

MIZORAM PUBLIC SERVICE COMMISSION
DEPARTMENTAL EXAMINATIONS FOR INSPECTOR
UNDER EXCISE & NARCOTICS DEPARTMENT, GOVERNMENT OF MIZORAM
OCTOBER, 2020

PAPER – III

Time Allowed : 3 hours

FM : 100 PM : 40

Marks for each question is indicated against it.
Attempt all questions.

ND & PS Act, 1985 and Rules

1. State whether a Judicial Magistrate other than a Special Judge has any authority for detaining the accused of the commission of an offence under the ND&PS Act, 1985 when the investigation could not be completed within 24 hours. (2)
2. State the prescribed maximum period of imprisonment where the contravention involves small quantity in relation to manufactured drugs and preparations under the ND&PS Act, 1985? (2)
3. State the minimum period of imprisonment prescribed for the offender where the contravention involves commercial quantity in relation to psychotropic substance under the ND&PS Act, 1985? (2)
4. What is 'ganja' as defined in the ND&PS Act? (3)
5. What is the prescribed period for making full report of such arrest or seizure by the officer concern to his immediate superior officer? (3)
6. What are Commercial Quantity under the ND&PS Act? (3)
7. (a) State the 'Registered medical practitioner' as defined in the ND&PS Rules. (5)
OR
(b) Who are 'Licensed Dealer' in relation to the ND&PS Rules? (5)
8. (a) Define 'Coca Derivatives'. (5)
OR
(b) Define 'Opium Derivatives'. (5)
9. (a) Define 'Controlled Substance' within the context of ND&PS Act. (5)
OR
(b) Define 'Psychotropic Substance' within the context of ND&PS Act. (5)

10. (a) State under what circumstances that suspension, remission or commutation can be given in any sentence awarded under the ND&PS Act 1985. (10)

OR

- (b) State whether the offence under the ND&PS Act, 1985 is cognizable or not. Also state the limitations prescribed by the Act for granting bail upon the accused where the offences involving is commercial quantity. (10)

11. (a) When are the vital procedures for legalizing conduct of entry and search of premises without warrant or authorisation between sunrise and sunset? (10)

OR

- (b) State whether search of the person of female by a male official is permissible. Also state whether search of the person of female by a male official due to non-availability of female official at the time of search can be held lawful where narcotic drug or psychotropic substance was actually recovered from her by the male official. If so, state reasons. (10)

Mizoram Liquor (Prohibition and Control) Act & Rules, 2014

12. What is the starting month of 'Year' in relation to the Mizoram Liquor (Prohibition and Control) Rules? (2)
13. Which court is competent for trial of the offence punishable under the Mizoram Liquor (Prohibition and Control) Act, 2014? (2)
14. Who has the authority to declare dry day under the Mizoram Liquor (Prohibition and Control) Act, 2014? (2)
15. When does the Mizoram Liquor (Prohibition and Control) Act, 2014 came into force? (2)
16. Which Acts have been repealed by the Mizoram Liquor (Prohibition and Control) Act, 2014? (2)
17. State whether the Mizoram Liquor (Prohibition and Control) Act, 2014 is still in force or not. (2)
18. Define 'Public Place' in relation to the Mizoram Liquor (Prohibition and Control) Act, 2014. (3)
19. What are 'Nuisance' as defined by the Act? (3)
20. State upto which level consumption and influence of alcohol is deem to b proved by using breathalyser. (3)
21. What are 'intoxicating liquor' as stated by the Mizoram Liquor (Prohibition and Control) Act, 2014? (4)

22. (a) Distinguish between 'Wine' and 'Zu' as defined by the Mizoram Liquor (Prohibition and Control) Act, 2014. (8)

OR

- (b) State the prescribe procedure in the event of an arrest caused by a private person on any offender of non-bailable and cognizable offence under the Mizoram Liquor (Prohibition and Control) Act, 2014. (8)

23. (a) What are the prerequisite conditions for granting bail upon the accused of an offence punishable for imprisonment of 3 years or above under MLPC ACT 2014? (8)

OR

- (b) Can the offender of consuming liquor in public place under MLPC Act, 2014 be compelled to do social work in lieu of imprisonment and fine. If so, state for how long such offender can be compelled to do social work. (8)

24. (a) What are the punishment for contravention of Section 42 of the Act as laid down in Section 43 of the Act? (9)

OR

- (b) State the meaning of presumption of culpable mental state and presumption to the commission of offence as defined by the Act. (9)

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