siligic olicileci		
B:-twice				
C:-thrice				
D:-four times				
	wer:- Option-B	ssist a magistrate reasonably o	emanding his aid	
		other person whom magistra		
•	vention of breach of			
•		attempted to be committed to	any public property	
D:-all of the				
	wer:- Option-D	meet an advocate of his choic	e during interrogation is given in sec	ction of Criminal Procedure Code
A:-S. 30(A)	or arrested person to	meet an advocate of his choic	e during interrogation is given in see	stion of criminal Procedure code.
B:-31(B)				
C:-40(C)				
D:-41(D)	Ontine D			
	wer:- Option-D rrest is made given i	Section of Code of Crir	ninal Procedure 1973	
A:-S.43	rrest is made given in	r section or code or em	illiai i roccaure 1975.	
B:-S.46				
C:-S.51				
D:-S.56	0.15.5			
	wer:- Option-B	ised of rane by medical practif	ioner is given in section of the Cod	ue of Criminal Procedure
A:-42A	nation of person acco	ised of rape by medical practit	ioner is given in section of the cod	e of Chillina Procedure.
B:-S.53A				
C:-375A				
D:-376A	Ontine D			
	wer:- Option-B ant shall remain in fo	nrce		
A:-for 6 mon		Tec		
B:-for one ye	ar			
C:-for one m				
	cancelled by the cour wer:- Option-D	ξ		
		arrant shall state		
A:-the numb				
	nt in which are bound			
	it which he is to atter	d before the court		
D:-all of the	wer:- Option-D			
		nder the Indian Penal Code is g	iven in	
A:-First sched		, and the second se	<del></del>	
	hedule of CrPC			
C:-First sche	dule of IPC thedule of IPC			
	wer:- Option-A			
		property paying revenue to S <sup>1</sup>	ate Government under Section 83 of CrPC	be made through
A:-Collector	of the District where I			<del>-</del>
B:-receiver a				
	oner of police	where land is situated		
•	wer:- Option-A	where fand is situated		
		declaration of forfeiture shall	be heard by High Court consisting of	_ judges.
A:-one				
B:-two				
C:-three D:-all of the	ahove			
	wer:- Option-C			
		which a bond is executed for ke	eping peace under section 106 of CrPC is	
A:-3 years				
B:-two years				
C:-one year D:-6 months				
	wer:- Option-A			
Question13:-X and	d Y were judicially sep		pay maintenance to Y and his daughter who	o is studying and has no disability.
			pay maintenance to his daughter.	
	as she has attained r bay as she is not man			
	e decided as it is disci			
D:-None of th				
Correct Ans	wer:- Option-A			

```
Question14:-A Magistrate making an order under section 133 CrPC considering imminent danger to public can issue injunction under Section 142
CrPC only if the matter is pending for determination
     A:-True
     B:-False
     C:-Partly correct
D:-None of the above
     Correct Answer:- Option-A
Question15:-Which of the statement is true
   An order under Section 144 CrPC can be passed ex-parte
An order under Section 144 CrPC cannot be passed ex-parte
No order under Section 144 CrPC by Magistrate shall remain in force for more than two months
State Government can extend the period to one year under Section 144 CrPC
     A:-A, B and C
     B:-A and C
     C:-A, C and D
     D:-B and C
     Correct Answer:- Option-B
Question16:-When investigation cannot be completed within 24 hours the magistrate to whom such accused is forwarded having jurisdiction can
extend for a term not exceeding _
                                          in the whole.
     A:-10 days
     B:-15 days
     C:-20 days
     D:-30 days
     Correct Answer:- Option-B
Question17: The investigation in relation to rape of a child may be completed within _____ from the date on which the information was recorded by
the officer in charge of the police station.
     A:-15 days
     B:-one month
     C:-3 months
     D:-6 months
     Correct Answer:- Option-C
Question18:-Which of the following statement is true
    Further investigation by police without prior permission is permitted
   Further investigation by police without prior permission is prohibited
Reinvestigation by police without prior permission is permitted
Reinvestigation without prior permission is prohibited
     A:-A and C
     B:-A and D
     C:-B and C
     D:-B and D
     Correct Answer:- Option-B
Question19:-Which of the following statement is true as to the diaries under Section 172 CrPC?
     A:-Neither the accused nor his agents shall be entitled to call for the diaries
     B:-The statements of witnesses recorded during the course of investigation need not be entered in the diaries
     C:-Any criminal court may use this diary as evidence in the case
     D:-All of the above
     Correct Answer:- Option-A
Question20:-When offence is committed outside India except with the previous sanction of ____
     A:-Government where such offence is committed
     B:-State Government
     C:-Central Government
     D:-CBI Director
     Correct Answer: - Option-C
Question21:-When an offence is committed by a non citizen of India on any ship registered in India he can be tried at
     A:-Any court in India
     B:-Cannot be tried in India
     C:-Any place within India where he is found
     D:-Supreme Court
     Correct Answer:- Option-C
Question22:-A magistrate may take cognizance of any offence upon
     A:-receiving complaint of facts of offence
     B:-police report of such facts
     C:-information from any person that such offence is committed
     D:-all of the above
     Correct Answer:- Option-D
Question23:-Which statement is not correct in the case of contents of charge
     A:-Specific name of the offence in the law should be given
     B:-Section of the Law shall be mentioned
C:-Must be written in the language of the Court
     D:-No need to give details of previous conviction

Correct Answer:- Option-D
Question24:-Persons may be charged and tried jointly when
     A:-Persons accused of the same offence committed in the course of the same transaction
     B:-person accused of different offence committed in the course of the same transaction
     C:-person accused of accused of more than one offence of the sane kind under section 219 committed by them jointly within the period of
twelve months
     D:-all of the above
     Correct Answer:- Option-D
Question25:-If the accused pleads guilty the judge
     A:-has to convict
     B:-can use his discretion to convict
     C:-has to order further inquiry
     D:-all of the above
     Correct Answer:- Option-B
Question26:-An application for plea bargaining is made by the accused before _
```

A:-High Court
B:-Sessions Court C:-Court where the offence is pending for trial
D:-Supreme Court
Correct Answer:- Option-C
Question27:-Person once convicted or acquitted not to be tried for same offence is given in Section of Code of Criminal Procedure.
A:-250
B:-280
C:-300
D:-325
Correct Answer:- Option-C  Question28:-Tender of pardon to accomplice with a view to obtain evidence can be given for
A:-any offence
B:-any offence punishable with imprisonment which may extend to seven years or with a more severe sentence
C:-any offence punishable with imprisonment which may extend to five years or with a less severe sentence
D:-only for petty offence
Correct Answer:- Option-B
Question29:-Which statement is true in the case of judgement in every trial in any Criminal court of original jurisdiction?
A:-Shall be pronounced in open court
B:-by delivering whole of the judgement
C:-accused in custody shall be brought up to hear the judgement pronounced D:-all of the above
Correct Answer:- Option-D
Question30:-Confirmation of death sentence shall be submitted by session court
A:-Chief Judicial Magistrate Court
B:-High Court
C:-Supreme Court
D:-No need for confirmation
Correct Answer:- Option-B
Question31:-Power to remit the punishment to which a person was sentenced is with
A:-The Court which issued the punishment B:-High Court
C:-Appropriate Government
D:-Supreme Court
Correct Answer:- Option-C
Question32:-Where a person is unable to give bail with in of the date of his arrest the court will presume him to be an indigent person.
A:-Seven days
B:-Fourteen days
C:-One months
D:-Three months
Correct Answer:- Option-A Question33:-Which of the following irregularities which vitiates proceedings if done by any Magistrate not empowered by law?
A: to hold an inquest under section 176 CrPC
B:-to recall a case and try it himself under Section 410 CrPC
C:-demands security for good behaviour
D:-to sell property under Section 458 CrPC
Correct Answer:- Option-C
Question34:-Limit to imprisonment for non payment of fine shall not exceed of the term of imprisonment which is the maximum fixed for t
offence. A:-half
ATidii B:-one third
C:-one fourth
D:-one fifth
Correct Answer:- Option-C
Question35:-Transportation for life will be construed as
A:-imprisonment for life
B:-not allowing to enter that state for life
C:-not allowing to enter the nation for life
D:-none of the above Correct Answer:- Option-A
Question36:-Limit of punishment of offence made up of several offences the offender shall
A:-be punished with a more severe punishment than for one of such offence
B:-not be punished with a more severe punishment than for one of such offence
C:-be punished with lowest of the punishment
D:-be punished with the average of total punishment
Correct Answer:- Option-B
Question37:-Solitary confinement shall not exceed in the whole.
A:-one year
B:-6 months C:-3 months
D:-one month
Correct Answer:- Option-C
Question 38:-A solider fires on a mob by the order of his superior officer in conformity with the commands of law a has committed
A:-offence
B:-offence but not punishable
C:-no offence
D:-offence but excusable
Correct Answer:- Option-C
Question39:-The right of private defence includes
A:-his own body
B:-body of any other person C:-his property
D:-all of the above
Correct Answer:- Option-D

```
Question 40:- Which of the following is a defence under IPC?
     A:-mistake of law
     B:-mistake of fact
    C:-both 1 and 2
    D:-all of the above
     Correct Answer:- Option-B
Question41:-A person who abets the doing of a thing who ___
     A:-instigates
    B:-engages
    C:-intentionally aids
     D:-all of the above
     Correct Answer:- Option-D
B:-committed the offence but not punishable
     C:-not punishable if B says that he has no complaint
     D:-none of the above
     Correct Answer:- Option-A
Question43:-Punishment for abetting to wage war against Government of India is
     A:-Death
     B:-Imprisonment for life
     C:-Fine
     D:-All of the above
     Correct Answer:- Option-D
Question44:-Punishment for rioting, armed with deadly weapons is
    A:-imprisonment for a term which may extend to two years
     B:-imprisonment for a term which may extend to three years
     C:-imprisonment for a term which may extend to five years
     D:-imprisonment for a term which may extend to seven years
     Correct Answer:- Option-B
Question 45:-When two or more persons by fighting in a public place disturb public peace they are said to commit?
     A:-sedition
     B:-rioting
     C:-affray
     D:-assault
     Correct Answer:- Option-C
Question46:-A public servant knowingly disobeys law with intent to cause injury to any person shall be punished with ___
    A:-simple imprisonment for a term which may extend to one year or with fine or with both
     B:-rigorous imprisonment for a term which may extend to one year or with fine or with both
     C:-simple imprisonment for a term which may extent to three year or with fine or with both
     D:-simple imprisonment for a term which may extent to six months or with fine or with both
     Correct Answer:- Option-A
Question47:-Falsely personating a public servant is punishable with
     A:-imprisonment for a term which may extent to one year or with fine or with both
     B:-imprisonment for a term which may extent to two year or with fine or with both
     C:-imprisonment for a term which may extent to three year or with fine or with both
     D:-imprisonment for a term which may extent to six months or with fine or with both
     Correct Answer:- Option-B
Question48:-A being legally bound to appear before the District Judge as a witness in obedience to a summons issued by the district judge,
intentionally omits to appear. A has committed the offence under section _
     A:-S.153
    B:-S.162
    C:-S.174
     D:-S.185
Correct Answer:- Option-C
Question49:-Which of the statement is true?
    A:-Causing death by negligence is murder
     B:-All culpable homicide is murder
    C:-All murder is culpable homicide
     D:-All of the above
     Correct Answer:- Option-C
Question50:-Who ever been habitually associated with any others for the purpose of committing robbery or child stealing by means of or
accompanied with murder is a
    A:-Robbery
     B:-Dacoity
     C:-Thug
     D:-Affray
     Correct Answer:- Option-C
Question51:-Which one of the following is grievous hurt?
     A:-Dislocation of a bone
    B:-Privation of any member or joint
    C:-Emasculation
    D:-All of the above
     Correct Answer:- Option-D
Question52:-A causes Z to go within a walled space and locks Z in. Z is thus prevented from proceeding in any direction beyond that wall. Which
offence is committed here
     A:-wrongful restraint
    B:-wrongful confinement
     C:-no offence
     D:-use force against
     Correct Answer:- Option-B
Question53: A shakes his fist at Z, intending or knowing it to be likely that he may thereby cause Z to belive that A is about strike Z. What is the
offence committed by A?
    A:-Assault
    B:-Battery
```

```
C:-Criminal force
     D:-Mischief
     Correct Answer:- Option-A
Question54:-Whoever by force compels or by any deceitful means induces, any person to go from any place is said to that person.
     A:-Kidnap
     B:-Wrongful confine
     C:-Abduct
     D:-Extortion
     Correct Answer:- Option-C
Question55:-A threatens to publish a defamatory libel concerning Z unless Z gives him money. He thus induces Z to give him money. The offence
committed by A is
     A:-extortion
     B:-battery
     C:-sedition
     D:-intimidation
     Correct Answer:- Option-A
Question56:-A holds Z down and fraudulently takes Z's money and jewels from Z's cloths without Z's consent. Which offence A has committed?
     A:-theft
     B:-extortion
     C:-robbery
     D:-dacoity
     Correct Answer:- Option-C
Question57:-A, by falsely pretending to be in the civil service, intentionally deceives Z and dishonestly induces Z to let him have on credit goods for which he does not mean to pay. Here the offence committed by A is
     A:-criminal breach of trust
     B:-dishonestly receiving property
     C:-embezzlement
     D:-cheating
     Correct Answer:- Option-D
Question58:-Dishonest or fraudulent removal or concealment of property to prevent distribution among creditors is given in which section of Indian
Penal Code
     A·-S 383
     B:-S.412
     C:-S.415
     D:-S.421
     Correct Answer:- Option-D
Question59:-A voluntarily burns a valuable security belonging to Z intending to cause wrongful loss to Z. A has committed
     A:-mischief
     B:-Nuisance
     C:-Sedition
     D:-Battery
     Correct Answer:- Option-A
Question60:-Whoever enters into or upon property in the possession of another with intent to commit an offence or to intimidate, insult or annoy
any person in possession of such property is said to commit
     A:-House breaking
     B:-House trespass
     C:-Criminal trespass
     D:-Criminal intimidation
     Correct Answer:- Option-C
Question61: A signs his own name to a bill of exchange, intending that it may be believed that the bill was drawn by another person of the same
name. A has committed
     A:-no offence
     B:-fraud
     C:-mischief
     D:-forgery
     Correct Answer:- Option-D
Question62:-Punishment for possession of forged or counterfeit currency notes believing that it is not original and intending to use as original
     A:-imprisonment which may extend for three years or with fine or with both
     B:-imprisonment which may extend for five years or with fine or with both C:-imprisonment which may extend for seven years or with fine or with both
     D:-imprisonment which may extend for ten years or with fine or with both
     Correct Answer:- Option-C
Question63:-Marrying again during the life time of husband or wife is punishable with A:-imprisonment which may extend for one years and shall liable to fine
     B:-imprisonment which may extend for three years and shall liable to fine
     C:-imprisonment which may extend for five years and shall liable to fine
     D:-imprisonment which may extend for seven years and shall liable to fine
     Correct Answer:- Option-D
Question64:-Chapter XX of the Indian Penal Code deals with offences relating to _
     A:-marriage
     B:-defamation
     C:-property
     D:-criminal intimidation
     Correct Answer:- Option-A
Question65:-A, for the purpose of inducing Z to desist from prosecuting a civil suit, threatens to burn Z's house. A is guilty of _
     A:-extortion
     B:-battery
     C:-sedition
     D:-criminal intimidation
     Correct Answer:- Option-D
Question66:-A makes an attempt to pick the pocket of Z by thrusting his hand into Z's pocket. A fails in his attempt as Z have nothing in his pocket.
A is guilty under _
                        section of Indian Penal Code.
     A:-S.378
     B:-S.383
     C:-S.406
```

```
D:-S.511
     Correct Answer:- Option-D
Question67:-Classification of offences under Indian Penal Code is given in
     A:-first schedule of IPC
     B:-first schedule of CrPC
     C:-Ninth schedule of IPC
     D:-Second schedule of CrPC
     Correct Answer:- Option-B
Question68:-Committing affray is
                                       offence
     A:-bailable an non cognizable
     B:-bailable and cognizable
     C:-non cognizable and non bailable
     D:-none of the above
     Correct Answer:- Option-B
B:-facts which are occasion, cause or effect of the fact in issue C:-facts inconsistent with facts in issue
     D:-all of the above
     Correct Answer:- Option-D
Question70:-Previous judgements relevant to bar a second suit or trial is given in Section _____ of Evidence Act.
     A:-S.38
     B:-S.39
     C:-S.40
     D:-S.41
     Correct Answer:- Option-C
Question71:-The basic principle underlined in Section 10 of Evidence Act is _
     A:-Rule of hearsay
     B:-rule of agency
     C:-rule of res gestae
     D:-none of the above
     Correct Answer:- Option-B
Question72:-Burden to prove the plea of alibi raised by the accused is on _
     A:-Prosecution
     B:-Accused
     C:-Witnesses
     D:-State
     Correct Answer:- Option-B
Question73:-A partisan witness is one who is ___
     A:-related to the victim of crime
     B:-related to the offender
     C:-a government officer
     D:-one who is reliable
     Correct Answer:- Option-A
Question74:-Which of the statements is not true?
     A:-presumption of fact is based on logic
     B:-the court cannot ignore presumption of law
     C:-position of presumption of fact is transitory
     D:-presumption of law is not mandatory
     Correct Answer:- Option-D
Question 75:-Whenever there is a provision to the effect that the court shall presume a fact the court
     A:-Cannot exercise its discretion
     B:-Can exercise discretion
     C:-Not compelled to take the fact as proved
     D:-None of the above
     Correct Answer:- Option-A
Question76:-The principle of res geste is given in which section of Evidence Act
     A:-S.3
     B:-S.6
     C:-S.9
     D:-S.12
     Correct Answer:- Option-B
Question77:-The evidence of Test Identification Parade is ____evidence.
     A:-substantive
     B:-corroborative
     C:-incidental
     D:-none of the above
     Correct Answer:- Option-B
Question78:-When facts not otherwise relevant becomes relevant
     A:-if they are inconsistent with any facts in issue
     B:-if they are inconsistent with any relevant facts
     C:-if by themselves or in connection with other facts they make the non existence of any facts in issue highly probable
     D:-all of the above
     Correct Answer:- Option-D
Question79:-Admission is defined in section _____ of Evidence Act.
     A:-S.2
B:-S.3
     C:-S.17
     D:-S.23
     Correct Answer: - Option-C.
Question80:-Which of the following statement is true?
   confessions are a species of which admission is a genus
   admissions are a species of which confession is a genus
   all admissions are not confessions but all confessions are admission all confessions are not admission but all admissions are not confession
```

```
A:-A and C
    B:-A and D
     C:-B and C
    D:-B and D
     Correct Answer:- Option-A
Question81:-Exceptions to hearsay evidence is given in ______ section of Evidence Act.
    A:-S.32
B:-S.14
C:-S.58
    D:-S.53
     Correct Answer:- Option-A
Question82:-Dying declaration must be related to _
     A:-cause of his death
    B:-statement not connected with the cause of death
     C:-statement about death of another person
    D:-all of the above
     Correct Answer:- Option-A
Question83:-Which of the following documents are primary evidence?
     A:-Photostat copy of a document
    B:-Certified copy of a document
     C:-Number of documents made by one uniform process like lithography
    D:-None of the above
     Correct Answer:- Option-C
Question84:-Section 67 A of the India Evidence Act deals with proof as to
    A:-hand writing
     B:-execution
     C:-electronic signature
    D:-cyber security
     Correct Answer:- Option-C
Question85:-In which of the following cases the opinion of experts relevant
     A:-finger impression
    B:-arts
     C:-foreign law
     D:-all of the above
     Correct Answer:- Option-D
Question86:-If the attesting witness denies the execution of the document its execution
    A:-may be proved by other evidence
    B:-cannot be proved
     C:-new document should be executed
     D:-no need to prove as it is considered as executed
     Correct Answer:- Option-A
Question87:-Presumption as to thirty years old document is given in ______ section of Indian Evidence Act.
     A:-S.80
    B:-S.82
    C:-S.90
    D:-S.91
     Correct Answer:- Option-C
Question88:-A gives B a receipt for money paid by B. Oral evidence is offered of the payment. The evidence is ___
     A:-admissible
     B:-inadmissible
    C:-documentary evidence needed
    D:-corroborative evidence needed
     Correct Answer:- Option-A
Question89: When a person is accused of any offence, the burden of proving the existence of circumstances bringing the case within any of the
general exceptions in the Indian Penal Code is upon
    A:-accused
    B:-prosecution
    C:-police
D:-court
     Correct Answer:- Option-A
Question90:-If a person has not been heard of for _____ years by those who would naturally have heard of him is presumed to be dead.
    A:-5 years
B:-7 years
    C:-9 years
D:-10 years
     Correct Answer:- Option-B
Question 91: Presumption of abetment of suicide by the husband if wife committed suicide within a period of years of marriage.
    A:-5 years
    B:-7 years
    C:-9 years
    D:-10 years
     Correct Answer:- Option-B
Question 92:-Which of the following sections in the Indian Evidence Act gives irrebuttable presumption?
    A:-S.107
    B:-S.110
    C:-S.113
     D:-S.112
     Correct Answer:- Option-C
Question93:-Estoppel of tenant and of licensee of person in possession is given in ______ section of Indian Evidence Act.
    A:-S.115
    B:-S.116
    D:-118
     Correct Answer:- Option-B
```

Question94:-Who among the following is exempted from giving evidence under section 121 of Indian Evidence Act? A:-Husband and wife B:-Judge and magistrate C:-Lawyer and client D:-Doctor and patient Correct Answer:- Option-B Question95:-No one can compel the disclosure of A:-communication between barrister and client in professional capacity B:-official communication by public officer made in official confidence
C:-when any information as to the commission of offence by police officer D:-all of the above D:-all of the above
Correct Answer:- Option-D
Question96:-Which of the following statement is true?
A:-Witness not excused from answering on ground that answer will criminate
B:-Production of documents which another person having possession could refuse to produce
C:-A witness cannot be compelled to produce title deeds where he is not a party D:-All of the above Correct Answer:- Option-D Question97:-Who is a competent witness against an accused where conviction can be based on that evidence? A:-Approver B:-Accomplice C:-Co-accused D:-All of the above Correct Answer:- Option-B Question 98:-When an accomplice is pardoned under section 306 of CrPC he becomes A:-Government Witness B:-Independent witness C:-Hostile witness D:-Principal witness Correct Answer:- Option-A Question99:-Examination of a witness by the adverse party is called his \_\_\_\_ A:-cross examination B:-examination-in-chief C:-re-examination D:-none of the above Correct Answer:- Option-A Question100:-The Court shall forbid during examination of witness A:-questions intended to insult B:-questions intended to annoy C:-indecent questions D:-all of the above Correct Answer:- Option-D