

Test Booklet Code & Serial No.

प्रश्नपत्रिका कोड व क्रमांक

Paper-II

LAW

C

Signature and Name of Invigilator

1. (Signature)

(Name)

2. (Signature)

(Name)

Seat No.

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(In figures as in Admit Card)

Seat No.

(In words)

OMR Sheet No.

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(To be filled by the Candidate)

JUN - 60219

Time Allowed : 2 Hours]

[Maximum Marks : 200

Number of Pages in this Booklet : 28

Number of Questions in this Booklet : 100

Instructions for the Candidates

- Write your Seat No. and OMR Sheet No. in the space provided on the top of this page.
- This paper consists of 100 objective type questions. Each question will carry two marks. All questions of Paper II will be compulsory.
- At the commencement of examination, the question booklet will be given to the student. In the first 5 minutes, you are requested to open the booklet and compulsorily examine it as follows :
 - To have access to the Question Booklet, tear off the paper seal on the edge of this cover page. Do not accept a booklet without sticker-seal or open booklet.
 - Tally the number of pages and number of questions in the booklet with the information printed on the cover page. Faulty booklets due to missing pages/questions or questions repeated or not in serial order or any other discrepancy should not be accepted and correct booklet should be obtained from the invigilator within the period of 5 minutes. Afterwards, neither the Question Booklet will be replaced nor any extra time will be given. The same may please be noted.
 - After this verification is over, the OMR Sheet Number should be entered on this Test Booklet.
- Each question has four alternative responses marked (A), (B), (C) and (D). You have to darken the circle as indicated below on the correct response against each item.

Example : where (C) is the correct response.

A B C D
- Your responses to the items are to be indicated in the **OMR Sheet given inside the Booklet only**. If you mark at any place other than in the circle in the OMR Sheet, it will not be evaluated.
- Read instructions given inside carefully.
- Rough Work is to be done at the end of this booklet.
- If you write your Name, Seat Number, Phone Number or put any mark on any part of the OMR Sheet, except for the space allotted for the relevant entries, which may disclose your identity, or use abusive language or employ any other unfair means, you will render yourself liable to disqualification.
- You have to return original OMR Sheet to the invigilator at the end of the examination compulsorily and must not carry it with you outside the Examination Hall. You are, however, allowed to carry the Test Booklet and duplicate copy of OMR Sheet on conclusion of examination.
- Use only Blue/Black Ball point pen.
- Use of any calculator or log table, etc., is prohibited.
- There is no negative marking for incorrect answers.

विद्यार्थ्यांसाठी महत्वाच्या सूचना

- परिक्षार्थींनी आपला आसन क्रमांक या पृष्ठावरील वरच्या कोपऱ्यात लिहावा. तसेच आपणांस दिलेल्या उत्तरपत्रिकेचा क्रमांक त्याखाली लिहावा.
- सदर प्रश्नपत्रिकेत 100 बहुपर्यायी प्रश्न आहेत. प्रत्येक प्रश्नास दोन गुण आहेत. या प्रश्नपत्रिकेतील सर्व प्रश्न सोडविणे अनिवार्य आहे.
- परीक्षा सुरु झाल्यावर विद्यार्थ्यांला प्रश्नपत्रिका दिली जाईल. सुरुवातीच्या 5 मिनीटांमध्ये आपण सदर प्रश्नपत्रिका उघडून खालील बाबी अवश्य तपासून घ्याव्यात.
 - प्रश्नपत्रिका उघडण्यासाठी प्रश्नपत्रिकेवर लावलेले सील उघडावे. सील नसलेली किंवा सील उघडलेली प्रश्नपत्रिका स्विकारू नये.
 - पहिल्या पृष्ठावर नमूद केल्याप्रमाणे प्रश्नपत्रिकेची एकूण पृष्ठे तसेच प्रश्नपत्रिकेतील एकूण प्रश्नांची संख्या पडताळून घ्यावी. पृष्ठे कमी असलेली/कमी प्रश्न असलेली/प्रश्नांचा चुकीचा क्रम असलेली किंवा इतर त्रुटी असलेली सदोष प्रश्नपत्रिका सुरुवातीच्या 5 मिनिटातच पर्यवेक्षकाला परत देऊन दुसरी प्रश्नपत्रिका मागवून घ्यावी. त्यानंतर प्रश्नपत्रिका बदलून मिळणार नाही तसेच वेळही वाढवून मिळणार नाही याची कृपया विद्यार्थ्यांनी नोंद घ्यावी.
 - वरीलप्रमाणे सर्व पडताळून पाहिल्यानंतरच प्रश्नपत्रिकेवर ओ.एम.आर. उत्तरपत्रिकेचा नंबर लिहावा.
- प्रत्येक प्रश्नासाठी (A), (B), (C) आणि (D) अशी चार विकल्प उत्तरे दिली आहेत. त्यातील योग्य उत्तराचा रकाना खाली दर्शविल्याप्रमाणे ठळकपणे काळा/निळ्या करावा.

उदा. : जर (C) हे योग्य उत्तर असेल तर.

A B C D
- या प्रश्नपत्रिकेतील प्रश्नांची उत्तरे ओ.एम.आर. उत्तरपत्रिकेतच दर्शवावीत. इतर ठिकाणी लिहिलेली उत्तरे तपासली जाणार नाहीत.
- आत दिलेल्या सूचना काळजीपूर्वक वाचाव्यात.
- प्रश्नपत्रिकेच्या शेवटी जोडलेल्या कोऱ्या पानावरच कच्चे काम करावे.
- जर आपण ओ.एम.आर. वर नमूद केलेल्या ठिकाणा व्यतिरीक्त इतर कोठेही नाव, आसन क्रमांक, फोन नंबर किंवा ओळख पटेल अशी कोणतीही खूण केलेली आढळून आल्यास अथवा असभ्य भाषेचा वापर किंवा इतर गैरमार्गाचा अवलंब केल्यास विद्यार्थ्यांला परीक्षेस अपात्र ठरविण्यात येईल.
- परीक्षा संपल्यानंतर विद्यार्थ्यांने मूळ ओ.एम.आर. उत्तरपत्रिका पर्यवेक्षकांकडे परत करणे आवश्यक आहे. तथापि, प्रश्नपत्रिका व ओ.एम.आर. उत्तरपत्रिकेची द्वितीय प्रत आपल्याबरोबर नेण्यास विद्यार्थ्यांना परवानगी आहे.
- फक्त निळ्या किंवा काळ्या बॉल पेनचाच वापर करावा.
- कॅलक्युलेटर किंवा लॉग टेबल वापरण्यास परवानगी नाही.
- चुकीच्या उत्तरासाठी गुण कपात केली जाणार नाही.

JUN - 60219/II—C

LAW
Paper II

Time Allowed : 120 Minutes]

[Maximum Marks : 200

Note : This paper contains **Hundred (100)** multiple choice questions. Each question carrying **Two (2)** marks. Attempt *All* questions.

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- | | |
|--|--|
| <p>1. Who amongst the following, has defined 'tort' as :</p> <p>“An infringement of right in <i>rem</i> of a private individual giving a right of compensation at the suit of the injured party.”</p> <p>(A) Sir John Salmond</p> <p>(B) Frazer</p> <p>(C) Winfield</p> <p>(D) Pollock.</p> <p>2. The case of <i>Rylands Vs. Fletcher</i> deals with :</p> <p>(A) Liability of manufacturer towards consumers</p> <p>(B) Non-natural use of land</p> <p>(C) Negligence of a person who has undertaken the work</p> <p>(D) Non-intentional act of the independent contractor.</p> | <p>3. Bolam test of standard of care.....</p> <p>(A) is objective and applicable to motor accidents cases only</p> <p>(B) is objective and applies to all skilled defendants</p> <p>(C) is both subjective and objective and applies in relation to professional defendants</p> <p>(D) is subjective and applies to the cases of vicarious liability.</p> <p>4. The test of directness for considering and determining the remoteness of damages has been determined in which of the following cases :</p> <p>(A) <i>State of Haryana Vs. Santra</i> AIR 2000 SC 1888</p> <p>(B) <i>State of Punjab Vs. Shiv Ram</i> AIR 2005 SC 105</p> <p>(C) <i>Re Polemis and Furness Withy and Co. Ltd.</i> [1921] 3KB 560</p> <p>(D) <i>M.C. Mehta Vs. Union of India</i> AIR 1987 SC 965.</p> |
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5. Match the pair :

List I

- (a) *Scienti non fit injuria*
- (b) *Ex turpi causa non-oritur actio*
- (c) *Qui facit per alium facit per se*
- (d) *Salus populi Supreme lex*

List II

- (i) He who does an act through another is deemed in law to do it himself
- (ii) No injury is done to the person who knowingly does an act
- (iii) An action does not arise from an immoral act.
- (iv) Things speak for themselves
- (v) The welfare of people is supreme law

Codes :

- | | | | | |
|-----|-------|-------|-----|------|
| (a) | (b) | (c) | (d) | |
| (A) | (ii) | (iii) | (i) | (iv) |
| (B) | (ii) | (iv) | (i) | (v) |
| (C) | (ii) | (iii) | (i) | (v) |
| (D) | (iii) | (ii) | (i) | (v) |

6. Read Assertion (A) and Reason (R) and answer by using codes below :

Assertion (A) :

The law takes cognizance of carelessness in the abstract.

Reason (R) :

Cause of action for negligence accrues when real damage is suffered.

Codes :

- (A) Both (A) and (R) are true and (R) is right explanation of (A)
- (B) Both (A) and (R) are true, but (R) is not right explanation of (A)
- (C) (A) is right but (R) is wrong
- (D) (A) is wrong, but (R) is right.

7. With respect to the defamation under law of torts, go through the following statements :

- (i) Defamatory statement must be made in good faith
- (ii) Defamatory statement must be made directly referring the plaintiff.
- (iii) Defamatory statement must be made with the intention of harming reputation of person.
- (iv) The defendant need not believe that such a statement would harm the reputation of plaintiff.

In the light of above, which of the following options are correct.

- (A) Only (i), (iii) and (iv) are correct
- (B) Only (iii) and (iv) are correct
- (C) Only (iii) is correct
- (D) Only (ii), (iii) and (iv) are correct

8. Which of the following are the elements of the tort of intentional infliction of emotional distress ?

- (i) The defendant intended the conduct that caused the plaintiff in distress
- (ii) The defendant conduct was outrageous or intolerable
- (iii) The plaintiff's emotional distress was severe
- (iv) The defendant intended to cause emotional distress or intended the conduct and was reckless about whether emotional harm would result.

Choose the *correct* option :

- (A) Only (i), (ii) and (iii) are correct
- (B) Only (iii) and (iv) are correct
- (C) Only (ii) and (iii) are correct
- (D) Only (ii), (iii) and (iv) are correct

9. Sameer got himself operated for the removal of his one kidney in Dr. Anand's Hospital, due to negligence of the surgeon, who performed the operation a piece of cotton was left in his abdomen. The same was removed by a second surgery for which Sameer was not paid any amount.

In the light of above facts, which one of the following statements is correct ?

- (A) Surgeon can't be held responsible as surgery is professional art, highly technical and having chances of human error, for which he can't be held liable, however Hospital has to pay compensation.
- (B) Surgeon can be held liable, provided that Sameer is successfully proved that he is consumer and there is deficiency in the service rendered. Again Sameer has not paid for 2nd surgery.
- (C) Despite negligence, the hospital and surgeon have defence under "*Res Ipsa Loquitur*."
- (D) Surgeon will be responsible. The piece of cotton in the abdomen of Sameer is sufficient proof and is a result of *Res Ipsa Loquitur*.

10. Which of the following statements properly defines the objectives narrated in the Preamble of the Consumer Protection Act, 1986 ?

- (A) An Act to provide the protective mechanism of consumer redressal system and further to promote consumer movements
- (B) An Act to provide better protection of the interests of the consumers and for that purpose to make provision for the establishment of consumer councils and other authorities for the settlement of consumer disputes.
- (C) An Act to set up a mechanism for consumer protection to promote the constitutional objectives and establish the forum of consumer, seller and promote consumer awareness.
- (D) An Act to promote consumerism regulate unfair trade practices, safeguard from unfair competition.

11. Read Assertion (A) and Reason (R) and with the help to codes given below, point out the *correct* explanation :

Assertion (A) :

An acceptance is to a proposal what a lighted match is to a train of gunpowder.

Reason (R) :

Acceptance converts the offer into a promise and then it is late to remove.

- (A) Both A and R are true and R is good explanation of A.
- (B) Both A and R are true and R is not a good explanation of A.
- (C) A is true but R is false.
- (D) A is false but R is true.

12. Breach of contract can result in for :

- (A) Liquidated damages
- (B) Unliquidated damages
- (C) Both (A) and (B)
- (D) Neither (A) nor (B)

13. A supplies the wife and children of B, a lunatic, with necessaries suitable to the style of their living. Whether A can claim the reimbursed from B's property under which section of certain relations resembling those created by contract ?

- (A) 68
- (B) 69
- (C) 70
- (D) 71

14. The right of the power to redeem back the goods pledged continued till :

- (A) The hammer fallen for third time in an auction.
- (B) The sale was complete
- (C) Sale money was received by auctioneer
- (D) All of the above

15. The 'Part delivery' under section 34 of the Sale of Goods Act, 1930 to be the 'whole delivery'.

(A) The part delivery must be with intentions of serving it from the whole

(B) The part delivery must be in the progress of the whole

(C) Either (A) or (B)

(D) Both (A) and (B)

16. A right to participate in profits, although strong but not a conclusive test of partnership was laid down in :

(A) *Tellis Vs. Saldanha*

(B) *Grace Vs. Smith*

(C) *Re; Somtow Iron Co.*

(D) *Cox Vs. Hickman.*

17. Days of grace under NI Act, 1881 applicable to :

(A) Promissory Note

(B) Bank draft

(C) Cheque

(D) Bill of Exchange

18. What do you mean by a floating charge ?

(A) It is a charge on fixed and present assets which can be used in the ordinary course of business.

(B) It is a charge on present and future assets which can be used in the ordinary course of business

(C) It is a charge on present and future assets which can't be used in the ordinary course of business

(D) It is a charge on present and fixed assets which cannot be used in the ordinary course of business.

19. The Board of Directors are the brain and the only brain of the company, which is the body and the company can and does act only through them. This was held in which of the following cases ?

- (A) Percival Vs. Wright
- (B) Allen Vs. Hyatt
- (C) Bath Vs. Standard Land Co. Ltd.
- (D) Coleman Vs. Myers

20. The Corporate Social Responsibility Committee consists of :

- (A) Four or more directors
- (B) Three or more directors of whom at least one should be independent director
- (C) Two or more directors all of whom should be independent directors
- (D) Two independent directors.

21. Read the statements carefully and with the help of the codes given below, choose the *correct* answer :

- (I) The Hindu Marriage Act prohibits the marriage between the persons who are within the prohibited degrees of relationship with each other.
- (II) The contravention of the above provision is punishable with simple imprisonment or fine.

Codes :

- (A) I is correct and II is incorrect
- (B) Both I and II are incorrect
- (C) Both I and II are correct and II is the result of violation of I.
- (D) Both I and II are not related to each other under H.M. Act.

22. Match the following and select the correct answer using the codes given below (based on Hindu Marriage Act) :

List I

- (a) Impotency of husband
- (b) Option of puberty
- (c) Neglect and desertion of wife
- (d) Sapindas

List II

- (i) Repudiation of marriage by a decree of divorce u/s 13(2)
- (ii) Void marriage
- (iii) Annulment of marriage u/s 12
- (iv) Order of maintenance

Codes :

- (a) (b) (c) (d)
- (A) (i) (iii) (ii) (iv)
- (B) (iii) (i) (iv) (ii)
- (C) (ii) (i) (iii) (iv)
- (D) (iv) (ii) (i) (iii)

23. A, the Christian man dies intestate leaving his mother, one daughter of deceased sister and two sons of his deceased brother. The share of each son of the deceased brother will be :

- (A) $\frac{1}{3}$
- (B) $\frac{1}{4}$
- (C) $\frac{1}{2}$
- (D) $\frac{1}{6}$

24. Under section 6 of Hindu Minority and Guardianship Act, 1956, the natural guardian of an illegitimate minor child is.....

- (A) Mother
- (B) Father
- (C) Both mother and father simultaneously
- (D) Either mother or father

25. Under Parsi Marriage and Divorce Act, 1936 no marriage shall be valid if.....

(A) The contracting parties are related to each other in any of the degrees of consanguinity or affinity

(B) Such marriage is not solemnized by performing Ashirvad ceremony

(C) A male has not completed 21 years of age and a female has not completed 18 years of age

(D) The marriage is not performed at Agyari.

26. Consider the following statements and choose the correct answer :

Under The Indian Christian Marriage Act, 1872 :

(I) A Christian marriage can take place at the house of the bride's mother

(II) A marriage even if one of the parties is a Hindu cannot be dissolved by a decree of divorce under Sec-13 of Hindu Marriage Act.

(III) When the marriage is performed beyond permissible hours and outside the church without the special licence is punishable.

Codes :

(A) Statement I is correct and II, III are incorrect.

(B) Statements I, II are correct and III is incorrect.

(C) Statements I, II, III are correct

(D) Statement I is incorrect and II, III are correct.

27. In which case the Supreme Court held that the second marriage of a person during the pendency of an appeal against a divorce decree would not be void in cases where the parties have decided not to pursue the appeal ?
- (A) Lila Gupta Vs. Laxmi Naraiian and others
 (B) Anurag Mittal Vs. Mrs. Shaily Mishra Mittal
 (C) Revanasiddappa Vs. Mallikarjun
 (D) K.S. Bhoopathy Vs. Kokila
28. Match List I with List II and select the *correct* answer from the codes given below it :
- List I (Cases)**
- (a) Daniel Lahr. Vs. Union of India
 (b) Shayara Bano Vs. Union of India
 (c) Sarla Mudgal Vs. Union of India
 (d) Ahmedabad Women Action Group Vs. Union of India.
- List II (Decisions)**
- (1) Triple Talaq invalid
 (2) Second marriage by conversion invalid
 (3) Validity of Muslim Women (Protection of Rights on Divorce) Act, 1986
 (4) Personal Laws cannot be tested on the basis of Fundamental Rights.
- Codes :**
- a) (b) (c) (d)
 (A) (3) (1) (2) (4)
 (B) (2) (1) (4) (3)
 (C) (3) (1) (4) (2)
 (D) (4) (1) (3) (2)
29. The term 'Unlawful conjunction' under Muslim Law means :
- (A) A man may not have two wives at the same time
 (B) A man may not have at the same time, two wives who so related to each other by consanguinity
 (C) A man may not have at the same time, two wives who are so related to each other by consanguinity, affinity or fosterage.
 (D) A man may not have at the same time, two wives who are so related to each other by consanguinity, affinity or fosterage, that if either of them had been a male, they could not have lawfully intermarried.
30. Which of the following is *not* a ground of divorce for wife under the Dissolution of Muslim Marriage Act, 1939 ?
- (A) Husband neglected or has failed to provide for her maintenance for a period of two years
 (B) Husband marries with another woman
 (C) Husband imprisoned for a period of seven years or more
 (D) Husband treats her with cruelty.

31. Pollution caused by way of earthquake cyclone or volcanic eruption is known as.....
- (A) Manmade pollution
(B) Natural pollution
(C) Accidental pollution
(D) Industrial pollution
32. Which protocol was adopted in order to ensure an adequate level of protection in the field of safe transfer handling and use of living modified organisms ?
- (A) Cartagena Protocol
(B) Nagoya Protocol
(C) Kyoto Protocol
(D) Nairobi Protocol
33. The chief wildlife warden cannot grant permit to hunt to any person for which of the following purpose under section 12 of wildlife (Protection) Act, 1972 ?
- (A) Education
(B) Scientific research
(C) Collection of specimen for personal use
(D) Scientific management
34. The term 'Environmental Impact Assessment' has come from which legislation ?
- (A) Environment (Protection) Act, 1986
(B) Air (Prevention and Control of Pollution) Act, 1981
(C) National Environmental Policy Act, 1969
(D) Water (Prevention and Control of Pollution) Act, 1974
35. Under section 26 of National Green Tribunal Act, 2010 what is the penalty for failure to comply with the orders of the Tribunal.
- (A) Imprisonment up to two years or with fine up to Rs. 5 crore or both
(B) Imprisonment up to five years or with fine up to Rs. 10 crore or both
(C) Imprisonment up to two years or with fine up to Rs. 10 crore or both
(D) Imprisonment up to three years or with fine up to Rs. 10 crore or with both

36. Universal Human Rights are often expressed and guaranteed by law in the forms of :
- (A) Treaties
 - (B) Customary International Law
 - (C) General principles and other sources of International Law
 - (D) All of the above
37. In India, the Law on Persons with Disabilities (Equal Opportunities) Act was enacted in the year.....
- (A) 1975
 - (B) 2001
 - (C) 1995
 - (D) 2000
38. The second optional protocol of the International Covenant on Civil and Political Rights aims at the abolition of the.....
- (A) Child Labour
 - (B) Death Penalty
 - (C) Slavery
 - (D) Debt bondage
39. The International Convention on the Rights of the Child (CRC) was adopted by the United Nations in the year.....
- (A) 2003
 - (B) 1989
 - (C) 1966
 - (D) 2006
40. Who among the following shall be deemed to be members as Ex-Officio members of National Human Rights Commission under the Protection of Human Rights Act, 1993 ?
- (A) The Chairperson of the National Commission for Minorities
 - (B) The Chairperson of the National Commission for the Scheduled Castes and Scheduled Tribes
 - (C) The Chairperson of the National Commission for Women
 - (D) All of the above.

41. Which of the following doctrine stipulates that a person is entitled to sell his copy of a copyrighted work to anyone without being required to observe any conditions attached by the copyright owner to such sale.
- (A) Doctrine of Election
(B) Doctrine of Prima facie sale
(C) Doctrine of first sale
(D) Doctrine of original sale
42. The industrial progress and cultural goods have a beneficial effect on society. Thus IPR rights are incentive to the creator because of the profit they bring for the whole society.
- The above statement represents which one of the theory of IPR ?
- (A) The Utilitarian theory of IPR
(B) The Natural Right theory of IPR
(C) The Ethics and Reward theory of IPR
(D) The Personhood theory of IPR
43. Which one of the following was *not* the principle agreed upon in the Berne Convention for Protection of Literary and Artistic Works (1886) ?
- (A) National Treatment
(B) Principle of protection to original creator
(C) Principle of Automatic Protection
(D) Principle of Independence of Protection
44. Which of the following rights always rests in the author and can't be transfer by assignment licence or sale ?
- (A) Commercial Right of Licence
(B) Performers Right of Performer
(C) Moral Rights of an author
(D) Right to edit and translate
45. A non-counterfeit product imported from another country without the permission of the intellectual property owner is called as :
- (A) Counterfeit smuggling
(B) IPR Piracy
(C) Parallel import
(D) Cross-Border import

46. In which of the following case while deciding the dispute whether the trade mark of plaintiff and respondent are likely to be a deceptively similar and may create confusion the Apex court expressed—
“.....the proprietor of the trade mark can't enjoy monopoly over the entire class of goods and particularly, when he is not using the said trade mark in respect of certain goods falling under the same class.”

Choose the *correct* option :

- (A) National Sewing Thread Co. Ltd. Vs James Chadwick and Bros AIR 1953 SC 357
- (B) Nestle India Ltd. Vs Mood Hospitality Pvt. Ltd. (2010) 42 PTC 514 (Del) (DB)
- (C) Shree Nath Heritage Liquor Pvt. Ltd. & Ors Vs Allied Blender and Distillers Pvt. Ltd. (2015) 221 DLT 359.
- (D) M/s Nandhini Deluxe Vs M/s Karnataka Co-operative Milk Producers Federation Ltd. Civil Appeal Nos. 2937-2942 of 2018.

47. What is the term for Protection of Geographical Indication ?

- (A) Twenty years from the date of Registration
- (B) Ten years but may be renewed from time to time for unlimited period
- (C) Twenty years but may be from time to time for unlimited period
- (D) Ten years but may be renewed extended for another ten years, if manufacturer demonstrate the characteristic features of geographical indications still exist with the product.

48. Bio-diversity of a Geographical region represents :

- (A) The diversity in the organism living in the region
- (B) Endanger species found in the region
- (C) Species epidemic to the region
- (D) Genetic diversity present in the dominant species of the region.

49. What is the time limit for filing appeal against the order of cyber appellate tribunal ?
- (A) 30 days
(B) 60 days
(C) 90 days
(D) 180 days
50. As per S.66E of the international Technology Act, 2000 (As amended) what is the punishment prescribed for violation of privacy ?
- (A) Punished with the imprisonment which may extend to three years and with fine not extending three lakh rupees
(B) Punished with the imprisonment which may extend to three years or with fine not extending two lakh rupees or both
(C) Punishment with the imprisonment which may extend to five years or with fine not extending three lakh rupees or both
(D) Punishment with the imprisonment which may extend to one year or with fine not extending two lakh rupees or with both.
51. The principle of “No Fault” Liability is coined in the landmark judgment given in :
- (A) Cundey Vs Lindsay
(B) Sivaji Dayanu Patil Vs Smt. Vatschala More
(C) Rita Devi Vs New India Assurance Comapny
(D) Rylands Vs Fletcher.
52. Under which of the following form of the government, only the central government has primary law making powers ?
- (A) Federal
(B) Unitary
(C) Confederation
(D) Quasi federal
53. Which of the following is *not* the essential characteristic of a Federal Constitution ?
- (A) Distribution of powers
(B) A written constitution
(C) Supremacy of constitution
(D) Flexibility

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| <p>54. In Britain and in the United States of America disputes between citizen and government are adjudicated by the ordinary courts of law. Although many disputes are dealt with by specialised tribunals, these are themselves subject to control by the ordinary courts and so the..... is preserved.</p> <p>(A) Separation of power</p> <p>(B) Rule of Law</p> <p>(C) Independence of judiciary</p> <p>(D) Legitimate expectation</p> <p>55. Under the Competition Act, the power to check whether appreciable adverse effect on competition has caused or not is that of :</p> <p>(A) CCI</p> <p>(B) Central Government</p> <p>(C) The Finance Minister</p> <p>(D) Finance Commission</p> | <p>56. The considerably modified the role of the Lord Chancellor and strengthened the independence of Judiciary in U.K.</p> <p>(A) Supreme Court Act, 1981</p> <p>(B) Act of Settlement</p> <p>(C) Appellate Jurisdiction Act, 1876</p> <p>(D) The Constitution Reform Act, 2005.</p> <p>57. The Supreme Court of India ruled that there could not be any blanket immunity from judicial review of laws included in the Ninth Schedule in the case of :</p> <p>(A) Maneka Gandhi Vs Union of India</p> <p>(B) ADM Jabalpur Vs Shivkant Shukla</p> <p>(C) Kihoto Holohon Vs Zachilhu</p> <p>(D) I.R. Coelho Vs State of Tamil Nadu.</p> <p>58. The amendment to the United States Constitution only become effective after being ratified by $\frac{3}{4}$th of the states whereas the formal amendment to same provisions need special majority plus ratification by the Legislatures of not less than :</p> <p>(A) 3/4th of the states</p> <p>(B) One-half of the states</p> <p>(C) One-third of the states</p> <p>(D) 1/4th of the states</p> |
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59. The Parliamentary Commissioner for Administration is empowered under the Parliamentary Commissioner Act, 1967 to investigate complaints of any action relating to :
- (A) Administrative, legislature and judicial functions.
- (B) Which the person aggrieved has or had a right to appeal
- (C) The person aggrieved has or had a remedy by way of proceedings in any court of law
- (D) Any enactment or by prerogative.
60. Who shall have the right to information under Sec. 3 of the Right to Information Act, 2005 ?
- (A) All persons
- (B) All citizens
- (C) All public authorities
- (D) Appropriate government.
61. The Principle/s of Natural Law Theory.
- (A) Universal order governing all men
- (B) Inalienable rights of an individual
- (C) Both (A) and (B)
- (D) None of the above
62. Kelsen's Grund norm is similar to Prof. H.L.A. Hart's rule :
- (A) Rule of adjudication
- (B) Rule of change
- (C) Rule of recognition
- (D) None of the above
63. According to....., law is found, not made.
- (A) Roscoe Pound
- (B) Prof. H.L.A. Hart
- (C) John Austin
- (D) Savigny

64. The history of the Natural Law is a tale of the search of mankind for absolute justice and its failure. Who said this ?
- (A) Friedmann
 - (B) Dias
 - (C) Dicey
 - (D) Holmes
65. The Jural Corelative of 'Power' is :
- (A) Liability
 - (B) Duty
 - (C) Disability
 - (D) Immunity.
66. Thomas Nagel claims, people are in a.....only if they belong to the same state.
- (A) Natural relationship
 - (B) Human relationship
 - (C) Contractual relationship
 - (D) Justice relationship
67. Bracket theory of corporate personality is also known as :
- (A) Concession theory
 - (B) Symbolist theory
 - (C) Purpose theory
 - (D) Fiction theory
68. Intellectual Property Right is an example of :
- (A) Incorporeal ownership
 - (B) Beneficial ownership
 - (C) Equitable ownership
 - (D) Contingent ownership
69. Which of the following is *not* in Roscoe Pound's Scheme of Interests ?
- (A) Individual Interests
 - (B) Public Interests
 - (C) National Interests
 - (D) Social Interests

70. The book titled 'The Enforcement of Morals' authored by :
- (A) H.L.A. Hart
(B) J.S. Mill
(C) A.L. Goodhart
(D) P. Devlin
71. 'We the people of India' depicted in the Preamble are indicative of the :
- (A) Source of the Constitution
(B) Enforcement of the Constitution
(C) Adoption of the Constitution
(D) Polity of the Constitution
72. The rights conferred by Part III are suspended during emergencies *except* :
- (A) Articles 19 and 20
(B) Articles 20 and 21
(C) Articles 22 and 25
(D) Articles 24 and 25
73. Under Article 75 (5) a person who is not a member of any house of Parliament can be appointed as a Minister subject to his becoming a member of either House within a period of :
- (A) 1 year
(B) 3 months
(C) 6 months
(D) 9 months
74. Which of the following Writ calls upon the holder of a public office to show to the court under what authority he is holding that office.
- (A) Writ of Prohibition
(B) Writ of Quo warranto
(C) Writ of Mandamus
(D) Writ of Certiorari

75. Match List I with List II and select the *correct* answer from the codes given below it :

List I (Doctrines)

- (a) Doctrine of Severability
- (b) Doctrine of Waiver of Fundamental Rights
- (c) Doctrine of Pith and Substance
- (d) Doctrine of colourable legislation.

List II (Cases)

- (i) *Basheshar Nath Vs Commissioner of Income Tax*
- (ii) *RMDC Vs Union of India*
- (iii) *K.C. Gajapati Narayana Deo and other Vs State of Orissa*
- (iv) *Prafulla Kumar Mukherjee Vs The Bank of Commerce*

Codes :

- (a) (b) (c) (d)
- (A) (ii) (i) (iv) (iii)
- (B) (i) (ii) (iii) (iv)
- (C) (iii) (iv) (i) (ii)
- (D) (iv) (iii) (ii) (i)

76. Which among the following parts of Indian Constitution deals with the temporary transitional and special provisions.

- (A) Part IX
- (B) Part XXII
- (C) Part XXI
- (D) Part X

77. The Chief Election Commissioner shall not be removed from his office except in like manner and on the like grounds as a :

- (A) Governor
- (B) Minister
- (C) Judge of a Supreme Court
- (D) Speaker of the Parliament.

78. Administrative Law is based on the following basic postulate/s :

- (A) Power is conferred on the Administration by Law
- (B) No power is absolute and uncontrolled howsoever broad the power conferred.
- (C) Both (A) and (B)
- (D) None of the above

79. An order made by a quasi-judicial body without observing principles of natural justice, where natural justice ought to have been observed in.....
- (A) Void
(B) Voidable
(C) Valid
(D) Void ab initio
80. Which of the following is *true* about discretionary power ?
- (A) Discretion is the power to make choice between different courses of action.
(B) It is the power to give due regards to the legitimate expectation of the affected parties.
(C) It is the power to make choice as per personal liking.
(D) It is the power to make choice by applying principles of Natural Justice.
81. Who said that application of natural law results in the law of nations and nations are absolutely bound to observe natural law ?
- (A) Oppenheim
(B) Vattel
(C) Brierly
(D) Grotius
82. In which case the Permanent Court of International Justice held that in case of a conflict between a customary rule and a treaty rule, the latter shall prevail ?
- (A) S.S. Lotus case
(B) S.S. Wimbledon
(C) Nicaragua case
(D) Chorzow factory case
83. Which of the following propositions gives a correct explanation of declaratory theory of recognition ?
- (A) Act of recognition alone creates statehood.
(B) Act of recognition is merely a formal acknowledgement of an established situation of fact.
(C) Act of recognition has nothing to do with statehood.
(D) None of the above

84. A person who is forced to flee his or her home but who remains within his or her country's borders is known as.....
- (A) Refugee
 - (B) Immigrant
 - (C) Internally displaced person
 - (D) Stateless person
85. The crime for which extradition is claimed should be a crime in the country extraditing and also in the country claiming extradition. This principle is known as.....
- (A) Rule of criminality
 - (B) Rule of speciality
 - (C) Rule of double criminality
 - (D) Rule of double jeopardy.
86. The present Secretary General of United Nations Organisation is.....
- (A) Boutros Boutros Ghali
 - (B) Ban Ki Moon
 - (C) Kofi Annan
 - (D) Antonio Guterres
87. The process involving a third party investigation of the basis of the dispute and the submission of a report embodying suggestions for a settlement is known as.....
- (A) Inquiry
 - (B) Arbitration
 - (C) Conciliation
 - (D) Mediation
88. Which one of the following is *not* the principal organ of World Trade Organisation ?
- (A) General Bureau
 - (B) Council for trade in goods
 - (C) The Trade Policy Review Board
 - (D) Ministerial Conference

89. Which of the following is the International Community's first attempt to formalize the laws of war and war crimes in the nascent body of Secular International Law ?

- (A) Paris Convention
- (B) Geneva Convention
- (C) Hague Convention
- (D) Vienna Convention

90. Which of the following conventions provides that hospital ships may in no circumstances be attacked or captured but respected and protected ?

- (A) The First Geneva Convention
- (B) The Second Geneva Convention
- (C) The Third Geneva Convention
- (D) The Fourth Geneva Convention

91. Read Assertion (A) and Reason (R) and with the help of codes given below point out the *correct* explanation :

Assertion (A) :

Before a person can be convicted of criminal breach of trust, it must be proved firstly, that there was an entrustment of property or a dominion over property.

Reason (R) :

To establish a charge of criminal breach of trust, it is not the duty of the prosecution to prove the precise mode of conversion, misappropriation or misapplication by the accused of the property entrusted to him :

Code :

- (A) Both A and R are individually true and R is the correct explanation of A.
- (B) Both A and R are individually true and R is not the correct explanation of A.
- (C) A is true but R is false
- (D) A is false but R is true

92. Match List I with List II and select the *correct* answer using codes given below it :

List I

- (a) The state of mind of a man who not only foresees but also desires the possible consequences of his conduct.
- (b) The actor does not desire the consequences but foresees the possibility and consciously takes the risk
- (c) Personal information of the person doing the act or the conscious awareness of certain facts.
- (d) Failure to take reasonable care to avoid causing injury or loss to another person.

List II

- (i) Knowledge
- (ii) Negligence
- (iii) Intention
- (iv) Recklessness

Codes :

- | | | | | |
|-----|-------|-------|-------|------|
| | (a) | (b) | (c) | (d) |
| (A) | (i) | (ii) | (iii) | (iv) |
| (B) | (iv) | (iii) | (ii) | (i) |
| (C) | (iii) | (i) | (iv) | (ii) |
| (D) | (iii) | (iv) | (i) | (ii) |

93. For abetment by conspiracy :

- (A) A mere agreement between two or more persons to do an unlawful act is enough
- (B) Some act or illegal omission must take place in pursuance of an engagement between two or more persons to do an unlawful act.
- (C) There must be an intentional aid by one person to another for the doing of an offence.
- (D) One person must instigate the other for the commission of an offence.

94. In which case the Supreme Court held that, adultery cannot and should not be a crime. It can be a ground for civil offence, a ground for divorce ?

- (A) V. Revathi Vs. U.O.I.
- (B) Yusuf Azis Vs. State of Bombay
- (C) Sowmithri Vishnu Vs. U.O.I.
- (D) Joseph Shine Vs. U.O.I.

95. 'A' kills his age old father suffering from severe pain due to old age and diseases with his consent. 'A' has committed :
- (A) Murder
(B) Attempt to murder
(C) Culpable homicide not amounting to murder
(D) No offence
96. Offence of criminal elopement is dealt under which provision of Indian Penal Code ?
- (A) Section, 497
(B) Section, 498
(C) Section 494
(D) Section, 495
97.looks at sanction as instrument of rehabilitation and tries to mould the behaviour of criminal.
- (A) Preventive theory
(B) Deterrent theory
(C) Reformatory theory
(D) Retributive theory
98. In....., the Supreme Court held that a Criminal Injuries Compensation Board should be established for the award of compensation whether or not conviction has taken place.
- (A) Vishaka Vs. State of Rajasthan
(B) Delhi Domestic Working Women's Forum Vs. U.O.I.
(C) Chairman, Railway Board Vs. Chandrima Das
(D) Nilabati Behera V. State of Orissa
99. The age of doli incapax in India is.....
- (A) A person who is below seven years of age.
(B) A person who is in between seven to twelve years of age
(C) A person who is below sixteen years of age
(D) A person who is below eighteen years of age.
100. When the defamation is against a class or community promotes enmity between different groups liable to punish under Section..... of I.P.C.
- (A) 121 A
(B) 153
(C) 124 A
(D) 153 A

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ROUGH WORK