2012
LAW — PAPER I
(The Indian Penal Code, Final Report and Framing of Charges including Translation)
(Tamil & English Versions)

Duration: 3 Hours
Maximum Marks: 100

Instructions
(Candidates will be penalized for failure to comply with the following instructions)

1. This is a question cum answer booklet having OMR sheet attached. Do not detach the OMR sheet from the question cum answer booklet. Space for each question is provided against each question. The candidate has to answer the question in the space provided.

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(Turn over)
2. Candidates should not write their Register Numbers anywhere (including question cum answer booklet, graph sheets, maps or in the journal sheets supplied to them) except in the place provided on the OMR sheet attached with the question cum answer booklet. The question cum answer booklet of the candidate, who violates this instruction, will be invalidated.

3. A reduction of one mark will be made for writing register number incorrectly. A reduction of one mark will be made for the omission to write the register number in the space provided for it.

4. Candidates should use only pen (Fountain pen or Ball point pen) with only any one of the three coloured inks viz., Blue or Black (or) Blue Black for all the purposes including answering, drawing, underlining, highlighting etc., in the entire question cum answer booklet.
Candidates should not use sketch pens, pencils or any other writing devices for any purpose. The question cum answer booklets of the candidates, who violate this instruction, will be invalidated.

Candidates have the option to answer the questions either in English or in Tamil. They are permitted to write even partly in English or partly in Tamil.

While answering order, judgements or letter writing questions, candidates should use only the names and/or address given in the question.

The question cum answer booklet of the candidate will also be invalidated for writing candidate's name or initial anywhere in the question cum answer booklet or writing any other name or initial or address in the question cum answer booklet, other than given in the question.
Candidates should not write irrelevant or impertinent remarks or any appeal or any marks revealing identity of the candidates or irrelevant matter including an appeal or invoking sympathy of the examiner for higher marks in the question cum answer booklet. The candidates who violate these instructions will be disqualified for that recruitment.

Candidates are also prohibited from communicating or copying from one another or seeking the help of an invigilator or any outsider. Candidates are also strictly prohibited from writing anything on the memorandum of admission. They are also prohibited from carrying the cellular phone, pager, scrap or rough paper into the examination hall.

Do not tear off any leaves from your question cum answer booklet.

Do hand over your question cum answer booklet and OMR sheet personally to the invigilator before leaving the examination hall.
India being a land of diversity, people of different castes, creeds and communities live together. The divergence in norms, customs, taboos, traditions, values and moral standards of the people belonging to different groups often lead to frequent clashes which provide fertile ground for the incidence of crime. It may further be added that with the growing complexities of modern life, many anti-social acts which were hitherto considered to be immoral and offensive and received public condemnation have now almost become a part and parcel of everyday life. Bribery and corruption are just a few examples of this change in attitude of the people.

Consequently, the difference between criminals and non-criminals has drastically narrowed down. That is to say, both criminals and non-criminals indulge in similar activities. The only difference between them being that the former are caught in legal net because of their lack of skill and vigil while the latter go scot-free being shrewd enough to manipulate their non-detection and escape. Thus it is evident that the attitude of the society towards criminality has changed with the changing patterns of Indian society.
2. பிரச்சனைகளுள் அடைய்ப்பு செய்யும் நல்லுப் பாடல் / Translate the following passage into English:

(10 marks)

காலுடன் அய்வறக்கும் ஆடுகள் கலந்த நல்லுப் பாடலுக்கு தனி விளக்கத்தை வைக்கிறது. பிற்காலத்தில் அருங்காட்சிகள் தோன்றி விளக்கத்தை விளக்கும். அவ்வர் அவற்றின் வரையறையுடன் முதலே அவது அளவில் நவீகை பொருந்து கொண்டுள்ளார். அவ்வர் பிரச்சனைகளையும் அவர் பயன் செய்ய வேண்டிய விளக்கங்களையும், தமிழ் மொழியில் வைக்கிறார்.

இருவர் பல்கலைக்கழகத்தில் உள்ள நல்லூர் வைக்கிறார். பல்கலைக்கழகத்தில் ரூர்த்தான இன்றியத்திற்காக. குறிப்பிட்டு புது நல்லூர் செய்து கொண்டு அறிமுகம் குறிப்பிட்டுள்ளார்.

நல்லூர் பல்கலைக்கழகத்தில் உள்ள நல்லூர் வைக்கிறார். வைக்கும் பாடல்கள் வரையறையுடன் முதலே வைக்கும் விளக்கத்தை வைக்கிறார். புது நல்லூர் வைக்கும் விளக்கத்தை வைக்கும் விளக்கத்தை வைக்கிறார். புது நல்லூர் வைக்கும் விளக்கத்தை அறிமுக மொழியில் வைக்கிறார். புது நல்லூர் வைக்கும் விளக்கத்தை அறிமுக மொழியில் வைக்கிறார்.
PART - B

Note: Answer Question No. 1 and any other four questions (Each in not more than 250 words). All questions carry equal marks.

Q. 1. (a) अवश्य (आ) शब्दावली द्वारा प्रेमायुक्त विषय समझाओः

Answer either (a) or (b):

(a) प्रेमायुक्त शब्दावली द्वारा प्रेमायुक्त विषय समझाओः

(b) प्रेमायुक्त शब्दावली द्वारा प्रेमायुक्त विषय समझाओः

a) A was already undergoing imprisonment. B, the jail doctor administered enema to A against the will of A. Hence A was to be confined in the cell. The doctor was prosecuted for wrongful confinement.

Illustrate with provisions of law and decided cases whether the doctor committed the said offence.

b) The employees of the State owned Transport Corporation protesting against the decision of the State to privatise the bus routes, took out a procession. During the procession they used vulgar and indecent words against the Transport Minister. The employees were prosecuted for defamation.

Illustrate with provision of law and decided cases whether the employees committed the said offence.
2. "Subject to very limited exceptions, drunkenness is no defence in a criminal charge." (Lord Denning)

How far this dictum is true under Indian Penal Code?

3. What is transferred malice? Explain it with relation to culpable homicide, with the help of illustrations and explanations offered under the Indian Penal Code.

4. Explain the circumstances where the act of a person would amount to arson.

5. Give the essential ingredients of criminal trespass and also explain the various circumstances where criminal trespass would amount to house trespass.
Q. 6. Explain the principles laid down in the following cases:

a) Barendra Kumar Ghosh vs King Emperor AIR 1925 PCI(7)

b) Kehar Singh vs State (Delhi Admm.) AIR 1988 SC1883.

Q. 7. Write short notes on any two of the following:

a) Screening of offenders.

b) The Law of inchoate crimes.

c) Counterfeiting currency notes.
### DELA

#### PART - C

**Marks: 2 x 10 = 20**

**Note:** Answer both the questions. Each in not more than 200 words. Both the questions carry equal marks.

<table>
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<tr>
<th>Q. 1</th>
<th>Examine the rights of the accused when a court is making an order for further investigation by the police.</th>
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| Q. 2 | **a)** Explain charge. Explain in brief the provisions relating to the form of a charge under the Criminal Procedure Code.  
**b)** Based on the following facts frame the charges:  
A rented out on 1.8.1999 his house at East Masi Street, Madurai to B. Since B did not remit the rent regularly, A filed a petition for eviction. The Rent Tribunal ordered for eviction on 24.2.2007. Even after that B did not vacate the house. Provoked by this A with the assistance of X, Y, and Z entered the disputed house on 23.08.2007 and evicted B. When B had resisted, X, Y and Z attacked B and thereby B sustained grievous injuries. |
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