

DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

May, 2010

LAW-PAPER I (LAND LAWS OF WEST BENGAL AND GENERAL LAWS)
(WITHOUT BOOKS)

Time Allowed : 3 Hours

Full Marks : 100
Pass Marks : 50

Group - A

Answer any five questions.

1. (a) What is the provision for choice of retention of land by an intermediary under the W.B. Estate Acquisition Act 1953 ?
(b) Could an intermediary amend, elect or alter his choice of land once he had exercised such choice ? 5+5
2. (a) What is, actually, the meaning of Estate Acquisition ?
(b) Has the acquisition of estates been saved under the Indian Constitution ? 5+5
3. It is said that after enforcement of Chapter VI of the Estate Acquisition Act, a Co-Sharer riyat of a Holding Ceased to be a Co-Sharer. How would you explain ? 10
4. (a) Define 'land' under the West Bengal Land Reforms Act.
(b) How would you explain the meaning of 'Homestead' and 'Tank fishery' which have not been defined under the W.B. Land Reforms Act. 5+5
5. What are the modes by which a riyat belonging to Scheduled Caste may transfer his land under section 14C of the West Bengal Land Reforms Act ? 10
6. What are the list of transfers which cannot be Pre-exempted under Section 8(2) of the Land Reforms Act ? 10
7. What are the provisions for sub-soil rights of a riyat under section 4(2) of the West Bengal Land Reforms Act and under section 5(2) of the West Bengal Estate Acquisition Act ? 10

Group - B

Answer any five questions.

8. (a) Enumerate the circumstances under which a Magistrate may pass order under section 133 Criminal Procedure Code.
(b) How such orders are conditional orders ? 8+2

P.T.O.

9. (a) What are the two important powers of an Executive Magistrate competent to hold "inquest" which a Police officer does not possess ?
- (b) If a man violates curfew order, under which provision of law he will be punished ? 8+2
10. Distinguish between riot and affray. 10
11. (a) Define "Bribery" "undue influence at elections" and "Personation at Elections" under the Indian Penal Code in relation to offences relating to elections.
- (b) What is the fundamental differences between offences under the Indian Penal Code and corrupt practices listed in the Representation of the People Act ? 7+3
12. (a) Write a short note on T.I.Parade and its evidentiary value.
- (b) What will be the consequences if the accused refuses to participate in the T.I. Parade or himself prays for T.I. Parade. 6+4
13. (a) How a dying declaration is relevant under the Indian Evidence Act ?
- (b) Can the statement recorded as dying declaration be put to any use if the maker thereof survives ? 6+4
14. (a) Is a Muslim wife entitled to maintenance under section 125 Criminal Procedure Code ?
- (b) Say, if sexual intercourse with unmarried woman, Prostitutes or even widows will be adultery under section 497 of the Indian Penal Code. 6+4
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