

THE GAUHATI HIGH COURT AT GUWAHATI

(The High Court Of Assam, Nagaland, Mizoram and Arunachal Pradesh)

**Main Written Examination for Direct Recruitment in Grade-III of Arunachal Pradesh
Judicial Service, 2021**

**PAPER-I
ENGLISH**

Date: 18.09.2021 (Saturday)
Total marks: 100

Time: 9.00 a.m. to 12.00 noon
Duration: 3 hours

- 1.** Write an essay on any one of the following topics: 20x1=20

- (a) Domestic violence
- (b) Justice delayed is justice denied
- (c) Role of media in protecting democratic values in India

- 2.** Read the passage below and make a précis of it. Also give a suitable title. (10 marks)

Deforestation is the permanent destruction of natural forests and woodlands. The rate at which deforestation is happening is a matter of great concern. The phenomenon is the result of large-scale cutting down of forests in order to make more land available for agriculture, industries and housing. There is also a great demand for wood as both fuel and building material. Wide spread deforestation leads to a huge increase in carbon dioxide, which is produced when trees are burnt or allowed to rot. Secondly, with vegetation disappearing from the surface of the earth, there is soil erosion. This is therefore also one of the causes for desertification. Finally, many species are in danger of becoming extinct due to loss of natural habitats. If steps to prevent deforestation are not taken soon, we are likely to lose all our tropical forests in few years from now.

- 3.** Choose the appropriate preposition from the choices given: 1x10=10

1. She was a devoted wife and looked _____ her husband.

- (a) at (b) upon (c) after (d) for

2. Good sleep is necessary _____ good health.

- (a) from (b) for (c) of (d) at

3. My voice reverberated _____ the wall of the castle.

- (a) from (b) on (c) with (d) in

4. A steady mind triumphs _____ difficulties.
 (a) with (b) at (c) in (d) over
5. Jack's mind was attuned _____ music.
 (a) on (b) at (c) with (d) to
6. I bought him _____ with great difficulty.
 (a) round (b) up (c) in (d) about
7. My uncle has invested a lot of money _____ farming.
 (a) in (b) on (c) for (d) into
8. India is committed _____ a policy of peaceful existence.
 (a) with (b) of (c) for (d) to
9. Exercise is beneficial _____ health.
 (a) towards (b) in (c) for (d) to
10. There is no exception _____ this rule.
 (a) in (b) to (c) for (d) about

4. Pick the correct antonyms for each of the words in capital letters: 1x10=10

1. MINORITY
 (a) Democratic victory (b) successful crowd (c) winning group (d) largest number
2. ADMONISH
 (a) Scold (b) honour (c) encourage (d) praise
3. MONOLOGUE
 (a) Solo (b) novel (c) pantomime (d) dialogue
4. MULTILATERAL
 (a) Unequal (b) one-sided (c) preplanned (d) overeager
5. PACIFY
 (a) End disagreement (b) begin new methods (c) stir up anger (d) try quietly
6. PEDAGOGUE
 (a) Doctor (b) loser (c) winner (d) student
7. PENSIVE

- | | | | |
|-----------------|--------------|-----------|--------------|
| (a) thoughtless | (b) careless | (c) eager | (d) penitent |
|-----------------|--------------|-----------|--------------|
8. IMPERIL
- | | | | |
|---------------|--------------|------------|----------------|
| (a) safeguard | (b) endanger | (c) hazard | (d) jeopardize |
|---------------|--------------|------------|----------------|
9. INSCRUTABLE
- | | | | |
|--------------|-------------|-------------|------------|
| (a) baffling | (b) obvious | (c) confuse | (d) reduce |
|--------------|-------------|-------------|------------|
10. AD-LIB
- | | | | |
|---------------|------------------|----------------|-----------------|
| (a) Improvise | (b) extemporized | (c) deliberate | (d) spontaneous |
|---------------|------------------|----------------|-----------------|

5. Pick the correct Synonyms for each of the following words in capital letters: 1X10=10

1. CURIOUS
- | | | | |
|---------------|-----------------|-------------------|--------------|
| (a) unconcern | (b) inquisitive | (c) disinterested | (d) ordinary |
|---------------|-----------------|-------------------|--------------|
2. MEDALLION
- | | | | |
|--------------|--------------------|---------------------|-----------------|
| (a) Souvenir | (b) precious metal | (c) religious relic | (d) large medal |
|--------------|--------------------|---------------------|-----------------|
3. DUPLICITY
- | | | | |
|----------------|-----------------|--------------------|----------------|
| (a) repetition | (b) artlessness | (c) double-dealing | (d) cleverness |
|----------------|-----------------|--------------------|----------------|
4. CARICATURE
- | | | | |
|-------------------------|------------------------|------------------|-----------------------|
| (a) biographical sketch | (b) grotesque likeness | (c) eccentricity | (d) personality trait |
|-------------------------|------------------------|------------------|-----------------------|
5. HEINOUS
- | | | | |
|----------------|-------------|-----------------|----------|
| (a) abominable | (b) obscure | (c) treasonable | (d) ugly |
|----------------|-------------|-----------------|----------|
6. EMIT
- | | | | |
|-----------------|--------------|-----------------|------------|
| (a) to keep out | (b) give off | (c) acknowledge | (d) let in |
|-----------------|--------------|-----------------|------------|
7. FETTERS
- | | | | |
|---------------|--------------|------------|-------------|
| (a) condition | (b) shackles | (c) humour | (d) problem |
|---------------|--------------|------------|-------------|
8. LINEAGE
- | | | | |
|-----------------------|--------------|--------------|-------------|
| (a) chain of commands | (b) prestige | (c) ancestry | (d) rigging |
|-----------------------|--------------|--------------|-------------|
9. SAVAGE
- | | | | |
|-------------------|--------------|----------|-----------------|
| (a) undisciplined | (b) usurious | (c) wild | (d) unjustified |
|-------------------|--------------|----------|-----------------|
10. MILITATE

(a) to take less severe (b) challenge (c) have weight or influence (d) arbitrate

6. Fill in the blanks with the most appropriate word/words: 1X30=30

1. Challenges must be ___ to realize the ___ of a greater regional economic integration.

- (a) overcome.....potential (b) suppressed....power
(c) ignored.....benefits (d) sustained.....advantages

2. He's got a sharp _____. He might just get into trouble, if he isn't careful.

- (a) tongue (b) mouth (c) intellect (d) vision

3. We had lunch _____ a Chinese restaurant yesterday.

- (a) in (b) on (c) at (d) inside

4. Vinod is clearly _____ when it comes to speaking English.

- (a) to a disadvantage (b) at a disadvantage
(c) from a disadvantage (d) in a disadvantage

5. It was clear that there was no rationale behind his act, he went solely by his _____ and somehow succeeded.

- (a) logic (b) interpretation (c) intuition (d) analysis

6. For silent movies to succeed, the quality of acting has to be _____ as there are no _____ dialogues or music for support.

- (a) mediocre.....engaging (b) sublime.....intimate
(c) realistic.....melodramatic (d) extraordinary.....mesmerizing

7. Sports for the visually challenged _____ their confidence and help them to mingle with the _____ of society.

- (a) enrich.....stalwarts (b) plummet.....elite
(c) boost.....mainstream (d) abate.....cream

8. I have never _____ such a problem and therefore confess I have no _____ to it.

- (a) left alone.....inhibitions (b) chickened at.....solution
(c) dreaded.....panacea (d) come across.....ready-made answer

9. Technology may have changed the way alliances are fixed in India (now at the click of a button) but the _____ still is arranged marriages with even most youngsters _____ the practice.

- (a) norm.....endorsing (b) practice.....customizing
(c) convention.....disdaining (d) tradition.....avoiding

10. The Maruti car has become so ____ that snobbish customers, who believe their tastes are superior to others, are ____ buy this car of the masses.
 (a) reputed.....shirking from (b) sought after....queuing to
 (c) ubiquitous.....disinclined to (d) affordable....waiting to
11. I ____ an i-Pod last month.
 (a) have bought (b) buy (c) bought (d) am buying
12. We went to the ____ to see how coins are made.
 (a) mint (b) winery (c) tannery (d) arsenal
13. She usually ____ the baby down for sleep at this time.
 (a) lies (b) lied (c) lay (d) lays
14. Her thinking leans ____ democracy.
 (a) with (b) towards (c) for (d) none of these
15. He got too tired ____ overwork.
 (a) because of (b) because off (c) on (d) for
16. They came here quite by ____ .
 (a) accident (b) chance (c) fortune (d) plan
17. Our job as teachers is to ____ the thirst for knowledge and ____ the spark of enthusiasm.
 (a) quench.....ignite (b) substantiate.....quell
 (c) sensitized.....douse (d) sustain.....mitigate
18. At a time when most charities seem to think of ____ increasing their capital, Warren Buffet's stipulation that what he gifts must be spent within ten years comes as a ____ announcement.
 (a) perennially.....contradictory (b) merely....surprise
 (c) sporadically.....refreshing (d) constantly.....landmark
19. They were a herd of ____.
 (a) Chinese deer (b) English deer (c) Pe're David deer (d) Spanish deer
20. Their existence was first discovered by a ____ missionary.
 (a) American (b) English (c) French (d) Irish
21. An innocuous statement is one which is ____.
 (a) forceful (b) harmless (c) offensive (d) brief

22. People believe others because they are _____.
 (a) credible (b) credulous (c) critical (d) creditable
23. It is doubtful whether such a policy would be _____.
 (a) exacted (b) expressed (c) expedient (d) expendable
24. During the interrogation of the criminal important information was _____.
 (a) illicit (b) eliminated (c) elicited (d) illegitimate
25. If an indelible ink is used this will not be _____.
 (a) obliterated (b) obligated (c) obviated (d) observed
26. Every Minister must be made _____ to the public for his/her acts of omission and commission.
 (a) menacing (b) acceptable (c) approachable (d) accountable
27. Suresh is a _____ who can dupe even the not so gullible.
 (a) smooth operator (b) perfect gentleman
 (c) knowledgeable person (d) jack of all trades
28. The news is too good _____.
 (a) to be bad (b) to be acceptable (c) to be true (d) and can be credible
29. One of you must help me, _____.
 (a) Musn't you? (b) Won't you? (c) Wouldn't you? (d) Shan't you?
30. She held the bag _____, even though her arm hurt _____.
 (a) tight..... badly (b) tightly..... bad
 (c) tight..... bad (d) tightly..... badly

7. Choose the correct meaning of the idioms/phrases in *italics* from the choices given:

1X10=10

1. A fair weather friend always tries *to fish in troubled waters* of his friends and benefactors.
 (a) to borrow money (b) to steal belonging of
 (c) to get benefit in bad situation (d) to extend a helping hand
2. His arrogant behavior with others has left him *high and dry*.
 (a) to be penniless (b) to be very sick
 (c) to be famous (d) isolated

3. All the residents of the colony *painted the town red* on the eve of festival.
(a) to white wash buildings (b) to renovate buildings
(c) to celebrate noisily in public places (d) to create nuisances
4. The chairman *pulled a long face* when the house did not accept the suggestions put forth by him.
(a) to look disappointed (b) to get annoyed
(c) to be agitated (d) to make a quarrel
5. The *fair and square* policy of the chairman of the committee has made him very popular among the residents of the town.
(a) clever and deceitful (b) honest
(c) ambiguous (d) relevant and practical
6. Due to his bad habit of borrowing money from others, he will *be in the mire* one day.
(a) to be punished (b) to be imprisoned
(c) to be insulted (d) to be in trouble
7. I do not like his habit of *mincing matters*.
(a) not to speak plainly (b) to brag about
(c) to be talkative (d) to show off
8. In order to become a successful administrator in the office, an executive has to *keep his ears to the ground*.
(a) to be very polite (b) to encourage backbiting
(c) to be kept informed about the happening in the surrounding
(d) to have a strict control over all
9. He had *to go through the motion* of starting with this new project as he was least interested to take it up.
(a) to complete quickly (b) to do a work without enthusiasm
(c) to do without any interest (d) to work at a slow speed
10. An honest person never plays *fast and loose* with his friends.
(a) delay tactics (b) to be inconsistent
(c) deceives (d) ignores

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Main Written Examination for Direct Recruitment in Grade-III of Arunachal Pradesh Judicial Service, 2021

PAPER-II

GENERAL KNOWLEDGE

Date: 18.09.2021 (Saturday)

Total marks: 100

Time: 1.00 p.m. to 4.00 p.m.

Duration: 3 hours

I. Give the correct answer from the choices given below. 20 x 2 = 40

1. By which Act, was the governance of India passed to the British Crown?
 - a. Rowlatt Act, 1919
 - b. Dominion Lands Act, 1872
 - c. Government of India Act, 1858
 - d. Official Secrets Act, 1923
2. The highest mountain peak in India is
 - a. Kanchenjunga
 - b. Everest
 - c. Godwin Austin
 - d. Nanda Devi
3. The modern game of which sport was originated in North East India?
 - a. Chess
 - b. Golf
 - c. Badminton
 - d. Polo
4. The first established National Park in India is
 - a. Kaziranga National Park
 - b. Jaldapara National Park
 - c. Corbett National Park
 - d. Sundarbans National Park
5. How many spokes does the Dharma Chakra of the Indian National Flag contain?
 - a. 7
 - b. 12
 - c. 24
 - d. 48

6. What is the official motto in the emblem of the Supreme Court of India?
 - a. Satyamev Jayate
 - b. Yato Dharma Tato Jaya
 - c. Vande Mataram
 - d. Republic Democracy
7. By what name is river Ganga known in Bangladesh?
 - a. Padmini
 - b. Padmamavati
 - c. Padma
 - d. Yamuna
8. Which of the following athletes from India recently won gold medal in Tokyo Paralympics ?
 - a. Devendar Jhajharia
 - b. Singhraj Adana
 - c. Sumit Antil
 - d. Sundar Singh Gurjar
9. Who was the first Governor General of free India?
 - a. Lord Mountbatten
 - b. C. Rajagopalachari
 - c. Dadabhai Naoroji
 - d. Dr. Rajendra Prasad
10. In which year is ISRO planning to launch its Venus mission?
 - a. 2023
 - b. 2024
 - c. 2025
 - d. 2026
11. Where was the Delta variant of Covid-19 first detected?
 - a. United Kingdom
 - b. Brazil
 - c. China
 - d. India
12. Dr. APJ Abdul Kalam is not the author of which of the following books?
 - a. Wings of Fire
 - b. Ignited Minds
 - c. The Kalam Effect
 - d. Inspiring Thoughts

13. Man Booker Prize is given for contribution in the field of?
- Literature
 - Social Service
 - Sports
 - Cinema
14. What is the capital of Syria?
- Damascus
 - Beirut
 - Abuja
 - Jerusalem
15. Who was the first woman judge of the Supreme Court in India?
- Justice Smt. Gyan Sudha Mishra
 - Justice Smt. M. Fathima Beevi
 - Justice Smt. Leila Seth
 - Justice Smt. Ranjana Desai
16. Who was the first British Governor General of India?
- Warren Hastings
 - Rebert Napier
 - Lord William Bentinick
 - Robert Clive
17. Name the recipient of both 'Bharat Ratna' and 'Nishan-e-Pakistan'?
- Mahatma Gandhi
 - Morarji Desai
 - Dilip Kumar
 - Ayub Khan
18. Who was the first woman Governor of a State in free India?
- Mrs. Indira Gandhi
 - Mrs. Vijaya Laxmi Pandit
 - Mrs. Sucheta Kripalani
 - Mrs. Sarojini Naidu
19. The concept of Welfare State is found in the Indian Constitution in the
- Preamble
 - Fundamental Rights
 - Fundamental Duties
 - Directive Principles of State Policy

20. Where is the headquarters of the International Court of Justice located?

- a. Paris
- b. Zurich
- c. Hague
- d. Rome

II. Find the odd one out from the given alternatives.

2 x 5 = 10

21. a. Assassinate
b. Stab
c. Murder
d. Kidnap

22. a. Table
b. Paper Weight
c. Cupboard
d. Chair

23. a. Raid
b. Assault
c. Defence
d. Ambush

24. a. 70, 80
b. 54, 62
c. 28, 32
d. 14, 16

25. a. 42:4
b. 36:6
c. 32:2
d. 15:5

III. Write the full form of the following abbreviations.

2 x 5 = 10

26. (a) ISRO
(b) DRDO
(c) NITI
(d) R&AW
(e) UIDAI

IV. Choose the correct answer.

$$2\frac{1}{2} \times 8 = 20$$

27. In a class of 60 where boys are twice that of girls, Kabita ranked 17th from the top. If there are 9 boys ahead of Kabita, how many girls are after her in the rank?
- 26
 - 18
 - 10
 - 12
28. A is 3 years older to B and 3 years younger to C, while B and D are twins. How many years older is C to D?
- 2
 - 3
 - 6
 - 12
29. Pointing to a lady in the photograph, Shaloo said, "Her son's father is the son-in-law of my mother". How is Shaloo related to the lady?
- Aunt
 - Sister
 - Mother
 - Cousin
30. In a certain code language, 'sun shines brightly' is written as 'ba lo sul', 'houses are brightly lit' as 'kado ula ari ba' and 'light comes from the sun' as 'dopi kup lo nro'. What code words are written for 'sun' and 'brightly'?
- ba, sul
 - lo, ba
 - sul, lo
 - ba, lo
31. Complete the series?
48, 24, 96, 48, 192, ?
- 76
 - 90
 - 96
 - 98
32. Kailash faces towards North. Turning to his right, he walked 25 metres. He then turns to his left and walks 30 metres. Next, he moves 25 metres to his right. He then turns to his right again and walks 55 metres. Finally, he turns to his right and moves 40 metres. In which direction is he now from the starting point?
- | | |
|---------------|---------------|
| a. South-west | c. North west |
| b. South | d. South-east |

33. Study the following arrangement of the English alphabet and choose the letter which is tenth to the right of the letter which is exactly the middle letter between F and D?
F J M P O W R N B E Y C K A V L D G X U H Q I S Z T
- a. D
 - b. G
 - c. X
 - d. U
34. In the options given below, find the word which cannot be formed by using the letters of the word INTELLIGENCE?
- a. TILLAGE
 - b. INCITE
 - c. GENTLE
 - d. NEGLECT

V. Write on any one of the following topics.

1 x 20 = 20

35. (a) Contribution of Indian legal system to the society post independence.
(b) Landmark judgments pronounced by the Hon'ble Supreme Court of India which brought about social transformation in the Indian society.

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Main Written Examination for Direct Recruitment in Grade-III of Arunachal Pradesh Judicial Service, 2021

PAPER-III (Law Paper-I)

Date: 19.09.2021 (Sunday)
Total marks: 100

Time: 9.00 a.m. to 12.00 noon
Duration: 3 hours

Constitution of India

1. Answer any three of the following: (3x1 = 3 marks)
(a) Whom are all speeches made in the Lok Sabha addressed to?
(b) Who has the power to promulgate ordinance in states?
(c) Which amendment repealed the Right to Property?
(d) Who elects the President of India?
2. How many subjects does the Union List consist of? Distinguish between the Union List and the Concurrent List. (1x1 = 2 marks)
3. Write short notes on any two of the following: (2x2 = 4 marks)
(a) Theory of Basic Structure.
(b) Judicial Review.
(c) Office of Profit.
(d) Fundamental Rights.
4. Briefly comment on the amending power of the Parliament under Article 368. (2 marks)
5. What are the constitutional safeguards available to civil servants under the Constitution of India? (2 marks)
6. Distinguish between the doctrines of 'Harmonious Construction' and 'Pith and Substance'? (3 marks)
7. Which house of Parliament can introduce a Money Bill? If a question arises as to whether a Bill is a Money Bill or not, who has the power to make the decision in that regard? (1 + 1 = 2 marks)
8. What are the different kinds of writs that can be issued by a High Court? What are the rights enforced by issuing writs? (2 + 2 = 4 marks)

9. Which constitutional amendment was recently struck down in part by the Supreme Court on 20.07.2021? Briefly comment on the grounds for striking down of the same.
(1 + 2 = 3 marks)

The Code of Civil Procedure

1. Answer any four of the following: (4 x 1 = 4 marks)
(a) The Code of Civil Procedure came into force on which day?
(b) What is an inter pleader suit?
(c) What is provided in Order 6, Rule 17?
(d) Who is a Proforma Defendant?
(e) What is a Summary Suit?
2. Distinguish between Res judicata and Res sub-judice? (2 marks)
3. Discuss the powers of the Supreme Court to transfer suits. (2 marks)
4. What are the remedies available to a defendant in the event of an ex parte decree being passed against him? What are the grounds for setting aside an ex parte decree under Order 9? (2 + 2 = 4 marks)
5. What are the grounds available to an aggrieved person for seeking a review of a judgment? (2 marks)
6. What penalties may be imposed by the Court to compel the attendance of a person as per Section 32? (2 marks)
7. Write a short note on any two of the following: (2 x 2 = 4)
(a) Settlement of disputes outside the Court.
(b) Section 100 of CPC.
(c) Suit against a minor.
(d) Commission to make local investigations.
8. What are the main principles which guide the court while dealing with an application of temporary injunction? (2 marks)
9. Explain the law relating to arrest and detention of a judgment debtor in respect of execution of decree. (3 marks)

Transfer of Property Act

1. Write short notes on any three of the following: (2 x 3 = 6 marks)
(a) Constructive notice.
(b) Section 5 of T.P. Act.
(c) Distinction between Vested and Contingent Interest.
(d) Essential Gifts.
2. Explain the doctrine of 'Lis Pendens'. (3 marks)
3. What do you understand by the 'rule against perpetuity'? Explain with an illustration. (2 marks)
4. What are the requisites of a valid attestation? (3 marks)
5. What do you understand by 'spes succession'? Is it transferable? (2 marks)
6. Distinguish between absolute and partial restraints against alienation. (2 marks)
7. Mention 4 conditions for termination of a lease as mentioned under Section 111. (2 marks)
8. Briefly explain the scope of redemption as mentioned in Section 60. (3 marks)
9. What is doctrine of part performance? (2 marks)

Indian Contract Act

1. Write short notes on any three of the following: (2 x 3 = 6 marks)
(a) Difference between coercion and undue influence.
(b) Consideration.
(c) Standing offer.
(d) Breach of contract.
2. What are the exceptions to the rule "No consideration, no contract" as provided in Section 25? (2 marks)
3. Define acceptance. When is a communication of acceptance against the proposer deemed to be completed? Can an acceptance given by post be revoked? (1 + 1 + 1 = 3 marks)
4. When is consent so given said to be free? (2 marks)

5. "An agreement in restraint of trade is void." Explain and give exceptions, if any. (3 marks)
6. What is the legal effect of an agreement by a minor? (2 marks)
7. Can a stranger to a contract enforce a contract? Explain the doctrine of privity of contract.
(1 + 2 = 3 marks)
8. Distinguish between contracts of indemnity and guarantee. (2 marks)
9. When is the performance of a contract said to be impossible? (2 marks)

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PAPER-IV (Law Paper-II)

Date: 19.09.2021 (Sunday)

Total marks: 100

Time: 1.00 p.m. to 4.00 p.m.

Duration: 3 hours

INDIAN PENAL CODE

1. A set fire to a heap of unused paper in his courtyard. Suddenly a gust of wind came and carried the plane to a nearby thatched hut that belonged to someone else and burnt down the hut. What offence A had committed. Give reasons with relevant provision of law.
2 marks
2. What is abatement to commit an offence. What are different method by which abatement is possible?
2 marks
3. What is dishonest misappropriation of property and set a distinction of it with the offence of theft?
2 marks
4. A offers monetary gratification to B, a public servant as a reward for showing A some favour in exercise of B's official authority, B refused to oblige A. What offence, if any, was committed in said incident?
2 marks
5. Define and distinguish between wrongful restraint and wrongful confinement.
2 marks
6. What is legal insanity and medical insanity? Explain with appropriate provision of law under Indian Penal Code.
2 marks
7. Choose the right option –
1X5 marks
 - (i) The essential ingredients of an offence –
 - (a) Motive, mens rea and actus reus

- (b) Motive, intention and knowledge
- (c) Actus reus and mens rea
- (d) Knowledge, intention and action.

(ii) The involvement of five or more persons is essential for

- (a) Theft
- (b) Extortion
- (c) Robbery
- (d) Dacoity

(iii) The Chapter XX of IPC deals with –

- (a) Offences related to marriage
- (b) Defamation
- (c) Offences against property
- (d) None of the above

(iv) The Section 511 of the IPC does not apply in case of –

- (a) Attempt of riot
- (b) Attempt of murder
- (c) Attempt of theft
- (d) Attempt of affray

(v) In which of the following cases the Supreme Court held that Doctors cannot be held guilty only because something went wrong

- (a) Maniben Vs. State of Gujarat, AIR 2010 SC 1261
- (b) Southern Railway Officers Vs. Union of India, AIR 2020 SC 1241
- (c) Tameswar Vs. Ramvishal, AIR 2020 SC 1209
- (d) None of the above

8. What is the difference between culpable homicide amounting to murder and culpable homicide not amounting to murder? **4 marks**

9. The accused was beating a man with fists. The wife of the victim intervenes with a baby in her arms with a view to rescue him. The accused gives a fist blow to her also, which struck the baby, as a result, the baby died. On being tried, the accused pleaded that it was an accident. Decide. **4 marks**

CODE OF CRIMINAL PROCEDURE

Choose the right option -

1 mark

10. Under section 436 of Cr.P.C. bail can be granted
- (a) by police.
 - (b) by the Magistrate
 - (c) by the police as well as the Magistrate.
 - (d) by the Magistrate only and not by police.

11. Define (any two) :

2X2=4 marks

- (a) Cognizable offence.
- (b) bailable offence.
- (c) judicial proceeding.

12. Choose the correct option -

1X5= 5 marks

- (i) Non cognizable offence has been defined-

- (a) Under Section 2 (a) of the Cr.P.C.
- (b) Under Section 2 (c) of the Cr.P.C.
- (c) Under Section 2 (i) of the Cr.P.C.
- (d) Under Section 2(1) of the Cr.P.C.

- (ii) Where a person summoned to produce documents/things under section 91 of Cr.P.C. fails to attend personally or causes the documents/things produced in the Court against such persons --

- (a) a search warrant can be issued under section 93 of Cr.P.C.
- (b) a prosecution for offence under section 175 I.P.C. can be launched.
- (c) either (a) or (b)
- (d) both (a) and (b)

- (iii) Obtaining signature on the confessional statement made by a person u/s 164 Cr.P.C. is

- (a) mandatory
- (b) directory
- (c) discretionary
- (d) optional

- (iv) Section 197 of Cr.P.C. affords protection to –

- (a) private individual
- (b) employees of public sector undertaking
- (c) public servants
- (d) all the above

- (v) Rule '*autrefois acquit*' or '*autrefois convict*' is contained in -
(a) section 321 of Cr.P.C.
(b) section 320 of Cr.P.C.
(c) section 300 of Cr.P.C.
(d) section 298 of Cr.P.C.

13. Can a Magistrate stop investigation? If so, in what cases and under which provision of the Code of Criminal Procedure? **2 marks**

14. State with reasons which of the courts shall have jurisdiction to try the cases arising out of the following facts – **3 marks**

(A) A dacoity was committed at Guwahati and the dacoits were arrested at Itanagar

(B) A is kidnapped from Itanagar and is recovered from a house at Guwahati

15. What is the consequence of defect in framing of a charge? **2 marks**

16. Can a Magistrate refuse to grant maintenance to a wife? If so, under what circumstances can maintenance of wife be refused? **4 marks**

17. Discuss 'joinder of charges' under the code of Criminal Procedure.

4 marks

INDIAN EVIDENCE ACT

18. Write short notes –

- (i) Presumption of law.
(ii) Evidentiary value of confession of a co-accused.

2 ½ x 2 = 5 marks

19. Distinguish between admission and confession.

2 marks

20. Distinguish between public document and private document.

2 marks

21. Oral evidence is excluded by documentary evidence. State the exception, if any, to this rule.

3 marks

22. Distinguish between "shall presume" and "may presume"

3 marks

23. What is judgment in rem and what is its evidentiary value?

3 marks

24. 'Oral evidence in all cases must be direct'. Explain this rule with illustration and exception.

3 marks

25. Who is a hostile witness? How his evidence can be used in a criminal trial?

4 marks

LAW OF TORTS

26. Write short notes –

- (i) Rule of strict liability
- (ii) Vicarious liability of the State

3X2 = 6

27. What is the difference between –

- (i) Malice in law and malice in fact
- (ii) Volenti non fit injuria and scienti non fit injuria

5X2 = 10

28. Explain-

- (i) Respondeat superior
- (ii) Five exceptions to the rule in Ryland v. Fletcher
- (iii) Essential ingredients of malicious prosecution

3X3 = 9 marks