

**THE GAUHATI HIGH COURT AT GUWAHATI**  
(The High Court of Assam, Nagaland, Mizoram and Arunachal Pradesh)  
**Main Written Examination (2016) for direct recruitment in Grade-III of  
Nagaland Judicial Service and Arunachal Pradesh Judicial Service**

**PAPER-I**  
**ENGLISH**

**Date: 22-07-2017 (Saturday)**

**Time: 9.00 am to 12.00 pm**

**Total : 100 Marks**

**Duration : 3 Hours**

**1. Write essays on any two of the following topics:-**

15x2=30

- (i) Protection of women from domestic violence
- (ii) Corruption: An impediment to our development
- (iii) Cyber law and crime

**2. Write the meanings of the following in a single word:-**

1x10=10

- (i) To be in good book of
- (ii) At one's fingertips
- (iii) Strike off
- (iv) To wash dirty linen in public
- (v) Black sheep
- (vi) Lion's share
- (vii) Fair play
- (viii) To die in harness
- (ix) Look down upon
- (x) In spite of

**3. Distinguish between the following words:-**

2x10=20

- (i) Eminent and Imminent
- (ii) Decent, Descent and Dissent
- (iii) Confidant and Confident
- (iv) Knotty and Naughty
- (v) Miner and Minor
- (vi) Veil, vale and Wail
- (vii) Vain, vane and Wane
- (viii) Stationary and Stationery
- (ix) Affection and Affectation
- (x) Memory and Memoir

**4. Write antonyms of the following words:-**

1x5=5

- (i) Pleasure
- (ii) Confess
- (iii) Encourage
- (iv) Enthroned
- (v) Deficit

**5. Write synonyms of the following words:-**

1x5=5

- (i) Foe
- (ii) Rude
- (iii) Inevitable
- (iv) Despair
- (v) Confuse

**6. Convert the following direct sentences into indirect sentences:-**

6x3=18

- (i) He said, "I do not wish to see any of you; go away."
- (ii) My teacher often says to me, "If you don't work hard, you will fail."
- (iii) He said, "Let us wait for the award."
- (iv) "Saint George strike for us!" exclaimed the Knight, "do the false yeomen give way?"
- (v) "Curse it!" exclaimed the driver. "Who could have foreseen such ill-luck? But for accident we should have caught the train easily."
- (vi) He said, "We are all sinners."

**7. Fill in the blanks with appropriate prepositions:-**

6x2= 12

- (i) I am obliged \_\_\_\_\_ you \_\_\_\_\_ your kindness.
- (ii) I insisted \_\_\_\_\_ going.
- (iii) Temperance and employment are conducive \_\_\_\_\_ health.
- (iv) He was angry \_\_\_\_\_ me, because he thought my remark was aimed \_\_\_\_\_ him.
- (v) Superstitious fears preyed \_\_\_\_\_ his mind and made him miserable.
- (vi) He died without imparting \_\_\_\_\_ anyone the secret of his process.

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**PAPER-II**  
**GENERAL KNOWLEDGE**

**Date: 22-07-2017 (Saturday)**

**Time: 1.00 pm to 4.00 pm**

**Total : 100 Marks**

**Duration : 3 Hours**

**Q.1. Answer the following:**

18x2= 36

- (i) Who is the only Indian to have won Olympic medal (Individual) in 2 (two) Olympics?
- (ii) 'Bombay Stock Exchange' is the oldest Stock Exchange of Asia established in the year 1875. Name the first woman director of this Stock Exchange.
- (iii) Who is the author of the autobiography " Before Memory Fades .... " ?
- (iv) Who was the first Chief Justice of the Hon'ble Supreme Court of India ?
- (v) Write the name of the Indian person who was awarded Nobel Peace Prize of 2014 alongwith Malala Yousafzai of Pakistan ?
- (vi) How many High Courts are there in India ?
- (vii) How many districts are there in the States of Arunachal Pradesh and Nagaland ?
- (viii) The Government of India brought into effect "The Goods and Service Tax (GST)" from 1<sup>st</sup> July, 2017. To bring the entire country under one uniform tax system the Government had to amend the Constitution. What is the number of the amendment?
- (ix) In which Article of the Indian Constitution the right to freedom of speech and expression is guaranteed ?
- (x) What does Article 14 of the Constitution of India provide ?
- (xi) "Hornbill festival" is an annual event of which State ?
- (xii) Which State of North-East is also known as " Land of Red River and Blue Hills " ?
- (xiii) What is the Sex Ratio ( females per 1,000 males ) in India as per 2011 Census ?
- (xiv) Who is the first Indian woman wrestler to win a medal at the Olympics ?
- (xv) Name the person who served as the President of India twice ?
- (xvi) Name the present Chief Justice of Gauhati High Court ?
- (xvii) Sabarmati Ashram is situated in which State ?
- (xviii) Who is the present Law Minister of India ?

**Q.2. Arrange the following in correct order :**

6x2=12

(i)

- |                                       |      |      |      |             |
|---------------------------------------|------|------|------|-------------|
| (a) The Hoollongapar Gibbon Sanctuary | ---  | ---- | ---- | Gujrat      |
| (b) Jim Corbett National Park         | ---- | ---- | ---- | West Bengal |
| (c) Gir Forest National Park          | ---- | ---- | ---- | Assam       |
| (d) Sundarban National Park           | ---  | ---- | ---- | Uttarakhand |

(ii)

- |                    |       |       |       |           |
|--------------------|-------|-------|-------|-----------|
| (a) Nadia Comaneci | ----  | ----- | ----  | Swimmer   |
| (b) Mithali Raj    | ----- | ----- | ----- | Boxer     |
| (c) Laila Ali      | ----- | ----- | ----- | Cricketer |
| (d) Emily Seebohm  | ----- | ----- | ----- | Gymnast   |

(iii)

- |               |       |       |       |              |
|---------------|-------|-------|-------|--------------|
| (a) Italy     | ----- | ----- | ----  | Lisbon       |
| (b) Argentina | ----  | ----- | ----- | Rome         |
| (c) Portugal  | ----- | ----- | ----  | Ottawa       |
| (d) Canada    | ----- | ----- | ----  | Buenos Aires |

(iv)

- |                            |       |       |       |          |
|----------------------------|-------|-------|-------|----------|
| (a) The Mahabharata        | ----- | ----- | ----- | Kalidas  |
| (b) The Ramayana           | ----- | ----- | ----  | Vyasa    |
| (c) Abhigyanam Shakuntalam | ----- | ----- | ----  | Tulsidas |
| (d) Ramcharitmanas         | ----- | ----- | ----  | Valmiki  |

(v)

- |                           |       |       |       |            |
|---------------------------|-------|-------|-------|------------|
| (a) Volcano Erta Ale      | ----- | ----- | ----- | Antarctica |
| (b) Volcano Mt. Merapi    | ----- | ----- | ----- | India      |
| (c) Volcano Mt. Erebus    | ----- | ----- | ----- | Ethiopia   |
| (d) Volcano Barren Island | ----- | ----- | ----- | Indonesia  |

(vi)

- |                             |       |       |      |           |
|-----------------------------|-------|-------|------|-----------|
| (a) C.K. Nayudu Trophy      | ----- | ----- | ---- | Football  |
| (b) Lady Rattan Tata Trophy | ----- | ----- | ---- | Badminton |
| (c) Divan Cup               | ----- | ----- | ---- | Cricket   |
| (d) Rovers Cup              | ----- | ----- | ---- | Hockey    |

**Q.3. Write what the following abbreviations stand for :**

6x2 = 12

- (i) A P E C                      (ii) B A R C                      (iii) B I S  
(iv) C D M A                      (v) C I T U                      (vi) N C E R T

**Q.4 Choose the correct answer:-**

20x1=20

- (i) The longest river in world is  
(A) Amazon                      (B) Nile                      (C) Mississippi                      (D) Hwang Ho
- (ii) The longest canal in the world is  
(A) Suez Canal                      (B) Volga Baltic  
(C) Beloye More-Baltic                      (D) Grand China Canal
- (iii) The largest mountain range in the world is  
(A) Alps                      (B) Himalayas                      (C) Andes                      (D) Rockies
- (iv) \_\_\_\_\_ has the maximum number of satellites.  
(A) Jupiter                      (B) Saturn                      (C) Earth                      (D) Uranus
- (v) McMohan line is the line forming the border between  
(A) India and China                      (B) India and Pakistan  
(C) India and Nepal                      (D) India and Bhutan
- (vi) After his defeat at Waterloo, Napoleon was exiled on the island of  
(A) Campo Formio                      (B) Austerlitz                      (C) Graz                      (D) St. Helena
- (vii) World War-I came to an end with the treaty of \_\_\_\_\_  
(A) Versailles                      (B) Riga  
(C) Brest-Litovsk                      (D) Bucharest
- (viii) \_\_\_\_\_ established the Khilji dynasty.  
(A) Khusrau                      (B) Jalal-ud-din- Firuz Khilji  
(C) Alauddin Khilji                      (D) Kafur
- (ix) The last Mughal Emperor to grace the throne of Delhi was \_\_\_\_\_  
(A) Bahadur Shah Zafar                      (B) Faruk Siyar  
(C) Shah Alam                      (D) Muhammad Shah
- (x) The first president of the Indian National Congress was  
(A) Dadabhai Naoroji                      (B) Badaruddin Tyabji  
(C) Gopal Krishna Gokhale                      (D) W.C. Bonnerjee
- (xi) The army operation to flush out Sikh terrorists from the Golden Temple was called  
(A) Operation Gold Star                      (B) Operation Kranti  
(C) Operation Vijay                      (D) Operation Blue Star

- (xii) Raja Ram Mohan Roy was associated with  
 (A) Atmiya Samaj (B) Brahmo Samaj  
 (C) Prarthana Samaj (D) Ramkrishna Mission
- (xiii) Who was known as Frontier Gandhi?  
 (A) Rajiv Gandhi (B) Abdul Ghaffar Khan  
 (C) Sanjay Gandhi (D) Mahatma Gandhi
- (xiv) Who is the present Head Coach of Indian Cricket Team?  
 (A) Sourav Ganguly (B) Tom Moody  
 (C) Ravi Shastri (D) Virender Sehwag
- (xv) Which is the heaviest flying bird?  
 (A) Great Bustard (B) Emu  
 (C) Hornbill (D) King Eagle
- (xvi) \_\_\_\_\_ founded Sikh religion.  
 (A) Guru Teg Bahadur (B) Guru Arjan  
 (C) Guru Nanak (D) Guru Govind Singh
- (xvii) How many hearts does an octopus has?  
 (A) 1 (B) 2 (C) 3 (D) 4
- (xviii) Who is the present Governor of the Reserve Bank of India?  
 (A) Raghuram Rajan (B) Urjit Patel  
 (C) C. Rangarajan (D) D. Subbarao
- (xix) Changlang is a district of \_\_\_\_\_  
 (A) Mizoram (B) Nagaland  
 (C) Arunachal Pradesh (D) Meghalaya
- (xx) Tawang is the birth place of \_\_\_\_\_  
 (A) Tsangyang Gyatso, the 6<sup>th</sup> Dalai Lama  
 (B) Ngawang Lobzang Gyatso, the 5<sup>th</sup> Dalai Lama  
 (C) Jamphel Gyatso, the 8<sup>th</sup> Dalai Lama  
 (D) Luntok Gyatso, the 9<sup>th</sup> Dalai Lama

**Q.5. Write a short note ( Any one )**

20x1 = 20

- (i) Sixth Schedule to the Indian Constitution.  
 (ii) Media Trial  
 (iii) Goods and Services Tax (GST)

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**PAPER - III**

(Law Paper-I)

**CONSTITUTION OF INDIA**

- Q. 1 Write short notes on any 2 (two): 2X5 = 10 marks
- Relationship between Fundamental Rights and Directive Principles of State Policy.
  - Article 22 of the Constitution of India
  - "Basic features" of the Constitution of India
  - Doctrine of pith and substance in reference to the Constitution of India
- Q.2 What are the ideals, as per the Preamble that the Constitution of India, seeks to secure to its citizens? (4 marks)
- Q. 3 What are the different kinds of emergency enumerated in the Constitution of India and under what Articles? (3 marks)
- Q.4 Which State of the Indian Union has a separate Constitution? (1 mark)
- Q.5 Is possession of property a fundamental right under the Constitution of India? (1 mark)
- Q. 6 What is the other name of India given in the Constitution of India and in what Article? (1 mark)
- Q.7 Name the lists through which powers have been distributed between the Union and the States of India, by the Constitution of India (1 mark)
- Q.8 Can Parliament by law establish a common High Court for two or more states and if so, under which Article? (1 mark)
- Q,9 Is the High Court a court of record? (1 mark)

*Choose the correct answer – each question carries 1 mark (Question No. 10 to 11).*

- Q.10 Which is the final authority to interpret the Constitution?
- President
  - Supreme Court
  - Speaker of Lok Sabha
  - Parliament

Q.11 Which of the following Fundamental Right(s) makes the Supreme Court the guardian of the Fundamental Rights?

- a) Right to Constitutional Remedies
- b) Right to equality
- c) Right to life and liberty
- d) None of the above

**CODE OF CIVIL PROCEDURE**

Q.12 Write short notes on any 2 (two):

2X5= 10 marks

- a) Provision of injunction under the Code of Civil Procedure
- b) Provisions in Code of Civil Procedure for settlement of disputes outside Court
- c) Effect of mis-joinder and non-joinder of parties in a suit
- d) Provisions in Code of Civil Procedure with regard to suits by or against the Government of its officials

Q.13 Define the following?

2X2 = 4 marks

- a) Decree
- b) Judgment-debtor

Q.14 What is a counter claim? How is a counter claim different from a set-off?

2X2 =4 marks

Q.15 Enumerate the grounds on which a plaint can be rejected under the Code of Civil Procedure.

(3 marks)

*Choose the correct answer – each question carries 1 mark (Question No. 16 to 19).*

Q.16 The principle of res judicata is contained in

- a) Section 10 of Code of Civil Procedure.
- b) Section 11 of Code of Civil Procedure.
- c) Section 20 of Code of Civil Procedure.
- d) None of the above

Q.17 The jurisdiction of civil courts under the Code of Civil Procedure is distributed on the basis of

- a) Pecuniary jurisdiction
- b) Territorial jurisdiction
- c) Subject matter jurisdiction
- d) All the above

Q.18 Section 151 of Code of Civil Procedure pertains to

- a) Inherent powers of the court
- b) Restitution
- c) Caveat
- d) None of the above

Q. 19 Issues are framed in a suit in respect of

- a) Question of fact
- b) Questions of law
- c) Mixed questions of fact and law
- d) All the above

### **TRANSFER OF PROPERTY ACT**

Q. 20 Write a short note on the Doctrine of *lis pendens* (5 marks)

Q.21 Distinguish between Sale and Lease (4 marks)

Q.22 Elucidate the Doctrine of Part Performance under the provision of the Transfer of Property Act. (4 marks)

Q.23 What is *immovable property* in terms of the Transfer of Property Act? (2 marks)

Q.24 What is actionable claim? (2 marks)

Q.25 What are the different kinds of mortgage? (2 marks)

*Choose the correct answer – each question carries 1 ½ mark (Question No. 26 to 29).*

Q.26 Under the provisions of the Transfer of Property Act, on transfer of property, if an interest is created for benefit of an unborn person, such unborn child acquires vested interest

- a) Upon his birth
- b) 7 days after his birth
- c) One month after his birth
- d) Does not acquire

Q.27 A mortgages a plot of building land to B and afterwards erects a house on the plot. For the purposes his security, B is entitled to

- a) The house as well as the plot
- b) Only the house
- c) Only the plot
- d) None of the above

Q.28 Who can sue for redemption of the mortgaged property

- a) Mortgagor
- b) Mortgagee
- c) Both a) and b) above
- d) None of the above

Q.29 As per the Transfer of Property Act, an instrument means

- a) Testamentary instrument
- b) Non-testamentary instrument
- c) Both a) and b) above
- d) None of the above

**INDIAN CONTRACT ACT**

- Q.30 Write a short note on remedies for breach of contract. (5 marks)
- Q.31 What are the essentials of a valid contract under the Indian Contract Act? Write a brief note. (5 marks)
- Q.32 Define *consent* and *free consent* under the Indian Contract Act. (4 marks)
- Q.33 Write a short note on *fraud* as per the provisions of the Indian Contract Act. (4 marks)
- Q.34 A contracts to pay to B Rs 10,000/- if B's house is burnt. What is this kind of contract? (1 mark)
- Q.35 Write a brief note on the Doctrine of Frustration of Contract. (3 marks)

*Choose the correct answer – each question carries 1 mark (Question No. 36 to 38)*

- Q.36 A minor's agreement
- a) Is void ab initio and cannot be ratified
  - b) Can be ratified by minor
  - c) Can be ratified on attaining majority
  - d) None of the above
- Q.37 Novation of a contract means
- a) Substitution of a new contract in place of the original contract
  - b) Renewal of the original contract
  - c) Cancellation of contract
  - d) Alteration of contract
- Q.38 An agreement to remain unmarried is
- a) Valid
  - b) Voidable
  - c) Void
  - d) None of the above

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**PAPER - IV**

(Law Paper-II)

**INDIA PENAL CODE**

- Q. 1 Write short notes on any 2 (two): 2 X 5 = 10
- a) Common intention and common object
  - b) Kidnapping and abduction
  - c) *Mens Rea* under India Penal Code
  - d) Defamation
- Q.2 What are the basic ingredients of the offence of theft? What is the distinction between theft and robbery? (4 marks)
- Q.3 Enumerate the distinction between murder and culpable homicide not amounting to murder. (4 marks)
- Q.4 A 5 years old boy stabs a person with a knife. Whether the said boy has committed an offence? (1 mark)
- Q.5 What is the definition of *Hurt* under the Indian Penal Code? (2 marks)
- Q.6 What constitutes cruelty under section 498A of Indian Penal Code? (2 marks)
- Q.7 What are the ingredients of offence of Criminal Conspiracy? Is it punishable if no further act is committed pursuant thereto? (2 marks)

**CODE OF CRIMINAL PROCEDURE**

- Q. 8 Write short notes on any 2 (two): 2 x 5 = 10
- a) Public Prosecutor
  - b) Closure report of a case
  - c) Right of victim to seek legal assistance
  - d) Victim compensation scheme under Code of Criminal Procedure
- Q.9 Enumerate the distinction between cognizable and non-cognizable offences. (4 marks)
- Q.10 What are the consequences of compounding of an offence u/s 320 of the Code of Criminal Procedure. Briefly discuss. (2 marks)
- Q.11 Write a brief note on the powers of the Court to grant maintenance u/s 125 of the Code of Criminal Procedure. (4 marks)

*Choose the correct answer – each question carries 1 mark (Question No. 12 & 13)*

Q.12 Powers of Judicial Magistrate to grant bail are found in

- a) Section 437 of Code of Criminal Procedure.
- b) Section 438 of Code of Criminal Procedure.
- c) Section 439 of Code of Criminal Procedure.
- d) All the above

Q.13 Statements recorded by the police u/s 161 of the Code of Criminal Procedure can be used in trial for

- a) corroboration
- b) contradiction
- c) not admissible
- d) none of the above

Q.14 Enumerate the basic principles to be considered by the court while considering the question of framing of charge against the accused. (3 marks)

### **INDIAN EVIDENCE ACT**

Q. 15 Write short notes on any 2 (two):

2 x 5 = 10

- a) Primary evidence and secondary evidence
- b) Estoppel
- c) Rule of *res gestae*
- d) Public documents and private documents

Q.16 Whether a confession made by an accused before a police officer is admissible in evidence? Indicate the provisions of law. (2 marks)

Q.17 Write short note on the distinction between direct evidence and hearsay evidence. (3 marks)

Q.18 Can a dying declaration be relied upon solely to base a conviction thereupon? (2 marks)

Q.19 What is a leading question in terms of section 141 of the Evidence Act? (2 marks)

Q.20 Write a brief note on cross-examination. (3 marks)

Q.21 Whether a child is a competent witness? Discuss the provisions of law pertaining to child witness. (3 marks)

### **LAW OF TORTS**

Q.22 Write short notes on any 2 (two):

2 x 5 = 10

- a) Libel and slander
- b) *Injuria sine damnum and damnum sine injuria*
- c) *Volenti non fit injuria*
- d) Act of God

- Q.23 Examine and explain the distinction between malice in law and malice in fact. (4 marks)
- Q.24 What do you mean by vicarious liability? (3 marks)
- Q.25 Discuss the concept of ' Res Ipsa Loquitor' with reference to case law. (4 marks)
- Q.26 Briefly discuss the doctrine of strict liability as applicable in India. (4 marks)

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