Administrative Training Institute
Government of West Bengal
Half Yearly Departmental Examination for Officers of the Indian Administrative Service
Law Paper - I (Land Laws of West Bengal and General laws)
(Without books)
May 2012

Time Allowed: 3 Hours   **Full Marks -100**

                                                                                          Pass Marks - 50

Group-A

Answer Any Five Questions

1. Write short notes: Answer any four

(a) 'Bargadar' $2\frac{1}{2}$ x 4=10

(b) 'Land'

(c) 'Personal Cultivation'

(d) 'Incumbrance'

(e) KhasMahal

(f) Intermediary

2. State what happens when:-

(a) 'A' raiyat was notified under section 14S on 10.3.2011 that a proceeding will be drawn on 11.3.2011 to determine excess land above the ceiling area.

(b) Brothers son was cultivating the land of raiyat as bargadar since 1985 but his barga right has been cancelled in the year 2000. He files a suit for restoration of barga right.

(c) Co - sharer of a tank sold his share to a stranger. The other Co - sharer file a pre - emption application.

(d) Bhag Chas officer inducts the name of bargadar in R.O.R without notifying owner and bargadar.

$2\frac{1}{2}$ x 4=10

3. What are the grounds on which barga right can be terminated under section 17 of the W.B.L.R Act 1955 (as amended)? State with reasons.   10

4. (a) Is it mandatory for a raiyat to furnish return under section 14T who has lands in excess of ceiling area under section 14M?

(b) Has the revenue officer power to vest the land in state after receipt of return?   6+4=10

5. (a) What do you mean by the word "Record of Rights" ?

(b) What is the evidentiary value of it?

(c) Does it create or extinguish any title?

(d) In case of C.S and R.S records which one shall prevail? $2\frac{1}{2}$ + $2\frac{1}{2}$ + $2\frac{1}{2}$ + $2\frac{1}{2}$ =10

6. 'A' is revenue officer. 'B' is shebait of idol 'C'. 'C' has some landed property which is also below ceiling limit. 'A' while calculating the ceiling area of 'B' taken into account the properties of 'C'.

Is 'A' correct in his calculation? State with reasons.

10

7. (a) Define ceiling area.

(b) Who are the persons in the family of a raiyat to be taken on account while calculating the ceiling area?

(c) What is standard hectre?

(d) What is the difference in ceiling area in irrigated and non - irrigated areas?

$$2 \frac{1}{2} + 2 \frac{1}{2} + 2 \frac{1}{2} + 2 \frac{1}{2} = 10$$

Group – B
Answer Any Five

8. Distinguish between:

(a) Complaint and F.I.R.

(b) General Diary and F.I.R.   5+5=10

9. What procedure to be adopted to prohibit carrying arms in procession or mass drill or mass training with arms?   10

10. (a) Can a person be arrested on refusing to give his name and residence? answer with reference to section.

(b) Can a person be arrested by private person and procedure on such arrest.   5+5=10

11. Select any of the four cases and discuss as to what offence, if any, has been committed by 'A':-

(i) 'B' is a proclaimed offender, is found in the house of 'A'.

(ii) 'B' commits suicide and 'A' in order to avoid information of the evidence reaching the police, conceals the dead body.

(iii) 'B' gives 'A', a vegetable seller, a five rupee coin instead of a one rupee coin. A perceives the mistake but keeps the money.

(iv) A jailor starves to death a prisoner in his charge.

(v) A police officer detained a person as a suspect for several days. He was not fettered but detained in a room. He was sent to his house for daily meals by police agents and brought back again.

$$2 \frac{1}{2} \times 4 = 10$$

12. Write short notes on the following:-

(i) Adultery and Rape

(ii) Abetment and attempt

(iii) Inchoate offence

(iv) Lurking house trespass

(v) Criminal trespass   2+2+2+2+2=10

13. What is cross examination? What is its object? What questions are lawful in cross examination?

10

14. Define and distinguish between primary and secondary evidence.   10