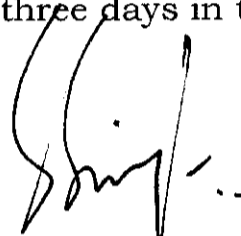


NOTICE


A suitability test was conducted on 12.08.2017 to fill up available vacancies of Additional District and Sessions Judges in the State of Haryana by promotion. In order to ensure transparency and fairness, on the orders of Hon'ble Recruitment and Promotion Committee (Superior Judicial Services), the question booklet code 'A' with proposed answers in **bold** are being uploaded hereunder for the information of all concerned.

In case, any officer (candidate) has any objection(s) in respect of the answer key as per question booklet code 'A' only, the same may be submitted in writing within three days in the Registry of this Court.




Registrar (Administration),
Punjab and Haryana High Court,
Chandigarh

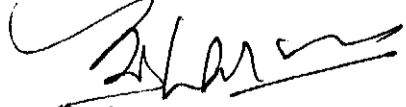
1. Under Order XX Rule 7 CPC, a decree shall bear the date, the day :-
 - a) On the day it was prepared
 - b) On the day on which judgment was pronounced**
 - c) On the day when fee certificate is filed by Advocate
 - d) On the day on which arguments were concluded
2. Which of the following must be stated in the pleadings:
 - a) Factor Probanda**
 - b) Facta Probandia
 - c) Both A and B
 - d) Neither A nor B
3. The interpretation rule in HAYDON'S case is called as:
 - a) Liberal Interpretation Rule
 - b) Golden Rule
 - c) Mischief Rule**
 - d) General Rule
4. Under Section 12 of the Specific Relief Act, 1963, the general rule is:
 - a) The specific performance of a part of the contract shall not be granted
 - b) The specific performance of the part of contract can be granted**
 - c) The specific performance of a part of the contract may not be granted
 - d) A contract can be performed to live peacefully
5. A 'Garnishee notice' under Civil Procedure Code, 1908 is issued to :-
 - a) Judgment debtor
 - b) Judgment debtor's creditor
 - c) Decree holder
 - d) Judgment debtor's debtor**
6. Section 12(3) of the Specific Relief Act, 1963, applies where the part which remains unperformed of the contract is:
 - a) Inconsiderable
 - b) Small**
 - c) Considerable
 - d) Either A, B or C
7. Under Civil Procedure Code, 1908 'Foreign Court' means :-
 - a) A court situated outside India
 - b) A court situated outside India and not established under the authority of Government of India
 - c) A court situated in India, applying foreign law
 - d) All of the above**


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8. Under Hindu Adoption and Maintenance Act, 1956 mandatory requirement for adoption of a child is :-
- Giving and taking**
 - Duttak homa (Hawan)
 - Both (A) and (B)
 - None of the above
9. A 'Divorced' Hindu wife can claim maintenance under which of the following Acts ?
- Hindu Marriage Act only
 - Hindu Marriage Act and Criminal Procedure Code, 1973**
 - Hindu Adoption and Maintenance Act and Hindu Marriage Act
 - In all of the above
10. Rule relating to 'Sapinda relationship' are based on the principle of :-
- Endogamy
 - Exogamy**
 - Polygamy
 - Monogamy
11. The property of a Hindu woman dying intestate shall devolve firstly upon:-
- Heirs of mother
 - Heirs of father
 - Heirs of husband
 - Sons and daughters and the husband**
12. Under Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the collector shall make an award in:
- Six months from the date of publication of declaration under Section 19
 - Three months from the date of publication of declaration under Section 19
 - Nine months from the date of publication of declaration under Section 19
 - Twelve months from the date of publication of declaration under Section 19**
13. Handing over the keys of the godown where the goods are stored is:
- Constructive delivery**
 - Symbolic delivery
 - Actual delivery
 - None of the above


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14. The Adhaar (Targeted Delivery of Financial and other Subsidies, Benefits and Services) Act, 2016 was passed to provide to individuals residing in India by assigning a UID(Unique Identity Number) for matters and connected with:
- a) Good governance
 - b) Efficient, transparent and targeted delivery of subsidies
 - c) Benefits and services, the expenditure for which is incurred from Consolidated Fund of India
 - d) **All of the above**
15. A sale certificate of immovable property issued by the government is:
- a) Required to be registered under Section 17 of the Registration Act, 1908
 - b) Required to be registered in certain categories
 - c) **It is exempted from registration**
 - d) None of the above
16. The judgment of Supreme Court in Chairman and Managing Directors FCI vs. Jagdish Balram Bahira: 2017 SCC OnLine SC 715 Civil Appeal No 8928 of 2015 decided on 06.07.2017 enunciates :-
- a) **Benefit secured by an individual such as an appointment to a post or admission to an educational institution by fraud are liable to be cancelled**
 - b) The criminal and the Department of proceedings can be conducted simultaneously
 - c) FCI is not a state under Article 12 of the Constitution of India
 - d) An employee must be given an opportunity before terminating his services
17. Gold entrusted to Goldsmith for the delivery is a bailment of:
- a) Commodation
 - b) Deposition
 - c) **Lectio oparis faciendi**
 - d) None of the above
18. Oral evidence as given under Section 60 of the Indian Evidence Act, 1872, must be:
- a) Indirect only
 - b) Hearsay only
 - c) **Direct only**
 - d) All of the above


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19. Evidence tendered by a dumb witness in the Court, as enumerated under Section 119 of the Indian Evidence Act, 1872, shall be deemed to be :
- a) Documentary evidence
 - b) Oral evidence**
 - c) Hearsay evidence
 - d) None of the above
20. Which of the following is primary evidence ?
- a) Documents produced for the inspection of the Court**
 - b) Copies made from original
 - c) Both (a) and (b)
 - d) None of the above
21. Misrepresentation always relates to :
- a) Statement of fact**
 - b) Statement of law
 - c) Both (a) and (b) are correct
 - d) None of the above
22. Which one of the following is not a characteristic of a contingent contract ?
- a) Performance depend on a future event
 - b) The event must be uncertain
 - c) The event must be collateral to contract
 - d) There must be reciprocal promises**
23. 'Active concealment of fact' is associated with which one of the following ?
- a) Misrepresentation
 - b) Undue influence
 - c) Fraud**
 - d) Mistake
24. If a party refuses to submit to medical examination despite an order of the Court, there is a strong case for drawing an adverse inference against him under Sectionof the Indian Evidence Act :
- a) Section 112
 - b) Section 113
 - c) Section 114**
 - d) Section 115


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25. The immediate and unqualified transfer of the corpus of property without any return is called:
- Hiba**
 - Waqf
 - Shuja
 - None of the above
26. The Apex Court has recently passed the judgment regarding liquor shops away from 500 meters on highways etc. in the case:
- State of TN vs. K. Balu**
 - Ashok Kumar vs. Kunal Saha
 - Vivek Singh vs. Romani Singh
 - National Campaign on Dalit Human Rights vs. Union of India
27. The fact of which the court will take judicial notice under Indian Evidence Act, 1872 :-
- need to be proved
 - is optional to be proved
 - need not to be proved**
 - is better to be proved
28. Under the Schedule of Essential Commodities Act, 1955, 'Hank Yarn' is :
- Essential commodity if it is mixed of cotton and silk
 - Essential commodity if it is mixed of cotton and wool
 - Essential commodity if it is mixed of wool and silk
 - Essential commodity if it is made wholly from cotton
- Which statement is correct ?
- I & II
 - III only
 - IV only**
 - None of three
29. 'Common Intention' and 'similar intention' was distinguished in the famous case of:-
- Barendra K. Ghosh Vs. King 1925 P.C.I
 - Mehboob Shah Vs. Emperor 1943 P.C. 118**
 - Kripal Singh Vs. State of U. P. 1954 S.C. 706
 - Rishidev Pandey Vs. State of U.P. 1955 S.C. 331


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30. 'X' who stole jewellery from a jeweller's shop caused fear of instant hurt to 'Z' who tried to stop him while carrying away the stolen watch. Here 'X' can be held liable for the offence of :-

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

31. The ingredients of Section 149 of the Indian Penal Code are :-

- 1. Knowledge of the probability of the commission of the offence
- 2. Common intention
- 3. Unlawful objects stated in Section 141 of the I.P.C.
- 4. Active participation in commission of crime

Select the correct answer using the codes given below

Codes:-

- a) 1, 3 and 4
- b) 2 and 4
- c) 3 and 4
- d) **1 and 3**

32. Assertion (A): Homicide is the killing of a human being by a human being.

Reason (R) : Homicide is always unlawful.

- a) Both (A) and (R) are true and (R) is the correct explanation of (A)
- b) Both (A) and (R) are true, but (R) is not the correct explanation of (A)
- c) **(A) is true but (R) is false**
- d) (A) is false but (R) is true


33. Which one is not an essential ingredient of a crime ?

- a) **Motive**
- b) Evil intent
- c) Human being
- d) Act


34. 'A' incites a dog to spring upon 'Z' without 'Z' consent with intention to annoy 'Z'.

Here 'A' has committed the offence of :-


- a) **Criminal force**
- b) Assault
- c) Attempt to cause hurt
- d) Defamation


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35. When a women was taking bath in her bathroom, 'X' capture her image in his mobile and upload it on her face book page. What offence has been committed by 'X' :-
- a) Sexual assault
 - b) Insulting the modesty of a woman
 - c) **Voyeurism**
 - d) Stalking
36. In which of the following case the right of private defence of body does not extend to causing of death ?
- a) Assault with the intention of committing kidnapping
 - b) Assault with the intention of gratifying unnatural lust
 - c) **Wrongful restraint**
 - d) Assault with the intention of committing abduction
37. Section 304 of Cr.P.C. deals with :
- a) Protection to accused against double prosecution for the same offence
 - b) Withdrawal from prosecution
 - c) **Legal aid to the accused at State expenses**
 - d) Order to release on probation of good conduct
38. The case of Gian Kaur V/s State of Punjab is related to :-
- a) Murder
 - b) Culpable homicide
 - c) Abetment of suicide
 - d) **Attempt to commit suicide**
39. 'A' beat his wife. She fell down and became unconscious. Believing her to be dead and to save himself from being arrested for murder 'A' hanged her in the fan with rope. Postmortem report disclosed her death from hanging. 'A' is liable for:-
- a) Murder
 - b) **Culpable homicide**
 - c) Hurt
 - d) Grievous hurt
40. Punishment under NDPS Act for the owner of conveyance or premises is prescribed under:-
- a) Section 26
 - b) Section 27
 - c) **Section 25**
 - d) Section 28


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41. The inquest report shall be forthwith forwarded to :-
- a) **District Magistrate or the SDM**
 - b) Chief Judicial Magistrate
 - c) Sessions Judge
 - d) None of the above
42. Statement of a witness made under Section 161 Cr.P.C., can be used for contradictions:
- a) **Only when the witness has been examined as prosecution witness**
 - b) Only when he has been examined as a defence witness
 - c) If cited as a prosecution witness, though not examined by the prosecution
 - d) All of the above
43. When a Judicial Magistrate takes cognizance of a warrants case, he may issue, for attendance of the accused.
- a) Summons
 - b) Warrants
 - c) **Summons or warrants**
 - d) None of the above
44. Plea bargaining is applicable to offences other than an offence for which the punishment of death or imprisonment for life or of imprisonment for a term exceeding has been provided:
- a) Ten years
 - b) **Seven years**
 - c) Two years
 - d) Five years
45. Offence under Section 324 of the Indian Penal Code is :
- a) Compoundable
 - b) **Non-compoundable**
 - c) Compoundable with the permission of the Court
 - d) None of the above
46. Under what Section of the Cr.P.C., a criminal Court can award compensation to a person arrested groundlessly :
- a) 357
 - b) 359
 - c) 360
 - d) **358**


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47. When a sentence of death is passed by the High Court in appeal or in revision, theshall, cause the sentence to be carried into effect by issuing a warrant:
- a) Chief Judicial Magistrate
 - b) Court of Sessions**
 - c) District Magistrate
 - d) None of the above
48. Which of the following is not correct in relation to the FIR ?
- a) The informant need not be an eye witness
 - b) It is not a substantive evidence
 - c) It marks the beginning of the investigation
 - d) It cannot be used as a previous statement for any purpose**
49. The offence of 'Dacoity', as defined in the Indian Penal Code may be committed by way of :
- a) Extortion only
 - b) Robbery only**
 - c) Theft only
 - d) Criminal misappropriation only
50. As per the NDPS Act, 1985, the provisions of Section 360 of the Cr.P.C. or in the Probation of Offenders Act, 1958, shall not apply for the offences under the Act, unless :
- a) The offender is less than 18 years of age**
 - b) The offender is convicted under Section 26 of the Act
 - c) The offender is convicted under Section 27 of the Act
 - d) All of the above
51. Article 245 of the Constitution of India has been interpreted on the basis of :
- a) Doctrine of Territorial Nexus**
 - b) Doctrine of Colourable Legislation
 - c) Doctrine of Eclipse
 - d) Doctrine of Pith and Substance
52. Which of the following State has two houses of Legislature ?
- a) Orissa
 - b) Karnataka**
 - c) Assam
 - d) Rajasthan


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53. Doctrine of Pith and Substance relates to :
- a) Interpretation of statutes to solve the problem of competing legislature in the same field
 - b) Sever the objectionable portions of the statute that violate Fundamental Rights
 - c) **Interpretation of statutes to solve problems arising out of territorial nexus**
 - d) Interpretation of statutes to solve problems of waiver of Fundamental Rights
54. Which is the largest Committee of Parliament of India ?
- a) Public Accounts Committee
 - b) Business Advisory Committee
 - c) **Estimates Committee**
 - d) Joint Parliamentary Committee
55. Indian Constitution does not clearly provide for the Freedom of Press but this freedom is implicit in the Article.
- a) **19(1)a**
 - b) 19(1)b
 - c) 19(1)c
 - d) 19(1)d
56. The thinkers of which country have common tendency to entrust sovereignty to an organ of the government.
- a) **England**
 - b) France
 - c) Germany
 - d) Switzerland
57. The emphasis of Indian federation is on ?
- a) Division of powers
 - b) Strength of states
 - c) Compromise with nationalities
 - d) **Unity of the nation**
58. Which one of the following Fundamental Rights is available only to Citizens in India ?
- a) Equality before the law
 - b) **Equality of opportunity in the matter of public employment**
 - c) Freedom of religion
 - d) Right against exploitation


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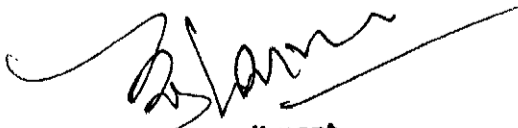
59. Give the correct response— Article 15(1) Prohibits that the state shall not discriminate against any citizen on ground only of :-
- a) Religion, race, sex and place of birth
 - b) Religion, race, caste, sex, place of birth and descent
 - c) Religion, race, caste, creed, sex or place of birth
 - d) Religion, race, caste, sex, place of birth or any of them**
60. When the office of the Chief Justice of India is vacant or when the Chief Justice is by reason of absence or otherwise unable to perform the duties of his office, the duties of his office shall be performed by :-
- a) Any Judge of the Supreme Court appointed by the Chief Justice of India
 - b) Any Judge of the Supreme Court appointed by the President of India**
 - c) Any senior most Judge of the Supreme Court after the Chief Justice
 - d) Any one of the above
61. Sovereignty as per the Constitution of India belongs to:-
- a) The President of India
 - b) The Parliament of India
 - c) The People of India**
 - d) Executive, Judiciary and Legislature
62. In which of the following cases the Supreme Court observed that labour taken from prisoners without paying proper remunerations comes within forced labour?
- a) Deena V/s Union of India**
 - b) Maneka Gandhi V/s Union of India
 - c) Sanjit Roy V/s State of Rajasthan
 - d) All of the above
63. Which one of the following Fundamental Rights was described by Dr. B.R. Ambedkar as heart and Soul of the Constitution ?
- a) Right to equality
 - b) Right to religion
 - c) Right to constitutional remedies**
 - d) All of the above
64. Judicial Review is a device to check arbitrary power of :
- a) Executive
 - b) Judiciary
 - c) Legislature**
 - d) Press


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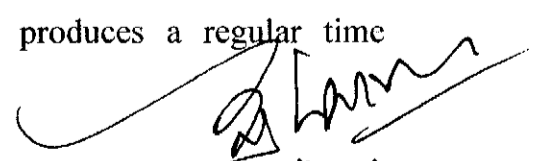
65. Generally the gap between two sessions of Parliament should not be more than :
- a) Twelve months
 - b) Two months
 - c) Four months
 - d) Six months**
66. Who among the following presides over the Joint sessions of Parliament ?
- a) Speaker of Lok Sabha**
 - b) President of India
 - c) Vice President of India
 - d) Prime Minister
67. Which of the following doctrines is based on the rule that 'you cannot do indirectly what you cannot do directly' ?
- a) Doctrine of colourable legislation**
 - b) Doctrine of pith and substance
 - c) Doctrine of repugnancy
 - d) None of the above
68. The maximum duration for which an emergency under Article 356 of the Constitution can be imposed is :
- a) One year
 - b) Three years**
 - c) Six months
 - d) Unlimited period
69. The Constitution of India was enacted and adopted on:
- a) 26 November 1949**
 - b) 26 December, 1949
 - c) 26 January, 1950
 - d) 15 August, 1950
70. Right to Property has been eliminated by the:
- a) 42nd Amendment Act
 - b) 43rd Amendment Act
 - c) 44th Amendment Act**
 - d) None of the above
71. The validity of 24th Constitution Amendment Act was challenged in the case of:
- a) Golaknath's Case
 - b) Keshavananda's Case**
 - c) Both (a) and (b)
 - d) None of the above


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72. After declaration of financial emergency by the President, what is the period of operation without approval by the Parliament?
- a) Three Months
 - b) Four Months
 - c) **Two Months**
 - d) One Month
73. Who among the following is/are not appointed by the President of India?
- a) Governors of the State
 - b) Chief Justice and Judges of the High Courts
 - c) **Vice-president**
 - d) Chief Justice and Judges of the Supreme Court
74. Term of Lok Sabha is for five years and Term of Rajya Sabha is for :
- a) 3 years
 - b) 5 years
 - c) **6 years**
 - d) None of the above
75. Under what Article of the Constitution of India, a retired judge may be requested to sit and act as a Judge of a High Court:
- a) 224
 - b) **224-A**
 - c) 225
 - d) 225-A
76. Who among the following won the men's singles title in Australian open tournament, 2017 ?
- a) Jemima Ray
 - b) Bruno soares
 - c) **Roger Federer**
 - d) Rafael Nadal
77. Which one of the following had supported argument on the whole the non-cooperation resolution at special Calcutta session in 1920 ?
- a) C R Das
 - b) **Moti Lal Nehru**
 - c) Lala Lajpat Rai
 - d) Annie Basant


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78. Who invented the World Wide Web ?
- a) **Tim Berners-Lee**
 - b) Martin Cooper
 - c) R. Samuel Tomlinson
 - d) Charles Babbage
79. Which of the following gases is used in the artificial ripening of fruits ?
- a) Acetylene
 - b) Ethane
 - c) Methane
 - d) **Ethylene**
80. Fourth Generation computers are manufactured using:
- a) Vacuum tubes
 - b) Transistors
 - c) **IC Chips**
 - d) Micro processors
81. Who is called the father of the computer ?
- a) Bill Gates
 - b) Hollerith
 - c) **Charles Babbage**
 - d) William Oughtred
82. Mouma Das is related to which Sports:
- a) **Table Tennis**
 - b) Cricket
 - c) Badminton
 - d) Golf
83. Who said 'law and sense are not the same thing' ?
- a) M.K Gandhi
 - b) **Jawahar Lal Nehru**
 - c) S.C. Bose
 - d) Lala Lajpat Rai
84. Galileo was an Italian astronomer who :
- a) developed the telescope
 - b) discovered four satellites of Jupiter
 - c) discovered that the movement of pendulum produces a regular time measurement
 - d) **All of the above**


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85. When a moving bus stops suddenly, the passenger are pushed forward because of the :
- a) friction between the earth and the bus
 - b) friction between the passengers and the earth
 - c) inertia of the passengers**
 - d) inertia of the bus
86. Tomb of Vasco-da-Gama is situated at:
- a) Panaji (Goa)
 - b) Kochi (Kerala)**
 - c) Coimbatore (Tamil Nadu)
 - d) Mumbai (Maharashtra)
87. The term used to describe money that flows into a country to take advantage of high rates of interest is called :
- a) hot money**
 - b) hard sector
 - c) hard currency
 - d) None of the above
88. The theory of inheritance of acquired character was propounded by :
- a) Charles Darwin
 - b) Gregor Mendel
 - c) Jean Baptiste Lamarck**
 - d) Weismann
89. Value Added Tax (VAT) is :
- a) indirect tax levied at each stage of production and distribution, from the primary produce to the retailer
 - b) tax calculated on the selling price, but in declaring the liability to the government, the seller is allowed to deduct any tax paid by him when he bought the goods
 - c) Both (a) and (b)**
 - d) None of the above
90. In which of the following game, Deepa Malik won Silver medal in Summer Paralympic-2016 ?
- a) Shot Put**
 - b) Javelin Throw
 - c) Motorcycling
 - d) Swimming


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91. What is 'Blue Whale' which was in news regarding suicide of a child in Mumbai:
- a) Organization of under world people
 - b) Organization of Indian living in Russia
 - c) **Online game originated in Russia**
 - d) Street Play
92. Ustad Sayeeduddin Dagar who has recently died was:
- a) Santoor music singer
 - b) **Drupad music singer**
 - c) Sitar music singer
 - d) Tanpura music singer
93. Parliament of India consists of :
- a) Council of States
 - b) House of people and Council of States
 - c) **President, House of the people and Council of States**
 - d) House of people
94. Who has written the book 'Indomitable Spirit' ?
- a) Justice Krishna Iyer
 - b) Sh. Narendra Modi
 - c) **Dr. APJ Abdul Kalam**
 - d) Ms. Arundhati Roy
95. Which of the following organs of the United Nations performs legislative functions ?
- a) **The General Assembly**
 - b) The Security Council
 - c) The Trusteeship Council
 - d) The Economic & Social Council
96. Who amongst the following persons is presently representing India in the International Court of Justice ?
- a) Justice S.B. Sinha
 - b) Justice A.K. Mathur
 - c) **Justice Dalveer Bhandari**
 - d) None of the above
97. 'To every action, there is an equal and opposite reaction', forms Newton'slaw.
- a) Second
 - b) First
 - c) **Third**
 - d) Fourth


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98. What is the currency of Malaysia ?
- a) Rupiah
 - b) Ringgit**
 - c) Rial
 - d) Dinar
99. Which language is spoken by most humans ?
- a) English
 - b) Spanish
 - c) Mandarin Chinese**
 - d) Arabic
100. When is 'Teachers' day' celebrated in India ?
- a) 5th September**
 - b) 14th November
 - c) 5th June
 - d) 1st December


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23/8/2017

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