

WEST BENGAL JUDICIAL SERVICE **PRELIMINARY EXAM 2011**

Direction for Question Nos. 1 and 2: Find the following words nearest in meaning to each of the under lined portions:

1. All his efforts ended in Basco,

- (A) became successful
- (B) became unsuccessful**
- (C) brightly
- (D) became valid

2. The meeting was postponed sine die.

- (A) definitely
- (B) Indefinitely**
- (C) permanently
- (D) partially

Direction for Question Nos. 3 and 4: Choose the exact meaning of the following phrases out of the alternatives given below:

3. Inter alia

- (A) among other things
- (B) between two**
- (C) amongst you
- (D) you and me

4. De facto

- (A) in vain
- (B) in actuality**
- (C) non-existent
- (D) facts

5. Fill in the blanks with exactly suitable alternative: Our money ran-...

- (A) of
- (B) off
- (C) out**
- (D) in

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6. Fill in the blank with appropriate preposition out of the options given below:

Money worries and overwork led _____ illness.

- (A) of
- (B) in
- (C) at
- (D) to

7. The boy was attacked by a _____ or wolves.

- (A) crowd
- (B) swarm
- (C) pack
- (D) group

8. Point out the correct sentence out of the alternatives given below:

- (A) Last week happened to me something very strange
- (B) Last week something very strange happened to me
- (C) Something happened to me last week
- (D) None of the above

Direction for question Nos. 9 to 11: Find out from the following alternative the expression nearest in meaning to each of the underlined portions.

9. Both were silent for a while; at last one of them broke the ice-

- (A) Spoke first
- (B) Spoke second
- (C) Break the ice
- (D) Became silent

10. The boy was brought to book for his misconduct.

- (A) Charged
- (B) Bring the look
- (C) Caught
- (D) Hired

11. All his dealings are fair and square.

- (A) Dishonest
- (B) Openly honest

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- (C) Fair
- (D) Wrong

12. The correct spelling of Comite is

- (A) Cmittie
- (B) Committee
- (C) Commitie
- (D) Ccomitie

13. Choose from the given alternatives to determine the correct part of speech of the word underlined:

'Hene is the entry form, and here are some notes to help you'.

- (A) Adjective
- (B) Adverb
- (C) Verb
- (D) None

14. The riot was _____ control within 24 hours

- (A) Brought under
- (B) Brought to
- (C) Set under
- (D) Taken

Direction for question Nos. 15 and 16: Point out, from the given options the expression nearest in meaning to each underlined part:

15. He is looking into the script

- (A) Looking at
- (B) Looking forward
- (C) Examining
- (D) Seeing

16. She was the cynosure of all eyes

- (A) She was the odd person
- (B) She was the best person
- (C) No one looked at her
- (D) She was the centre of attraction

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17. The hand that _____ the cradle rules the world

- (A) Wins
- (B) Shapes
- (C) Rocks
- (D) Enriches

18. The days is _____

- (A) Played
- (B) Cast
- (C) Done
- (D) Placed

19. Choose the right meaning of the given idiomatic phrase:

No hard and fast rule can be laid down in this connection.

- (A) Definite
- (B) Indefinite
- (C) Selective
- (D) Proper

20. Find out the example of the future perfect tense:

- (A) She worked there
- (B) She will have worked
- (C) She was working
- (D) She will work

21. Find out the word unmatched in meaning:

- (A) Quick
- (B) Swift
- (C) Agile
- (D) Lazy

22. The word nearest in meaning to the word 'Drenched is

- (A) Dry
- (B) Hot
- (C) Wet
- (D) Hard

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23. By adding which of the following prefixes to the word 'Material can one give its antonym?

- (A) Un
- (B) Non
- (C) Im
- (D) III

24. The correct spelling of Renaissanc

- (A) Renaissance
- (B) Renaissance
- (C) Renaescence
- (D) Rainysance

25. He insisted _____ seeing the documents.

- (A) of
- (B) at
- (C) on
- (D) Down

26. Can I look up a word your dictionary?

- (A) in
- (B) at
- (C) on
- (D) Down

27. Fill in the blanks:

If your system is running slowly, try logging _____ and then logging _____ again.

- (A) Up, down
- (B) Off, in
- (C) By, to
- (D) On, off

28. Chooses one-word substitute for the set of words underlined:

She was gradually recovering from illness in a local Nursing Home.

- (A) Curing
- (B) Combing

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(C) Convalescing

(D) Improving

- (A) Only A is liable to pay
- (B) Only B is liable to pay
- (C) Only C is liable to pay

(D) A, B and C are each liable to pay

29. Find out the correct sentence:

- (A) It is one of the most popular cars of the world
- (B) It is one of the most popular cars in the world**
- (C) It is one of those cars in the world
- (D) it is most popular car of the world

30. Put in the appropriate verb:

The fireworks _____ off with such a noise that we were nearly deafened.

- (A) go
- (B) passed
- (C) went**
- (D) sparked

31. IN GUN is coded as HVO, what will IBU stand for?

- (A) CAP
- (B) RAT
- (C) HEN
- (D) HAT**

32. The contract can be discharged by Impossibility of performance specified in

- (A) Section 26 of the Indian Contract Act, 1872
- (B) Section 53 of the Indian Contract Act, 1872
- (C) Section 56 of the Indian Contract Act, 1872**
- (D) Section 28 of the Indian Contract Act, 1872

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33. The general principle of the law of evidence is that it is the judge who will decide the admissibility of evidence. When the judge is in the doubt as to admissibility of a particular piece of evidence?

- (A) He should not declare in favour of its admissibility
- (B) He should declare in favour of its admissibility
- (C) He should refer the matter before the High Court
- (D) He will follow his discretion

34. For instituting a suit against the Government or against a Public Officer in official capacity, the notice period under Section 80 of CPC is

- (A) 3 months
- (B) 2 months
- (C) 1 month
- (D) 15 days

35. Under Cr.P.C. the original jurisdiction to take cognizance of an offence is vested in

- (A) the Court of Magistrate
- (B) the Court of Sessions
- (C) the High Court
- (D) all of the above

36. Right to Information Act was passed by the Indian Parliament in

- (A) 2000
- (B) 2001
- (C) 2005
- (D) 2008

37. Contingent contract is defined in

- (A) Section 43 of the Indian Contract Act, 1872
- (B) Section 46 of the Indian Contract Act, 1872
- (C) Section 37 of the Indian Contract Act, 1872
- (D) None of the above

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38. days are the time prescribed in case of appeals under Civil Procedure Code and Criminal Procedure Code.

- (A) 30-90
- (B) 20-50
- (C) 60-90
- (D) 40-70

39. Which of the following questions cannot be asked in cross examination?

- (A) Questions which are scandalous, but having the bearing on the question before the Court
- (B) In a proceeding of rape question as to the general immoral character of the victim
- (C) In a Civil proceeding, question to the witness whether he is a professional witness
- (D) Questions answer to which may tend directly or indirectly to incriminate the witness

- (A) I and II
- (B) II and III
- (C) III and IV
- (D) I and IV

40. 'A' fires a bullet into a bush, where unknown to him 'Y' is doing some work and bullet kills 'Y'. 'A' is not guilty of murder of 'Y' because 'A' had not fired Intentionally at 'Y'.

- (A) True
- (B) Partly true
- (C) False
- (D) None of the above

41. A, B and C as sureties for D. enter into three several bonds, each in a different penalty, namely. A is the penalty of Rs. 10,000, B is that of Rs. 20,000 and C in that of Rs. 40,000 conditioned for D's duly accounting to E. D makes default to the extent of Rs. 30,000. The liabilities of A, B and C are

- (A) Only A is liable to pay
- (B) Only B is liable to pay
- (C) Only C is liable to pay
- (D) A, B and C are each liable to pay

From Student to Lawyer to Judge

42. The Period of limitation for a suit related to torts mentioned in the Schedule of his Act is _____.

- (A) 4 years
- (B) 3 years
- (C) 2 years
- (D) 1 year**

43. Conspiracy to wage war against Government of India has been dealt with under section _____ of the Indian Penal Code.

- (A) 120
- (B) 120A
- (C) 120B
- (D) 121A**

44. In which section of Indian Evidence Act, the Plea of Alibi is laid down?

- (a) Section 7
- (b) Section 26
- (c) Section 49
- (d) Section 11**

45. Bailment is defined in _____

- (A) Section 138 of the Indian Contract Act, 1872
- (B) Section 140 of the Indian Contract Act, 1872
- (C) Section 148 of the Indian Contract Act, 1872**
- (D) Section 150 of the Indian Contract Act, 1872

46. Which facts under the Evidence Act need not be proved?

- (A) Those which are deemed to have been admitted
- (B) Those which are judicially noticeable
- (C) Those which are actually admitted
- (D) All of the above**

47. The first attempt to introduced a uniform law of limitation application alike to court established by royal charter and other courts was made by the _____ which came into operation in

- (A) The Limitation Act, 1853
- (B) The Limitation Act 1856
- (C) The Limitation Act, 1859**

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(D) The Limitation Act, 1843

48. 'Vigilantibus non dormentibus jura subventunt' means-

(A) It is for general welfare that a period to put on litigation

(B) Law aides only the vigilant and not those who sleep over their rights

(C) Law will not protect people who are careless about their rights

(D) None of the above

49. An agent cannot claim remuneration for his misconduct under

(A) Section 220 of the Indian Contract Act, 1872

(B) Section 221 of the Indian Contract Act, 1872

(C) Section 223 of the Indian Contract Act, 1872

(D) Section 224 of the Indian Contract Act. 1872

50. Sujit ranks seventeenth in a class of thirty one. What is his rank from the last?

(A) 13

(B) 14

(C) 15

(D) 16

51. The Indian Penal Code was formulated by the British during which period

(A) 1756

(B) 1860

(C) 1919

(D) 1935

52. C. advances to B. his tenant Rs. 2,000 on the guarantee of A. C has also a further security for Rs. 2.000 by a mortgage of B's furniture. C cancels the mortgage. B become insolvent and C sues A on his guarantees.

(A) A is discharged from liability

(B) A is not discharged from liability

(C) B is not discharged from liability

(D) None of the above

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53. In the following four numbers, three are same in a certain way while the rest one is different. Find out the different one.

- (A) 14
- (B) 35
- (C) 63
- (D) 72

54. Assault in order to outrage the modesty of a woman is punishable under Section of _____ the Indian Penal Code.

- (A) 363
- (B) 364
- (C) 354
- (D) 264

55. Second Backward Classes Commission in India was headed by

- (A) Kaka Kalelkar
- (B) B.P. Mandal
- (C) Rajinder Sachar
- (D) Ranganath Mishra

56. The maxim 'Res Ipsa Loquitur' means-

- (A) In law there is remedy for every wrong
- (B) The aim of law is to seek justice
- (C) Facts speak for themselves
- (D) Justice is blind

57. Below is given a statement followed by two assumptions. Decide which of the assumptions is implicit in the statement. Statement: The pen is mightier than the sword.

Assumptions: I. The pen is made of strong metal than the sword.

Assumptions: II. The power of the mind is much stronger than brute physical power.

- (A) only I is implicit
- (B) Only II is implicit
- (C) both I and II are implicit
- (D) none of the above

From Student to Lawyer to Judge

58. The Chernobyl nuclear disaster took place in

- (A) USA
- (B) USSR
- (C) France
- (D) Japan**

59. Tort involves

- (A) Wrong exclusively criminal
- (B) Civil wrongs which create no right for unliquidated damage
- (C) Civil wrongs which are exclusively breach of trust
- (D) Civil wrongs which give rise to claim for unliquidated damages due to injury**

60. Place of institution of suit in respect of immovable property, situated within the jurisdiction of different courts, has been provided

- (A) under Section 17 of CPC**
- (B) under Section 18 of CPC
- (C) under Section 19 of CPC
- (D) under Section 20 of CPC

61. 'State and Revolution' was written by

- (A) Karl Marx**
- (B) Frederick Engels
- (C) VI. Lenin
- (D) Herbert Marcuse

62. The causing of death of child in the mother's womb is not homicide under

- (A) Indian law only
- (B) English law only
- (C) Both English and Indian law**
- (D) None of the above

63. If $(a, b) * (c, d) = (a, d) - (c/d)$ then $(2,1) * (3,4)$ is

- (A) 0
- (B) 3**
- (C) 1
- (D) 4

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64. The Chipko Movement was a

- (A) Peasant Movement
- (B) Labour Movement
- (C) Environmental Movement
- (D) Refugee Movement

65. In every plaint, under Section 26 of C.P.C. facts should be proved by

- (A) oral evidence
- (B) affidavit
- (C) document
- (D) oral evidence as well as document

66. Some part of the law of torts have been codified by statutes relating to particular branches of the law and one of the statutes is

- (A) Arbitration and Conciliation Act, 1996
- (B) Indian Contract Act, 1872
- (C) Industrial Disputes Act, 1947
- (D) Specific Relief Act, 1963

67. If the average of a, b is 15, the average of b, c is 12 and the average of a, c is 13, then the value of b is

- (A) 12
- (B) 13
- (C) 14
- (D) 15

68. Cuban Missile crisis took place in

- (A) 1959
- (B) 1962
- (C) 1967
- (D) 1971

69. Section 127 Cr.P.C. provides for

- (A) sanction of interim allowance
- (B) grant of expenses of the proceedings
- (C) alteration of monthly or interim monthly allowance
- (D) none of the above

70. "There are many acts which though harmful are not wrongful and give no right of action to him who suffers their effects. It is said by

- (A) Pollock
- (B) Holt
- (C) Salmend**
- (D) None of the above

71. Robert Mugabe was the first Prime Minister of

- (A) Zimbabwe**
- (B) South Africa
- (C) Kenya
- (D) Tanzania

72. Under Order VI, Rule 17 at any stage of proceedings the Court can allow to alter or amend pleading to

- (A) either party**
- (B) to plaintiff only
- (C) to defendant only
- (D) to only one defendant if there are more than one defendant

73. A successful teacher is he who

- (A) Completes the course before time
- (B) Motivates the students to learn**
- (C) Creates better result of his class
- (D) Helps the students in preparing better notes

74. The Berlin wall had been built in

- (A) 1949
- (B) 1958
- (C) 1961**
- (D) 1964

75. Section 511 the Indian Penal Code does not apply in case of

- (A) Attempt of affray
- (B) Attempt of riot
- (C) Attempt of murder**
- (D) Attempt of theft

From Student to Lawyer to Judge

76. In order to hold a man guilty in an action for negligence the injury sustained is likely to follow from the event which must be such as a reasonable man would contemplate as held in the case of

- (A) *Bolton v. Stone*
- (B) *Sumners v. Frost*
- (C) *National Coal Board v. Evans*
- (D) None of the above

77. Cash in lieu of surety bond can be permitted vide

- (A) Section 443 Cr.P.C
- (B) Section 444 Cr.P.C
- (C) *Section 445 Cr.P.C*
- (D) Section 446 Cr.P.C

78. The longest river in the world is

- (A) Nile
- (B) Danuble
- (C) Thames
- (D) Ganges

79. If any period of limitation, is to be excluded from the prescribed of limitation, the party necessary has to satisfy and of appropriate provisions in Sections to of the Limitation Act, 1963.

- (A) 4 to 24
- (B) 25 to 27
- (C) 28 to 32
- (D) None of the above

80. The Constitution defines and determines the relation between

- (A) Various institutions and the areas of Government
- (B) Executive, the legislative and the Judiciary
- (C) Central Government, State Government and the Local Government
- (D) *All the above*

From Student to Lawyer to Judge

81. Mein Kampf was authored by

- (A) Adolf Hitler
- (B) Benito Mussolini
- (C) Isaiah Berlin
- (D) Marcus Garvey

82. The word "due process of law" indicates

- (A) as ordained by statute law
- (B) in course of time
- (C) in course through courts
- (D) justice by tribunals

83. The principle of 'Res ipsa loquitor' was followed by the Supreme Court in the case of

- (A) Punshpabai v. Ranjit G & P. Co., AIR 1985 AIR 1992 SC 1735
- (B) Chandra Mohan Tiwari v. State of M.P., AIR 1992 SC 891
- (C) Union of India v. Tulsiram, AIR 1985 SC 1416
- (D) Kuldip Singh v. Govt. of N.C.T., AIR 2006 SC 2652

84. 'Sapinda relationship' has been defined under

- (A) Section 3(b) of Hindu Marriage Act, 1955
- (B) Section 3(c) of Hindu Marriage Act, 1955
- (C) Section 3(d) of Hindu Marriage Act, 1955
- (D) Section 3(f) of Hindu Marriage Act, 1955

85. Guruchand Thakur's name associated with is

- (A) Kartabhajas
- (B) Bauls
- (C) Matuas
- (D) None of them

86. The extent to which the right of private defence of body causing death can be exercised is laid down under Section of the IPC

- (A) 90
- (B) 95
- (C) 100
- (D) 101

From Student to Lawyer to Judge

87. The present Section 5 of the Limitation Act applies to all applications other than those under any of the provision of of Civil Procedure Code, 1908, if the applicant satisfies the court that he had sufficient cause for not preferring the appeal or making the application within such period.

- (A) Order XXI
- (B) Order XI
- (C) Order XXII
- (D) Order XVIII

88. According to Article 13(3) of the Constitution of India, Law include

- (A) any ordinance, order, bye-law rule. regulation, notification, custom or usage having in the territory of India the force of law
- (B) any ordinance, order, bye-law custom usages
- (C) any rule's, regulations or notifications in India
- (D) any law made by delegated authority in the country

89. Trespass to goods is an infringement of the

- (A) Right to possession
- (B) Right to property
- (C) Right to ownership
- (D) None of the above

90. World Cup Cricket was first played in England in

- (A) 1969
- (B) 1971
- (C) 1975
- (D) 1979

91. Bar to entertain a petition for divorce is contained in

- (A) Section 14 of Hindu Marriage Act
- (B) Section 15 of Hindu Marriage Act
- (C) Section 19 of Hindu Marriage Act
- (D) Section 23 of Hindu Marriage Act

From Student to Lawyer to Judge

92. The measure of damages for causing death under the Fatal Accidents Act has been explained by the House of Lords in several cases and the principles laid down by the House of Lords have been applied by our Apex Court in the case of

(A) National Engineering Industries Ltd. v. Workmen. AIR 1968 SC 538

(B) Gobald Motor Service Co. v. Veluswami, AIR 1962 SC 1

(C) Thomas Abraham v. The National Tyre & Rubber Co., AIR 1974 SC 602

(D) Narain v. State of Punjab, AIR 1959 SC 484

93. 'Law is a jealous mistress....this often quoted in phrase is attributed to

(A) Francis Bacon

(B) Drydan

(C) Joseph Story

(D) John Seldon

94. What is the real cause of the students to be busy in unfair means in the examinations?

(A) They have too much money

(B) They do not study

(C) They have to face a difficult competition

(D) They are not fully prepared

95. The maxim 'Lex non cogit ad impossibilia' means-

(A) According to custom

(B) The law does not compel a man to do that which he cannot possibly perform

(C) Attached to the soil

(D) Equity follows the law

96. A civil wrong committed except where the words are also blasphemous, seditious, obscene or amount to a contempt of Court is called

(A) Libel

(B) Defamation

(C) Battery

(D) Slander

97. Where a Hindu who has a wife living adopts a child, the said wife is called

(A) the natural mother of the child

(B) the adoptive mother of the child

(C) the step mother of the child

(D) either (B) or (C)

98. Promotion of hatred among classes is an offence under section of the Indian Penal Code.

(A) 121A

(B) 122A

(C) 153A

(D) 154A

99. India, that is Bharat, shall be

(A) the Union of Union territories

(B) a Union of States

(C) the territories of any State

(D) the Union of territories specified in the Second Schedule

100. An act of interference with the property of another may be justified by the consent of that other is defence falling under

(A) Authority of law

(B) Lease and licence

(C) Easement

(D) None of the above

101. The maxim 'actus legis nemini facit Injuriam mean-

(A) The act of law injures no one

(B) To the man personal act.

(C) For a particular end or case at hand

(D) Question of law the judges answer

102. Harboursing or concealing an offender with intention of screening him from legal punishment is an offence under Section _____ of the IPC

(A) 212

(B) 213

(C) 214

(D) 215

From Student to Lawyer to Judge

103. The guiding principle of Article 14 is that all persons and things similarly circumstanced shall be treated alike both in respect of privileges conferred and liabilities imposed."

(A) Satish Chandra v. Union of India, 1953

(B) S.S. Kumar v state of Bihar, 1972

(C) Anwar Ali Sarkar v. State of U.P. 1975

(D) Rudal Shah v State of Bihar, 1983

104. The Limitation Act, 1963 repealed the Indian Limitation Act of _____

(A) 1914

(B) 1908

(C) 1906

(D) 1910

105. The principle laid down in the case of Donoghue v. Stevenson has been applied by the House of Lord in the case of

(A) Hay v. Young

(B) Hadley Byrne Co v. Heller

(C) Mutual Life Association v. Evatt

(D) Dymond v. Pearce

106. Under Section 32 of CPC, to compel the attendance of a person to whom a summon has been issued under Section 30 of CPC the Court is empowered to

(A) Issue a warrant for his arrest

(B) Attach and sell his property

(C) Impose a fine not exceeding Rs. 5,000

(D) Either A or B or C

107. "The State shall provide free and compulsory education to all children of the age of six to fourteen years in such manner as the state may, by law. determine', provides in"

(A) Article 19

(B) Article 20

(C) Article 21

(D) Article 21A

From Student to Lawyer to Judge

108. The Hindu Succession Act as amended in September, 2005 empowered the daughter of a coparcener rights in coparcener property like son under _____ of the Act.

- (A) Section 6
- (B) Section 7
- (C) Section 12
- (D) Section 15

109. Grave and sudden provocation is

- (A) Question of law
- (B) Question of fact
- (C) Mixed question of fact and law
- (D) None of the above

110. The question is whether A is ravished

- (I) Shortly after alleged rape. A lodged a complaint relating to the crime.
- (II) Instead of making any complaint, she said and she had been ravished.

What of the following proposition is correct under the law of Evidence?

- (A) I is not relevant under Section 8 of the Evidence Act
- (B) II is not relevant under Section 8 of the Evidence Act
- (C) I and II both are not correct under Section 8 of the Evidence Act
- (D) I is relevant but it is not relevant under Section 8 of the Evidence Act

111. By the Constitution (42nd Amendment), Act 1976.

- (A) The provision for equal justice and free Legal aid was inserted under Article 39A
- (B) The provision of organisation of village Panchayats was inserted
- (C) The provision for eligibility for re-election of President was inserted under Article 57
- (D) The provision for protection of the Human Rights was inserted

112. Justice must not only be done but also appear to be done, and may I add must be paid for being done'- Who is the author of this statement?

- (A) Henry Cecil
- (B) Francis Bacon
- (C) Voltaire
- (D) Seneca

From Student to Lawyer to Judge

113. The expenses for the service of summons to the defendant have to be borne under Order 5. Rule 9(3) of CPC, by

- (A) The plaintiff
- (B) The court
- (C) The defendant
- (D) Partly by the plaintiff and partly by the defendant

114. For the application of Section 14 of Hindu Succession Act, 1956. the acquisition of the property by a female Hindu must be

- (A) prior to the Act came into force
- (B) after the Act came into force
- (C) either prior or after the Act came into force
- (D) only after the Act and not before the Act came into force

115. Under Article of the Constitution of India the Supreme Court of India may make rules.

Fill in the blanks from the following:

- (A) Article 134
- (B) Article 142
- (C) Article 145
- (D) Article 141

116. The question is whether a particular letter reached A. Which of the following is/are relevant?

- (A) It was posted in due course.
- (B) It was not returned through Dead Letter Office.
- (C) Another letter posted with the letter in question reached

- (A) I only
- (B) II only
- (C) III only

(D) All of the above

117. The Limitation Act, 1963 contains 32 Sections and entries in the schedule.

- (A) 36
- (B) 31
- (C) 34
- (D) 38

From Student to Lawyer to Judge

118. The Court can reject the plaint under Order VII, Rule 11 (e) of CPC, if it is not filed in

- (A) triplicate
- (B) duplicate**
- (C) quadruplicate
- (D) only (C) and not (A) or (B)

119. Section 34 of the IPC

- (A) is a rule of evidence**
- (B) creates a substantive offence
- (C) both (A) and (B)
- (D) neither (A) nor (B)

120. According to Article 254 of the Constitution of India, repugnancy between two statutes may thus be ascertained on the following three principles: (i) Whether there is a direct conflict. (ii) Whether Parliament intended to lay down an exhaustive code in respect of the subject-matter replacing the Act of the State Legislature, and (iii) Whether the law made by Parliament and the State Legislature occupied the same field. was held in

- (A) Deep Chand v. State of U.P., 1959**
- (B) M. Karunanidhi v. Union of India, 1979
- (C) State of Assam v. Horizon Union, 1967
- (D) Clyde Engg. Co. v. Cowbum, 1926

121. Under Section 27 of the Evidence Act. in respect of confessional evidence

(A) So much of the information as it relates distinctly to the fact discovered in consequence of information received from the person accused may be proved against him.

(B) Person giving such information must be accused of an offence.

(C) Accused need not be in the police custody.

(D) Any statement of the accused confessing his guilt must be made in presence of a Magistrate, in all cases, whether anything is discovered or not in consequence of such statement, may be proved against him.

- (A) I and II are true**
- (B) II and III are true
- (C) III and IV are true
- (D) I and IV are true

From Student to Lawyer to Judge

122. In case of John Vallamattone v. Union of India, AIR 2003 SC 2902, the Supreme Court held that Section 118 of the Indian Succession Act is violative of the Article

- (A) 25 and 26 of the Constitution
- (B) 21 and 32 of the Constitution
- (C) 32 and 226 of the Constitution
- (D) 136 and 141 of the Constitution

123. A prayer for extension of time beyond the period of 90 days for filing the written statement

- (A) can be oral
- (B) has to be in writing
- (C) can be either oral or in writing
- (D) neither (A) nor (B), as the time cannot be extended beyond 90 days

124. The Supreme Court of India shall be a court of record and shall have all the power of such a court including the power to punish for contempt of itself. provides under

- (A) Article 21
- (B) Article 32
- (C) Article 136
- (D) Article 129

125. Objection on the ground of lack of territorial jurisdiction of the criminal court can be taken

- (A) At any time after the commencement of trial
- (B) Before or at the time of commencement of trial
- (C) In appeal for the first time
- (D) All of the above

126. The first President of the U.S.A, was

- (A) John Adams
- (B) George Washington
- (C) James Madison
- (D) Thomas Jefferson

From Student to Lawyer to Judge

127. Which is the correct proposition of Law of Evidence?

- (A) A confessional statement made when there is a threat or inducement is Irrelevant even after removal of such threat or inducement
- (B) A confessional statement otherwise relevant is not relevant because it was made under a promise of secrecy
- (C) A confessional statement otherwise relevant is not relevant because it was made when he was drunk
- (D) In case of a joint trial of several persons when confessional statement made by one of them affecting himself and other is proved, the Court has power to consider such confession against such other persons as well as against the maker of such confession

128. _____ of the Constitution of India provides that subject to the other provisions of the Part XIII, trade commerce and intercourse through out the territory of India shall be free.

Fill in the blank from the following:

- (A) Article 300
- (B) Article 300A
- (C) Article 301
- (D) Article 203

129. A marriage of a Muslim with a woman prohibited by reason of affinity shall be

- (A) Irregular
- (B) Void
- (C) Valid
- (D) None of the above

130. A plaint can be rejected

- (A) Under Order VII. Rule 10 of CPC
- (B) Under Order VII, Rule 10A of CPC (715)
- (C) Under Order VII. Rule 11 of CPC
- (D) All of the above

131. The film Jurassic Park (1993) was directed by

- (A) Woody Allen
- (B) Steven Spileberg
- (C) Time Burton
- (D) Charles Burnett

From Student to Lawyer to Judge

132. Choice the correct proposition:

(A) Evidence of fingerprint expert is substantive evidence

(B) Evidence of fingerprint expert can be used only to corroborate some items of substantive evidence which are otherwise on record

(C) Evidence of fingerprint expert is not substantive evidence

(D) Evidence of fingerprint expert is admissible in all circumstances as expert evidence.

(A) I and II are true

(B) II and III are true

(C) III and IV are true

(D) I and IV are true

133. Establishment of Administrative Tribunals is relates to which Article

(A) Article 323

(B) Article 323A

(C) Article 232A

(D) Article 233A

134 Section 164 CrPC for recording of

(A) Confessions

(B) Confession as well as statement made during investigation

(C) Statement made during investigation

(D) None of the above

135. Arundhati Roy won the Booker Prize for her book

(A) White Tiger

(B) The English Patient

(C) The God of Small Things

(D) The Sultan's Nattery

136. Dower ranks as

(A) A preferential debt

(B) an ordinary unsecured debt along with other creditors

(C) An ordinary debt having priority over other contractual debts

(D) A secured debt

137. The question is whether A was the father of B. The statement by A that B was his son is

- (A) relevant If A is dead irrespective of the fact when the statement was made
- (B) not relevant in any situation
- (C) relevant if A is dead and such statement was made before the dispute was raised
- (D) is relevant if such statement is corroborated by other evidence

138. Article 309 enables the legislature to legislate

- (A) in regard to recruitment and conditions of service or persons appointed to public services and posts in connection with the affairs of the Union or of any State
- (B) regarding recruitment to Civil posts in connection with the affairs of the Union only
- (C) regarding appointment to Civil Service in connection with the affairs of the State only
- (D) regarding condition of service in connection of private undertakings only

139. In a suit, the list of witnesses has to be filed by the parties

- (A) before settlement of issues
- (B) after settlement of issues
- (C) at any time
- (D) all of the above

140. The maxim 'actio personalis moritur cum persona' means-

- (A) such result of human conduct as the law seeks to prevent
- (B) a personal right of action dies with the person
- (C) at another day
- (D) at certain day

141. Sea of Poppies' is written by

- (A) Jhumpa Lahiri
- (B) Salman Rushdie
- (C) Arundhati Roy
- (D) Amitav Ghosh

142. Section 197 Cr.P.C. affords protection to

- (A) Judges
- (B) Employees of public sector undertakings
- (C) Public servants

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(D) Both (A) and (C)

143. Under Article 330 seats shall be reserved in the House of the people for

(A) The Scheduled Castes only

(B) The Scheduled Tribes only

(C) The Scheduled Castes and the Scheduled Tribes who are only in the autonomous districts of Assam

(D) The Scheduled Castes, the Scheduled Tribes except the Scheduled Tribes in the autonomous districts of Assam.

144. The fourth World Conference on Women (1995) was held at

(A) Cairo

(B) Beijing

(C) New York

(D) Nairobi

145. The correct position of Law of Evidence is

(A) Admissions are conclusive proof

(B) Admissions are not conclusive proof of matters admitted

(C) Admissions operate as estoppel in all circumstances

(D) Admissions are not conclusive proof of matters admitted, but they may operate as estoppel under certain circumstances

146. Pleading must be signed

(A) by the party

(B) by the pleader

(C) by the party and his pleader

(D) only by the pleader and not by the party

147. Temporary provisions with respect to the State of Jammu and Kashmir provides under

(A) Article 260

(B) Article 307

(C) Article 370

(D) Article 107

148. Upon fulfillment of the conditions under Section 32 of the Evidence Act. a statement, in absence of its maker, is relevant fact, if the statement,

(I) is against the pecuniary and proprietary interest of the maker.

(II) if true would expose him the maker to a criminal prosecution.

(III) given the opinion of the maker as to the existence of of any matter not of general interest.

- (A) I and II are true
- (B) II and III are true
- (C) III and I are true
- (D) All are true**

149. Right to property in India is

- (A) Fundamental right
- (B) Statutory right**
- (C) Directive principle of State Policy
- (D) Not recognized

150. Amendment in pledging shall be effective

- (A) From the date of pledging
- (B) From the date of application**
- (C) From the date of the order
- (D) Either (B) and (C)

151. Tuhr means

- (A) Period of changes
- (B) Period of iddat
- (C) Period between menstruations**
- (D) Period between three successive menstruations

152. Joinder of charges is permissible under

- (A) Section 200 of Cr.PC
- (B) Section 220 of Cr.P.C
- (C) Section 221 of Cr.PC**
- (D) Both (B) and (C)

153. The Alma-Ata Declaration of "Health for All by 2000 resulted from the international conference on Primary Health Care held in

- (A) 1978**
- (B) 1988
- (C) 1998

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(D) 2000

154. Special provision with respect to the state of Goa was inserted by the Constitution

(A) Fifty-sixth Amendment Act

(B) Fifty-second Amendment Act

(C) Forty-Second Amendment Act

(D) Forty-sixth Amendment Act

155. A sues B for Rs. 1000, which, A alleges, is borrowed by B. A shows entire in his book of A/C showing B to be indebted to prove the debt. This entry is

(A) Alone sufficient to prove the debt

(B) relevant, but alone not sufficient to prove the indebtedness of B

(C) not relevant, as it is his own statement

(D) Conclusive proof to charge B

156. An ex-parte decree can be set aside

(A) Under Order IX, Rule 7 of CPC

(B) Under Order IX. Rule 11 of CPC

(C) Under Order IX. Rule 13 of CPC

(D) Under Order IX, Ruie 12 of CPC

157. Duties of citizens of India are found in the following Articht of the Constitution:

(A) Article 23

(B) Article 40

(C) Article 49

(D) Article 51A

158. The Supreme Court of India held that to the extend Article 323A and 323B exclude the jurisdiction of the Supreme Court under Article 32 and High Courts under Article 226 are unconstitutional: was held in

(A) Sampath Kumar v. Union of India, 1987

(B) L. Chandra Kumar v. Union of India, 1997

(C) S.K.Sharma v State of Bihar, 1950

(D) L. Nandan Kamath v. State of Orissa, 1951

From Student to Lawyer to Judge

159. In which of the following cases character is not relevant under Law of Evidence?

- (A) In Civil cases, the fact that character is such as to render probable or improbable any conduct imputed to him
- (B) Previous good character in criminal cases in reply to evidence of good character
- (C) Previous bad character in criminal cases in reply to evidence of good character
- (D) In a civil case, character is such as to affect the damages he ought to receive

160. Mushaa, under Mohmmedan law means

- (A) An undivided share in property
- (B) A divided share in joint property
- (C) Compensation in lieu of share in property
- (D) None of the above

161. Commonwealth was formed with

- (A) All independent states
- (B) Former colonies of the British empire
- (C) All U.N. member states
- (D) All Asian Countries

162. Interrogatories shall be answered as provided under Order XI. Rule 8 of CPC

- (A) On a Simple application
- (B) On an affidavit
- (C) By filing the documents
- (D) All of the above

163. Secondary evidence to prove the contents thereof may be given when

- (A) original appears to be in possession or power of the persons not subject to the process of court
- (B) contents of the original have not been proved to be admitted in writing by the person against whom it is proved
- (C) original is not a primary document
- (D) original is such that no certified copy is available

From Student to Lawyer to Judge

164. Article 14, 19 and 21 has no watertight compartments rather they are closely connected and except enjoyment of one other cannot be fulfilled; was held in

- (A) R.S. Singh v. West Bengal
- (B) A.K. Gopalan v. State of Madras
- (C) Maneka Gandhi v. Union of India**
- (D) M.K. Nag v. State of India

165. Pratichi Trust was set up by

- (A) Khushwant Singh
- (B) Amartya Sen**
- (C) Kuldip Nayar
- (D) PC. Joshi

166. Joint trial of several persons is permissible under

- (A) Section 222 Cr.P.C.
- (B) Section 223 Cr.P.C.**
- (C) Section 224 Cr.P.C.
- (D) Section 225 Cr.P.C.

167. Which one of the following is not a secondary document?

- (A) A photograph of an original, not compared, but the thing photographed was original**
- (B) A copy transcribed from a copy and compared with that copy, not with the original copy from which it was transcribed was compared with the original
- (C) Counterparts of documents against the parties who did not execute them
- (D) Oral accounts of contents of a document given by some persons who himself has seen it

168. Objections to interrogatories under Order XI, Rule 6 of CPC can be made if It is

- (A) scandalous
- (B) irrelevant
- (C) not bona fide
- (D) all of the above**

From Student to Lawyer to Judge

169. Bosnia had been a part of

- (A) Germany
- (B) Czechoslovakia
- (C) Poland
- (D) Yugoslavia

170. Board of Control for Cricket in India (BCCI) is not financially, functionally or administratively dominated by Government, nor it is under control of Government, therefore, not a State; was held by the Supreme Court of India in

- (A) *Zee Telefilms v. Union of India, 2005*
- (B) *Star Plus Ltd. v. Union of India, 2003*
- (C) *Kolkata T.Vy West Bengal, 2008*
- (D) Above statement is false

171. The Law of Limitation only bars remedy, but does not extinguish the

- (A) Property
- (B) Right
- (C) Debt
- (D) Recovery

172. Proposition of the Law of Evidence is that

- (A) Proceedings of Legislature may be proved by the records certified by a member present in the proceedings.
- (B) Acts of the Central Government may be proved by the records of the department, certified by heads of the departments.
- (C) Acts of the state may be proved by the document purporting to be printed by the order of such Government.
- (D) Acts of the State Government may be proved by records of the department certified by the head of the corresponding department of the Central Government.

- (A) I and II are not true
- (B) II and III are not true
- (C) III and IV are not true
- (D) I and IV are not true

From Student to Lawyer to Judge

173 U.S. Presidential elections are held every

- (A) Four years
- (B) Five years
- (C) Six years
- (D) Seven years

174. The Court has the power to summon a person, who is not called by any party, as a witness

- (A) Under Order XVI, Rule 18 of CPC
- (B) Under Order XVI, Rule 14 of CPC
- (C) Under Order XVI, Rule 12 of CPC
- (D) Under Order XVI, Rule 10 of CPC

175. Telephone tapping would infringe..... of the Constitution of India unless it is permitted under procedure established by law. The court issued guidelines for the exercise of power of interception of telegrams under Section 5(2) of the Indian Teicgraphs Act, 1885 in the year 1997.

- (A) Article 28
- (B) Article 124
- (C) Article 21
- (D) Article 309

176. Nobel Peace Prize for 2010 was awarded to

- (A) Barack H. Obama
- (B) Liu Xiaobo
- (C) Martti Ahtisaari
- (D) Shirin Ebadi

177. The period of limitation mentioned in Schedule of the Act for a suit relating to accounts, contracts, declarations, decrees is movable property, etc.

- (A) 4 years
- (B) 6 years
- (C) 2 years
- (D) 3 years

From Student to Lawyer to Judge

178. Under of the Constitution of India a Gram Sabha may exercise such powers and perform such functions at the village level as the legislature of a State may by law provide. Fill in the blank from the following:

- (A) Article 243
- (B) Article 243A**
- (C) Article 234B
- (D) Article 234A

179. Order passed under section 451 Cr.P.C. is

- (A) An interlocutory order**
- (B) A final order
- (C) Both (A) and (B)
- (D) None of the above

180. The Court under the law of evidence presume that

- (I) the accused is Innocent.**
- (II) the accused is guilty**
- (III) the general Exception in the Indian Penal Code was absent**
- (IV) the General Exception in the Indian Penal Code was present.**

- (A) I and II are correct
- (B) I and III are correct**
- (C) III and IV are correct
- (D) I and IV are correct

181. Provision for interest in CPC has been made

- (A) Under section 32
- (B) Under section 34**
- (C) Under section 35A
- (D) Under section 35B

182. Fukushima Nuclear Plant is in

- (A) Russia
- (B) Korea
- (C) Japan**
- (D) Malaysia

From Student to Lawyer to Judge

183. Limitation period for filling complaint to consumer forum is

- (A) 1 year
- (B) 2 year
- (C) 30 days
- (D) 60 days

184. When the agreement is caused by coercion, fraud or misrepresentation, the agreement is

- (A) illegal
- (B) unenforceable
- (C) void
- (D) Voidable

185. Legitimacy of a child born during the continuance of a valid marriage or within 280 days after its dissolution mother remaining unmarried under section 112 of the Evidence Act is

- (A) irrebuttable presumption
- (B) rebuttable presumption
- (C) conclusive proof
- (D) none of the above

186. Zimbabwe was previously known as

- (A) Rhodesia
- (B) Congo
- (C) Rangoon
- (D) Laos

187. Conditions imposed by a magistrate while releasing an accused in a non bailable offence case can be set aside or modified

- (A) by Magistrate himself
- (B) by Court of Sessions
- (C) by High Court
- (D) by all of the above

From Student to Lawyer to Judge

188. Money under a decree can be paid

- (A) in the court
- (B) out of the court
- (C) either in the court out of the court**
- (D) only in the court and not out of the court

189. An agreement consideration is made without

- (A) void**
- (B) Voidable
- (C) illegal
- (D) valid

190. The Kyoto Protocol of 1997 was in relation to

- (A) Labour
- (B) Trafficking
- (C) Climate change**
- (D) Statelessness

191. X had made some communications to his wife Y during their marriage under Section 122 of the Evidence Act, the correct propositions are:

- (A) X can be compelled to disclose such communications before the Court, if Y consents, in any proceeding.**
- (B) X can be compelled to disclose such communication whether Y consents or not in any proceedings**
- (C) Y can be compelled to disclose such communication whether X consents or not in a divorce proceedings between them**
- (D) Y may be permitted by Court. if deems fit, to disclose any such communication in a criminal proceedings not between X and Y.**

- (A) I, III, IV are not correct
- (B) I, II, III are not correct
- (C) II, III, IV are not correct.**
- (D) I, II, IV are not correct

From Student to Lawyer to Judge

192. The period prescribed of limitations mentioned in Schedule of the Act for suits related to mortgaged property is.

- (A) 6 years
- (B) 8 years
- (C) 12 years
- (D) 30 years

193. A person cannot be relieved from contract which he knows to be unlawful contract

- (A) Doctrine of non relief
- (B) Doctrine of Podelico
- (C) Doctrine of illegality
- (D) Doctrine of Pari delecto

194. Application for execution of a decree is to be made

- (A) to the Court which passed the decree
- (B) to the Court of small causes
- (C) to the District Court
- (D) to the High Court

195. 16th SAARC Summit (April, 2010) was held in

- (A) India
- (B) Nepal
- (C) Bhutan
- (D) Bangladesh

196. In which of the following cases, in a proceeding of rape when the question is whether it was without the consent of the women alleged to have been raped and she states in her evidence that she had no consent, the Court shall not presume that she did not consent?

- (A) When a police officer commits rape on a woman in his custody
- (B) When a police officer commits rape within the limits of the Police Station to which he is appointed
- (C) Whoever commits gangrape
- (D) Who even commits rape on a woman when she was under twelve years of age

From Student to Lawyer to Judge

197. Parties may refer their disputes to an independent third party, instead of regular courts, under the provisions of

- (A) Arbitration Act
- (B) Negotiations Act
- (C) Limitation Act
- (D) None of the above

198. In execution of a decree for the maintenance salary of a person can be attached to the extend of

- (A) One fourth
- (B) One third
- (C) Two third
- (D) One half

199. Statements:

(A) Ajay is an artist

(B) Artists are beautiful

Which one of the following conclusion

- (A) All beautiful persons are artists
- (B) Ajay is not beautiful
- (C) Ajay is beautiful
- (D) Beautiful persons are not artists

200. The consideration is to move at a future date is called

- (A) Executed consideration
- (B) Present consideration
- (C) Executory consideration
- (D) None of the above

From Student to Lawyer to Judge