

MIZORAM PUBLIC SERVICE COMMISSION

MIZORAM CIVIL SERVICE (JUNIOR GRADE) DEPARTMENTAL EXAMINATIONS GOVERNMENT OF MIZORAM, JULY, 2019

PAPER - II

Time Allowed : 3 hours

Full Marks : 100

Pass Marks : 40

Answer any ten (10) questions.

All questions carry equal marks of 10 each.

1. A, B, C, D & E armed with weapons entered into Z's house in order to get forcible possession of the house. Grave injuries were inflicted on Z and his family. A shot Z with a pistol and died. C stole some jewellery from Mrs.Z and D raped Y, the daughter of Z. Discuss the liability of each member of the group involved in the case.
2. The fundamental principal of penal liability is '*actus non-facit reum, nisi mens sit rea*' which means the act itself is not criminal unless accompanied by a blameworthy mind. Elaborate this statement.
3. 'The law does not expect a citizen to a rank coward or to leave his house at the mercy of a burglar'. Discuss this provision of law in regard to right of private defence.
4. Write down the stages of commission of a crime with suitable illustrations and relevant case laws.
5. Discuss the underlying principle of the legal maxim '*Nemo debet bis vexari pro una et eadem causa*' (a man shall not be twice vexed for one and the same cause).
6. What guidelines should be kept in mind while considering bail applications under the provisions of the Criminal Procedure Code, 1973? Under what circumstances can bail be cancelled?
7. Describe the provisions relating to investigation by police mentioning the types of offence under the Criminal Procedure Code, 1973.
8. During the course of a criminal investigation, the accused desires to make a confession. What procedure should be followed to obtain a proper confession?
9. Evidence may be given in any suit or proceeding of the existence or non-existence of every fact in issue and of such other facts as are hereinafter declared to be relevant and of no others. Discuss.
10. In certain cases the State has been given the privilege not to produce certain documents which relates to the 'affairs of the state'. Discuss the law relating to it.
11. What is the rationale of making a dying declaration relevant? What are the essential requirements of a dying declaration?
12. Discuss the underlying principle of the phrase '*res gestae*' with suitable illustrations.