

DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE I. A. S.

May, 2008

ACCOUNTS - PAPER II (WITH BOOKS)

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks : 50

Answer any four questions from Group-A and one question from Group-B

Group - A

1. Describe the procedure for receipt of Govt dues and check of revenue receipts by Departmental Officers. 20
2. (a) When a Govt. servant is entitled for joining time? What is the period admissible? 10
- (b) What are the conditions for counting service for increments? 10
3. Write short notes on :
 - (a) Supplementary estimate.
 - (b) Internal check against irregularities, waste and fraud.
 - (c) Contingent register.
 - (d) Monthly accounts and returns of Treasury. 5x4
4. How are accounts of the Central and State Govt. are made with the Bank? 20
5. (a) Describe procedure for payment of Grants-in-aid, contributions etc. 10
- (b) What is lapsed deposit? How it is repaid? 10
6. (a) What is the principles for calculation of Travelling Allowance? 10
- (b) Describe the point of commencement and end of journey alongwith State Govt. decision. 10

Group - B

7. Describe the procedure for write off of losses. 20
8. Write short notes on :
 - (a) Combination of different kinds of leave.
 - (b) Family.
 - (c) Local journey.
 - (d) Recall from leave.
 - (e) Special contingencies. 4x5

DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

November, 2004

LAW-PAPER II (LAND LAWS AND GENERAL LAWS)
(WITH BOOKS)

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks-60

Group-A

(Land Laws)

Answer Question No.1 and two more questions from the rest.

1. Write notes on any four of the following expressions :
 - (a) Person interested,
 - (b) Protection against illegal eviction,
 - (c) Imposition of cesses,
 - (d) "Land" as per, Central Act and W.B.Act on Requisition and Acquisition,
 - (e) Damage (in respect of acquired land). 4½x4 =18
2. How does an occupier of a homestead get settlement of land for settling the land with him ? Who is authorised to settle such land and what procedure is followed for such settlement ? What is the status of such occupier ? 6+6+4=16
3. (a) Underscore the provisions relating to the manner of transfer of non-agricultural land.
- (b) State the grounds under which a person who is aggrieved by any entry or omission from a settlement rent-roll confirmed under section 32 of the Act concerned may institute a suit in the civil court for the possession of the land in question. 8+8=16
4. State the provisions for disposal of vacant land acquired under the Urban Land (Ceiling and Regulation) Act, 1976. What is the meaning of "Common good" as appears in the relevant section of the Act ? 16

Group-B

(General Laws)

Answer Question No.5 and two more from the rest.

5. Write short notes on any six of the following :
 - (a) Prohibited arms,
 - (b) Denaturant,
 - (c) Explosive Substance,
 - (d) Person,
 - (e) Registration of "Authority to adopt a son",
 - (f) Conductor's Licence,
 - (g) Stamp duty on a deed of partnership,
 - (h) Culpable mental States. 3x6=18
6. State the scope and applicability of section 19 of the Prevention of Corruption Act, 1988. Is the accused to be heard before grant of sanction ? 16

P.T.O.

7. (a) What are the two independent proceedings envisaged in the Essential Commodities Act, 1955 against a person charged with contravention of violation of an Order made under section 3 in relation to an essential commodity ? Give brief answer.
- (b) Who is/are now having jurisdiction to try offences under the aforesaid Act ? 12+4=16
8. (a) Who may file an election petition for declaring an election to be void ? On what ground or grounds an election petition may be presented ?
- (b) State about three of the election offences. 10+6=16



DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

May, 2005

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

Time Allowed : 3 Hours

Full Marks : 100

Pass marks : 60

Group-A

Answer Question No.1 and any two questions from the rest.

1. Write short notes on any four of the following :
 - (a) Land
 - (b) Personal cultivation
 - (c) Encumbrance
 - (d) Homestead
 - (e) Agricultural land
 - (f) Rent 4½x4
2. (a) State the designation of the officer to whom appeal can be made if
 - (i) The order is made by the Revenue officer
 - (ii) The order is made by the Collector of a district within the Division. 8
 (b) Can the Collector transfer an appeal preferred to him ? 8
3. Discuss the provisions of the West Bengal Land Reforms Act, 1955 relating to transferability of holding of a raiyat. 16
4. Can the Collector take charge of estates and rights of intermediaries vested in the State ? Discuss in detail. 16
5. Is there any provision in the West Bengal Estate Acquisition Act, 1953 enabling the Collector to impose penalty on any person for non-compliance of his order ? If so, discuss the provisions. 16

Group-B

Answer Question No.6 and two more from the rest.

6. Distinguish between (any four) :
 - (a) Dishonestly and fraudulently
 - (b) Common intention and common object
 - (c) Investigation and inquiry
 - (d) Charge and offence
 - (e) Judgement in rem and judgement in personam
 - (f) Ordinary witness and expert. 4½x4
7. Write short notes on any four of the following :
 - (a) Presumption of innocence of the accused
 - (b) Mens rea
 - (c) Framing of charge
 - (d) Revision
 - (e) Admission
 - (f) Dying declaration. 4x4
8. Explain the term "Competent to testify". State whether a lunatic is a competent witness to testify. 16

9. State the provisions of the Criminal Procedure Code, 1973 for
- (a) Service of summons on Government servant
 - (b) Service of summons outside local limits
 - (c) Service of summons on witness by post. 16
10. (a) A, a child of 10 years, stole a ring worth Rs.200/- and sold it to B, a major at Rs.50/-. A and B are put up for trial, the former on a charge of theft and the latter for receiving stolen property. State giving reason whether A and B can be punished. 8
- (b) A workman throws snow from a roof giving proper warning. A passerby is nevertheless killed. State the offence, if any, committed by the workman. 4
 - (c) A is carried off by a tiger. In order to save A, B fires at the tiger not intending to kill A. B's shot gives A a mortal wound. State whether B has committed any offence. 4



DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
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May, 2005

LAW-PAPER II (LAND LAWS AND GENERAL LAWS)
(WITH BOOKS)

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks - 60

Group - A

Answer Question No. 1 and two more from the rest.

1. Write notes on the following expressions (Any four) :-
 - (a) Master plan
 - (b) Non-agricultural tenant
 - (c) Rent under the Cess Act, 1880
 - (d) Public Land
 - (e) Urban Land. 4½ x 4 = 18
2. What is the object of the W.B. Acquisition and settlement of Homestead Land Act, 1969? Name the area or areas, if any, where this Act is not applicable. 8 + 8 = 16
3. Who is a Revenue Officer under W.B. Non-agricultural Tenancy Act, 1949? State the provisions relating to time and place for payment of rent of a non-agricultural tenancy. 4 + 12 = 16
4. Discuss the powers of the W.B. State Government to requisition land, as provided under the W. Bengal Land (Requisition and Acquisition) Act, 1948. Can the Government exclude coal mine lying under the land to be requisitioned? 12 + 4 = 16

Group - B

Answer Question No. 5 and any two more from the rest.

5. Write notes on the following (Any four) :-
 - (a) Gram
 - (b) Ammunition
 - (c) Service by post
 - (d) Essential Commodity
 - (e) Ordinarily resident
 - (f) Primary object of State Co-operative Union. 4½ x 4 = 18
6. Discuss the Composition and functions of Samanway Samiti. 16
7. Explain the term 'Expecting to be a public servant'.
Mention three circumstances under which a public servant is said to have committed the offence of criminal misconduct. 4 + 12 = 16
8. What is the function of election agent?
What should be done when a ballot box at a polling station is unlawfully taken out or damaged or destroyed? Explain the term 'Bribery' under the Representation of the People Act, 1951. 2 + 6 + 8 = 16

DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

November, 2005

LAW-PAPER II (LAND LAWS AND GENERAL LAWS)
(WITH BOOKS)

Time Allowed - 3 Hours

Full Marks : 100

Pass Marks : 60

Group-A

Answer Question No.1 and any two from the rest :-

1. Write notes on any four of the following expressions :-
 - (a) 'Land' and 'holding' under the Cess Act, 1808.
 - (b) Improvement
 - (c) Unauthorised occupation
 - (d) Vacant land
 - (e) Occupier. 4½x4
2. Discuss the powers of the Board of Revenue in the matter of valuation and revaluation of land. 16
3. Who is an under-tenant ? When is he liable to be ejected ? 4+12
4. What are the powers of the Competent Authority under the Urban Land (Ceiling and Regulation) Act, 76 ? How and when can an appeal be preferred against the order of the Competent Authority ? 10+6

Group-B

Answer Question No.5 and any two from the rest :-

5. Answer any four to the following questions in short :-
 - (a) What is the penalty for filing false affidavit with intent to be elected in election ?
 - (b) What is meant by 'arms' in the Arms Act, '59 ?
 - (c) Who is qualified to be a Special Judge to try corruption cases ?
 - (d) Which are essential commodities ?
 - (e) What is 'explosive substance' ? 4½x4
6. What are the Powers of an Election Observer under the Representation of the People Act, 1951 ? 16
7. How a repealed enactment can be revived ? What is the effect of repeal ? 4+12
8. Who is empowered to settle a dispute regarding the business of a Co-operative Society ? How such dispute is settled ? 4+12

DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

November, 2005

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

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks : 60

Group - A

Answer Question No.1 and any two questions from the rest.

1. Write short notes on any four of the following :
 - (a) Agricultural land;
 - (b) Homestead;
 - (c) Incumbrance;
 - (d) Land;
 - (e) Personal cultivation;
 - (f) Consolidation. 4½x4
2. (a) Define the terms 'raiyat', 'irrigated area', and 'standard hectre' under the West Bengal Land Reforms Act, 1955.
- (b) What is the ceiling area of land to be allowed to a raiyat under the provision of the West Bengal Land Reforms Act, 1955 ? 12+4
3. (a) What are the restrictions on transfer of land by a raiyat under the West Bengal Land Reforms Act, 1955 ?
- (b) What consequences a raiyat is liable to suffer for transfer of land in contravention of such restrictions ? 12+4
4. (a) What are the provisions for dealing with the transfer of lands made not in a bonafide way by an intermediary in between May 5, 1953 and the date of vesting under the West Bengal Estate Acquisition Act, 1953 ?
- (b) Which transfers are presumed to be not bonafide under section 5A of the Act ? 12+4
5. (a) What procedure is laid down in the West Bengal Estate Acquisition Act, 1953 for preparation of Record of Rights ?
- (b) How can a mistake in such Record of Rights be corrected ? 12+4

Group - B

Answer Question No.6 and any two questions from the rest.

6. Distinguish between (any four) :
 - (a) Decree and order
 - (b) Res Sub Judice and Res Judicata
 - (c) Enquiry and Trial
 - (d) Wrongful gain and wrongful loss
 - (e) Proved and Disproved. 4½x4
7. State what offences, if any, has been committed in the following cases :
 - (i) A puts jewels into a box belonging to Z, with the intention that they may be found in that box and that this circumstance may cause Z to be convicted of theft.

- (ii) A offers an insult to a District Judge in private interview when he was not sitting in any stage of a judicial proceeding. Has A committed the offence of Contempt of Court ?
- (iii) A offers a bribe to B, a public servant, as a reward for showing A some favour in the exercise of B's official functions. B refuses to accept the bribe.
- (iv) A Superintendent of Police gave a warrant under the Gambling Act to D, a Sub-Inspector to arrest persons found gambling in a certain house. In order to save two persons from punishment for having committed an offence under the Gambling Act in that house D framed a first information report and a special diary incorrectly. What offence has the Sub-Inspector committed ?
4x4

8. Write short notes on any four of the following :

- (a) Court witness
- (b) Inadmissible evidence
- (c) Unstamped documents
- (d) Retracted confession
- (e) Benefit of doubt
- (f) Test Identification Parade. 4x4

9. (a) State the provisions of law relating to arrest of any person by a police officer without an order from a Magistrate and without a warrant. Discuss about the power to arrest and justification for exercise of that power.

- (b) When and how a Judicial officer can be arrested for any offence ? Give your justifications in details. 10+6

10. Solve the following problems :

- (a) The accused demanded one rupee from the deceased which the latter owed him. The deceased promised to pay later and the accused thereupon kicked him twice on the abdomen and the person collapsed and died. Of what offence is the accused guilty ?
- (b) A, not being a member of the University at Cambridge, goes to a shop, wearing a commoner's cap and gown and obtains goods. He did not intend to pay for them. Has he committed an offence ? If so, why ?
- (c) The police sends up an accused person for trial. In the charge sheet submitted by the police the nature of the information is not set forth and it is only stated that the case was fully investigated and that the accused was found to have committed an offence under section 379 IPC(Theft). Can the Magistrate legally take cognizance in this case ?
- (d) A is wounded within the local limits of the jurisdiction of court X and dies within the local limits of the jurisdiction of court Z. Where can the offence of culpable homicide of A be enquired into or tried ? 4x4



DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

MAY, 2006

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

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks : 60

The figures in the margin indicate marks for each question.

GROUP - A

Answer Question No. 1 and any two questions from the rest.

1. Write short notes on any four of the following : 4½x4
 - (a) Intermediary
 - (b) Bonafide transfer vis-a-vis date of vesting
 - (c) Rent
 - (d) Diluviated land
 - (e) Standard hectare
 - (f) Raiyat's family.

2. (a) What consequence would follow in case an intermediary fails to exercise his choice of retention of land in the prescribed manner within the stipulated period in accordance with the provisions of the West Bengal Estates Acquisition Act? 8
- (b) A portion of an intermediary's land is attached in execution of a rent-decree and eventually sold in auction. The land so sold after the appointed date was liable to vest in the state under sec.5 of the aforesaid Act. Examine the validity of such sale and its consequence. 8

3. Section 57B of the West Bengal Estates Acquisition Act seeks to pose a statutory bar to oust the jurisdiction of a Civil Court to entertain or decide a suit or proceeding where a question as to the correctness or otherwise of the entries of the published record of rights or that of a raiyat's right, title or interest in a holding affected by such Act or his right to retain a part thereof is involved.
Do you consider this bar to be sufficient to oust the Civil Court's jurisdiction absolutely in respect of the aforesaid matters? 16

4. (a) 'Transfer of his holding by a raiyat by way of mortgage is generally void' - Appraise the proposition. 10
- (b) Specify the grounds on which cultivation by a bargadar may be lawfully terminated. 6

5. (a) Indicate the maximum quantum of land the raiyats with diverse family compositions are entitled to hold under the W.B.L.R. Act. 10
- (b) Is the owner entitled to resume personal cultivation of his land where the concerned bargadar either surrenders his right as such or abandons the cultivation of the related land? 6

GROUP - B

Answer Question No.6 and any two questions from the rest.

6. Distinguish between (any three) 6x3
- (a) Complaint and First Information Report
 - (b) Wrongful gain and wrongful loss
 - (c) Rioting and Affray
 - (d) Criminal Misappropriation and Breach of Trust
 - (e) Disproved and Not proved
 - (f) Primary evidence and Secondary Evidence.
7. Write short notes on any four of the following : 4x4
- (a) Compounding of an offence
 - (b) Commutation of a sentence
 - (c) Reason to believe
 - (d) Lurking trespass
 - (e) Refreshing memory
 - (f) Burden of proof.
8. Specify the duty cast on the nearest Magistrate when he receives an information from the Police Officer reporting that a woman has allegedly committed suicide under suspicious circumstances within seven years of her marriage and has also been hurriedly buried. 16
9. The District Magistrate receives a complaint supported by an affidavit that a certain abducted woman has been kept confined in a house at a given address. What action is the concerned Magistrate required to take to discharge his duty, as enjoined by law? 16
10. Answer any two of the following with supporting reasons : 8x2
- (a) A was seized by a gang of dacoits and was further threatened with murder if he refused to accompany them to a house where they intended to commit a dacoity. A was thus forced to stay on with them while the dacoity was being committed by them. Is A entitled to the impunity extended under Chapter IV of the Indian Penal Code, categorised as 'General Exceptions'?
 - (b) X, intending to cause a theft being committed in Y's house, induced Z to fetch the wrist watch lying on Y's table inside his room. The watch belonged to Y. Z was, however, led to believe that it was X's watch. Z took away the watch and made it over to X. Indicate the offence/offences committed by X and Z.
 - (c) A, a Magistrate, in making a report to his superior authority, casts an imputation touching upon Z's character. Does such imputation amount to defamation within the meaning of Section 499 of the Indian Penal Code?
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INDIAN ADMINISTRATIVE SERVICE

November, 2006

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

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks : 60

GROUP - A

Answer Question No. 1 and any other two questions from the rest.

1. Write short notes on any four of the following :
 - (a) Charitable purpose
 - (b) Ad interim compensation
 - (c) Vesting of estate in the state
 - (d) Personal cultivation
 - (e) Non-agricultural tenancy
 - (f) Co-operative Farming Society. 18
2. (a) Does the West Bengal Estates Acquisition Act extend to the entire stretch of the state? If not, delineate the area excluded from its operation? 10
 - (b) Would it be within his discretion for a presumed intermediary to volunteer to have his estate vested in the state even before the publication of the notification under section 4(1) of the aforesaid Act? 6
3. (a) 'Record of rights does not create or extinguish one's right or title to the property' - Examine the proposition in the related perspective of the statutory presumption appended thereto under Chapter V of the W.B.E.A. Act. 10
 - (b) 'Record of rights, once finally published, does not admit of any further correction' - Evaluate the correctness or otherwise of the observation in terms of the provisions of the said Act. 6
4. (a) Discuss the essential features of the right to preemption, as embodied in section 8 of the West Bengal Land Reforms Act. 10
 - (b) Would an application for preemption lie in respect of the following transactions?
 - (i) Partition, (ii) Lease and (iii) Heba-bil-awaz. 6

(A reasoned answer is preferred)
5. (a) Analyse the contingency entitling a person to be presumed as the bargadar in the land he cultivates. 10

Specify the procedure prescribed for adjudication of a barga-right, whenever in dispute.

 - (b) Discuss the nature and extent of a (Sch.) tribal raiyat's right to alienate his holding. 6

GROUP - B

Answer Question No.6 and any other two questions from the rest.

6. Distinguish between :
- (a) Investigation and inquiry
 - (b) Acquittal and discharge
 - (c) Presumption and conclusive proof
 - (d) Admission and confession
 - (e) Kidnapping and abduction
 - (f) Culpable Homicide and murder. 3x6
7. Write short notes on any four of the following :
- (a) Search Warrant
 - (b) Habitual Offender
 - (c) Summary Trial
 - (d) Abetting an offence
 - (e) Leading Question
 - (f) Public Document. 4x4
8. What steps should an Executive Magistrate adjudicating a disputed claim as to possession over a land take where such dispute is likely to cause breach of the peace? Is he empowered as well to appoint a Receiver to take charge of such property? What course should he adopt in case he fails to decide who has been in possession of the land or finds that the question as to title has also to be determined for effective disposal of the dispute? 16
9. What do you understand by privileged communication? Cite some instances of communications so privileged in terms of the law of evidence. 16
10. Answer any two of the following with supporting reasons : 8+8
- (a) H, a surgeon, performed an operation on K, a cancer-patient afflicted with intolerable pain, with K's consent, in good faith, with the intent to afford relief to the patient, although he was aware of the risk involved in such operation. He eventually succumbed to such surgery. What offence has H committed?
 - (b) A holds out a threat to Z that he would kidnap Z's child if Z refuses to affix his signature on a document. Z, thus scared, puts his signature on the document which is, in fact, a promissory note and delivers it to A.
What offence, if any, has A committed?
 - (c) A, was maliciously attacked by a mob at the instigation of his political rival in a bid to kill him. A had to fire a shot from his revolver just to save himself and to scare away the violent mob. X got grievously hurt.
What offence might A have committed?
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DEPARTMENTAL EXAMINATION FOR OFFICERS OF THE
INDIAN ADMINISTRATIVE SERVICE

November, 2006

LAW-PAPER II (LAND LAWS AND GENERAL LAWS)

(WITH BOOKS)

Time Allowed : 3 Hours

Full Marks : 100

Pass Marks : 60

G R O U P - A

Answer Question No.1 and any two from the rest.

1. Write notes on any four of the following expressions : -
 - (a) 'Person interested' as per the West Bengal Land (Requisition and Acquisition) Act, 1948.
 - (b) Public Land
 - (c) Non-agricultural Land
 - (d) Public purpose
 - (e) Land appurtenant 4½x4=18
2. Discuss the provisions of the West Bengal Land (Requisition and Acquisition) Act, 1948 relating to release of land from requisition. 16
3. Discuss the manner of use of non-agricultural land by the tenant. 16
4. State the provisions of the Urban Land (Ceiling and Regulation) Act, 1976 relating to transfer of Vacant Land. 16

G R O U P - B

Answer Question No.5 and any two from the rest.

5. Write notes on any four of the following : -
 - (a) Apex Society
 - (b) Public duty
 - (c) Constitution of Special Court, as per Essential Commodities Act, 1955.
 - (d) Disqualification for failure to lodge account of election expenditure.
 - (e) Certificate debtor. 4½x4=18
6. Discuss the provisions of the West Bengal Panchayat Act, 1973 relating to removal of Pradhan and Upapradhan. 16
7. Discuss the procedure for registration with the Election Commission of associations and bodies as political parties. 16
8. What is Co-operative Service Commission? Discuss how the said Co-operative Service Commission has been formed. 16