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	ශ්‍රී ලංකා සංවර්ධන පරිපාලන ආයතනය இலங்கை அபிவிருத்தி நிர்வாக நிறுவகம் SRI LANKA INSTITUTE OF DEVELOPMENT ADMINISTRATION	
First Efficiency Bar Examination for Officers of Sri Lanka Administrative Service 2019(I)		
Time – 3 hours	Criminal Law and Law of Evidence (01-III)	විභාග අංකය Index No / சுட்டுெண்

- Answer only five (05) questions.

01. Explain the following offences committed by public servants with relation / reference to the Penal Code.

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| i. Taking gratification | (10 Marks) |
| ii. Forgery | (10 Marks) |

02. Explain how general exceptions apply in the following instances of criminal offences, according to the Penal Code.

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| i. Following an order by a court to take Yasas Arsecularatne into custody, Indunil, a judicial officer, takes Gamini Arsecularatne into custody following a proper trial, believing him to be Yasas Arsecularatne. Indunil has committed no offence. | (05 Marks) |
| ii. Amal sees Safran commit what appears to Amal to be a murder. Amal in exercise, to the best of his judgement, exerted in good faith of the power which the law gives to all persons of apprehending murderers in the act, seizes Safran, in order to bring Safran before the proper authorities. Amal has committed no offence, though it may turn out that Safran was acting in self defence. | (05 Marks) |
| iii. Shaman is at work with a cleaver. The head flies off and kills a man who is standing by. If there was no want of proper caution on the part of Shaman, his act is excusable and not an offence. | (05 Marks) |
| iv. Dalpadado in a great fire pulls down houses in order to prevent the conflagration from spreading. He does this with the intention, in good faith, of saving human lives and property. Here if it be found that the harm to be prevented was of such a nature and so imminent as to excuse Dalpadado's act, Dalpadado is not guilty of the offence. | (05 Marks) |

03. According to the Penal Code,
- i. What is an unlawful assembly? (05 Marks)
 - ii. Who is considered a member of an unlawful assembly? (05 Marks)
 - iii. What is the punishment for a member of an unlawful assembly? (05 Marks)
 - iv. What are the provisions related to a participant who joins an unlawful assembly armed with a deadly weapon? (05 Marks)
04. i. Describe “oral evidence”. (05 Marks)
- ii. “Oral evidence must, in all cases whatever, be direct”. Discuss. (15 Marks)
05. Write short notes on any four (04) below, in accordance with the Evidence Ordinance.
- i. Fact
 - ii. Document
 - iii. Evidence
 - iv. Admission
 - v. Confession
- (05×4 = 20 Marks)
06. A public nuisance may occur due to any injury, danger, or annoyance to the public. Discuss in detail five (05) instances in which such public nuisance may occur. (20 Marks)
07. The first and third lanes of Pipe Road in Battaramulla are interconnected municipal roads. All residents of these two lanes use both lanes for passage. But last Friday, Gilbert, a resident of the third lane, obstructed the residents of the first lane from passing through the third land. Describe in detail the legal background of obstructing use of roads. (20 Marks)
