

DEPARTMENTAL EXAMINATION OF INSPECTORS OF CENTRAL TAX

PAPER-IV - LAW (With Books)

Date: 23.09.2020
TIME: 2.00 PM to 5.00 PM

MAXIMUM MARKS: 100
PASS MARKS: 50

Note :-

1. All Questions are compulsory.
2. Candidates have options to answer in Hindi
3. Relevant authority must be quoted for all answers.
4. Use of Mobile / Smart Phones is strictly prohibited during examination.

Suggested Books :-

1. The Constitution of India.
2. The Indian Penal Code 1860 (45 of 1860)
3. The Code of Criminal Procedure, 1973 (2 of 1974)
4. The Code of Civil Procedure, 1908 (5 of 1908)
5. The Indian Evidence Act, 1872 (1 of 1872)
6. The Provisional Collection of Taxes Act, 1931 (16 of 1931)

Q.No.1 Define **any four** of the following. One definition from each part is compulsory. Answer may be limited to **50 words**. [2.5x4=10]

Constitution of India

(i) Parliamentary Committees

(ii) Term of Office of President

Indian Penal Code, 1860

(iii) Movable Property

(iv) Good Faith

Evidence Act, 1872

(v) Accomplice

(vi) Examination in Chief

Cr PC, 1973

(vii) Pleader

(viii) Warrant- case

Q.No.2 Explain the following terms. **All parts** of the questions are **compulsory**. Answers may be limited to **30 words**. [2x10=20]

(i) Confinement

(vi) Service of Summons on witness by post

(ii) Summons Case

(vii) Acquittal

(iii) Reason to believe

(viii) Local Inspection

(iv) Abettor

(ix) Proof of facts by oral evidence

(v) Affray

(x) Primary evidence

Q.No.3 Answer **any four** from the Constitution of India. Answer may be limited to 50 words. [2.5x4=10]

(i) What are the rights of minorities to establish and administer educational institutions?

(ii) Short note on Equal justice and free legal aid.

(iii) Constitution of the Parliament.

(iv) What is the power of High Courts to issue certain writs as per Constitution?

(v) What is the bar to interference by courts in electoral matters?

(vi) What do you mean by the statement "Supreme Court to be a court of record"?

IPC 1860

Q.No.4 Answer **any five** questions from the following. Explain your answer quoting relevant provisions of the law. [3x5=15]

(i) Discuss "Dishonest misappropriation of property" with an illustration.

(ii) What is Public Nuisance? Explain with example.

(iii) What is the "Punishment for Rioting" as per IPC, 1860?

(iv) Explain offense related to public servant disobeying law, with intent to cause injury to any person.

(v) Short note on "Refusing to answer public servant authorized to question".

(vi) Explain offense related to "Personating a public servant"?

(vii) Define **any three** of the following: -

(a) Valuable Security

(c) Public

(e) A Will

(b) India

(d) Judge

(viii) What is the limit of punishment of offence made up of several offences?

Evidence Act 1872

Q.No.5 Answer **any five** questions from the following. Explain your answer quoting relevant provisions of the law. Answer may be limited to **50 words**. **[3x5=15]**

- (i) What are the situations in which "Proof of execution of document required by law to be attested"?
- (ii) Discuss "Estoppel of acceptor of bill of exchange, bailee or licensee" with illustration.
- (iii) Discuss "Relevancy of certain evidence for proving, in subsequent proceedings, the truth of facts therein stated"?
- (iv) Explain "Facts bearing upon opinions of experts" Give suitable illustrations.
- (v) Bring out "On whom burden of proof lies". Explain with examples.
- (vi) Short note on Confidential communications with legal advisers"?
- (vii) With respect to Examination of witness, elucidate "Court to decide when question shall be asked and when witness compelled to answer".
- (viii) Explain "Witness not excused from answering on ground that answer will criminate"

Civil Procedure Code, 1908

Q.No.6 Answer **any four** questions from the following. Answer may be limited to **50 words**. **[2.5x4=10]**

- (i) What are the powers of Court to enforce execution?
- (ii) Explain "Detention and Release".
- (iii) Short note on "Constitution of Rule Committees in certain States".
- (iv) Discuss Appeal from original decree.
- (v) How an appeal is decided where appeal is heard by two or more Judges?
- (vi) What are the Production, impounding and return of documents rules?

Criminal Procedure Code, 1973

Q.No.7 Answer **any four** questions from the following. Answer may be limited to **50 words**. **[2.5x4=10]**

- (i) Discuss "Contents of Charge".
- (ii) **Define:-**
 - (a) Notification
 - (b) Local Jurisdiction
 - (c) Metropolitan area
 - (d) Judicial proceedings
 - (e) Inquiry
- (iii) Discuss "Sentence in cases of conviction of several offences at one trial"
- (iv) Discuss "Claims and objections to attachment"
- (v) In what situations can a court alter charge? Explain with illustration.
- (vi) Explain "Prosecution of Judges and public servants".

Q.No.8 All parts of the question are **compulsory**.

- (i) When are traders exempt from GST registration? **[2]**
- (ii) Explain anti profiteering with examples. **[4]**
- (iii) How are the E-Commerce operators taxed under GST? **[4]**
