

**LLB**  
**Third Semester**  
**PROBATION & PAROLE**  
**(CC Group)**  
**LLB – 307 (H<sub>4</sub>)**

**Duration: 3Hrs.**

**Full Marks: 80**

Part-A (Objective) =30  
Part-B (Descriptive) =50

**(PART-B: Descriptive)**

**Duration: 2 hrs. 30 mins.**

**Marks: 50**

**Answer the following questions:**

1. Give the concept of Probation. Distinguish between Probation and Suspended sentence. (10)  
Or  
What are the functions of Probation of offenders Act, 1958? Compare Probation under Section 360 of Criminal Procedure Code and Probation of Offenders Act. (4+6=10)
2. Discuss development of Probation in USA tracing its history. (10)  
Or  
Write short notes on- (5+5=10)  
(i) Correctional Institutions.  
(ii) Historical Perspective of Probation law in India.
3. Give the role of judiciary on probation with recent and relevant judicial pronouncements. (10)  
Or  
What are the major functions of a Probationary Officer? (10)
4. Give a comparative study on parole and probation. (10)  
Or  
What is the objective of Parole? Discuss judicial trend of Parole in India referring case laws. (10)
5. Elucidate the structural set up of parole boards. And also give its functions. (5+5=10)  
Or

What are the conditions of parole? Give the essentials of an ideal parole system.  
(5+5=10)

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**Duration: 30 minutes**

**Marks – 30**

**(PART A- Objective Type)**

**I. Choose the correct answer:**

**1×10=10**

1. Probation is derived from the.....
  - a. Greek word
  - b. Roman word
  - c. Latin word
  - d. None of the above
2. Probation of offenders Act, was effective from.....
  - a. December 18,1957
  - b. February 19,1958
  - c. May 16,1958
  - d. March 18,1956
3. Release after admonition means.....
  - a. A firm warning
  - b. Entering a bond
  - c. On payment of compensation
  - d. All of the above
4. Section 360 of Criminal Procedure Code 1973 provides protection to.....
  - a. Young offenders
  - b. First offenders
  - c. Recidivist
  - d. Woman offenders
5. The benefit of release on probation is specifically denied to cases involving.....
  - a. Sex perversity
  - b. Bad criminal Record
  - c. Grievous offences
  - d. Heinous Offenses
6. The origin of probation owes its origin to..... of Boston.
  - a. John Augustus
  - b. Dr. Sutherland
  - c. Sir Robert Cross
  - d. J.L Gillin

7. It has been alluded by J.L Gillin that the probation is probably the first stage of correctional scheme the parole being the .....of it.
- Second stage
  - Last stage
  - Third Stage
  - First Stage
8. It is significant to note that grant of parole is a.....function performed by the parole board.
- Quasi Judicial
  - Judicial
  - Arbitrary
  - Extra Judicial
9. The Elmira Reformatory in new York state was the first to adopt the system of parole in the year.....
- 1869
  - 1868
  - 1867
  - 1907
10. A parole violator shall be deemed to have committed a prison offence under .....of the Prisons Act IX of 1894s
- 48 -A
  - 38-A
  - 39-A
  - 42-A

**II. Answer the following short questions:**

**2×10=20**

1. Give two definitions of probation.
2. What is the objective of probation?
3. What is benefit of "Clergy"?

4. When did the Juvenile Justice (Care and Protection of Children) Act 2000 come into force?
  
5. Who is a probationary officer?
  
6. Who is a Recidivist?
  
7. Give two definitions of parole.
  
8. Give two distinctions between parole and furlough.
  
9. Mention two categories of Persons for release on Parole under the British Parole System.
  
10. Who is a parolee?

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