



JUDICIARY

Rajasthan Judicial Service

Tansukh Paliwal (Linking Sir)

Mains Exam Analysis



All Judiciary Exam



RJS Mains Exam Analysis



Tansukh Paliwal
(Linking Sir)

02nd May | 07:30 PM

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Paper I : Civil : (100 marks)

Total 21 Questions

Number of Questions	Number of Marks	Total Marks
10	3	30
5	4	20
5	6	30
2	10	20
		100 Marks

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10M

CPC

Any Three

- 1
- 2
- 3
- 4
- 5
- C

B/Cs
ORDER
MOR.
BAR

- 1) **Decree Definition** : 3M 2(2)
- 2) **Legal Representative & Liability of Legal Representative of Judgment Debtor** : 3M 2(11)
Sec. 56
- 3) **Difference Set off and Counter claim** : 2M
P.D S/- C/C
1 2 3
- 4) **Section 35A CPC** : 3M
Compensatory Costs in respect of false and vexatious claims

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Jurisdiction
 - 1 2 3
 - H
 - P

3 ATM

Sec. 18

5) ~~Orders For the judgment on the preliminary issue of suit barred by limitation of law~~

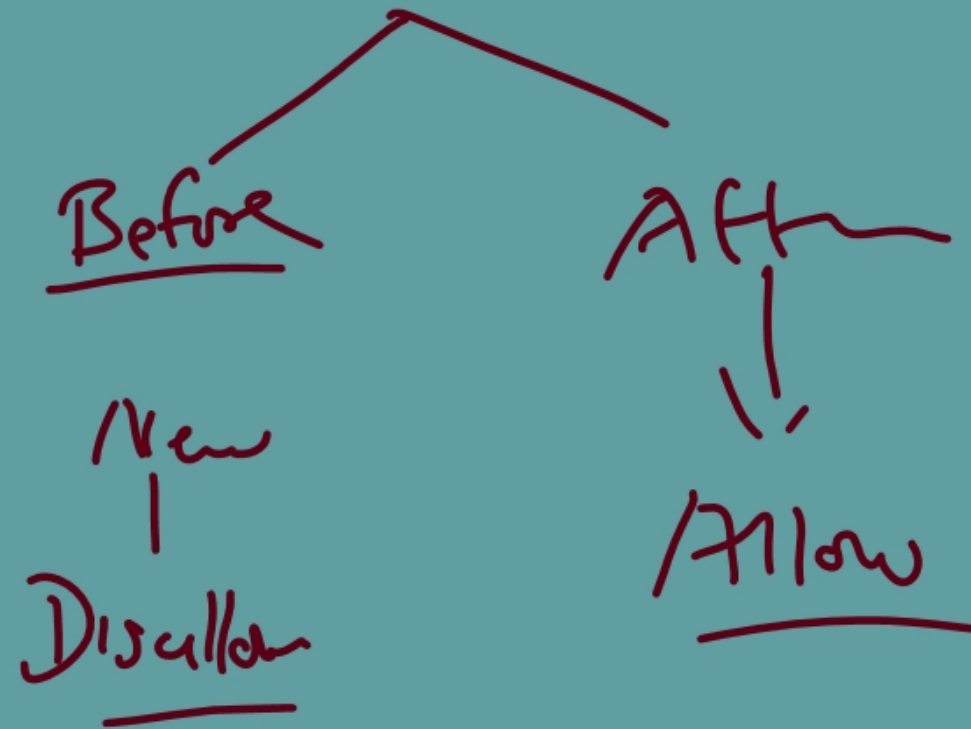
6) Revision : 3M

Sec. 115

7) Order Writing

Facts : A person sold on credit his Watch in 2016 to other person.

Ask in 2019 to ^{PM} return it. Defendant agrees in his Email to pay the amount. Later he denied. Suit for money recovery has



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<p>Reject ORDER</p>	<p>been filed. Defending himself that suit is barred by <u>limitation</u>. In response to reply of defendant, plaintiff submits that it is <u>mixed question of facts and laws</u>. Write a reasoned <u>order</u>. : <u>10M</u></p>
<p><u>Constitution</u></p>	<p>8) <u>'State'</u> Definition, with case law? 3/4M <u>Art 12</u></p> <p>9) Pardon Power of <u>President</u> is subject to Judicial review : 4M</p>

∴ (Pradyuman v. AP (2006)) 5M

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Limitation law

Sec 5
x Suit
• Appel
Applr

Sec. 8
Sec. 6(5)

10) What is sufficient cause u/s section 5? Whether same approach will be followed in case of suit by government. 3/4M

Appl: / Appm

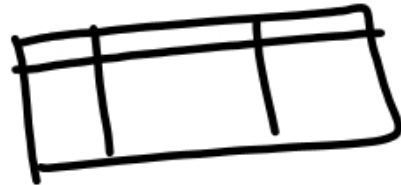
11) Section 6(5) of limitation act: Practical Question?

“Disability ceases thereafter remains alive for 3 years after that dies ,

Whether representative can file the suit”?

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Evidence law



EXM

Gen. Rule
Sec. 68
 → Proviso
 → Will

12) Difference between Primary evidence and secondary evidence : 2M

Sec
 Imp.

Cond.

13) Difference between Res judicata and Estoppel : 2M

S. 11

IPA S. 115

14) How many witnesses are required to prove a registered will under Evidence Act ? Explain procedure if no attesting witness found ? (4M)

<p>Best Evidence Rule</p>	<p>15) "A person may lie but document not lies"? 6M (Exclusion of Oral Evidence by Documentary Evidence)</p>
<p><u>TP act</u> <u>s. 53A</u></p>	<p>16) Whether Part Performance doctrine : Whether Shield or Sword : (Pramod Kumar Das v. Dantama Rathi case) :4M</p>
<p><u>SRA</u> (0.3y) R1</p>	<p>17) <u>Temporary Injunction</u> definition & <u>Grounds of Granting</u> and its limitation (i.e. when it cannot be granted) , with case law ? :4M</p>

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<p><i>S 127 Sec 6.</i></p>	<p>18) Suit for Recovery of Immovable Property in case of unlawfully dispossessed : <u>3M</u></p>
<p>Contract Law Sec. Good Rd Effnd <u>Excpn</u></p>	<p>19) Doctrine of Frustration : 3M <u>s. 56</u> 20) Section 43 : X Y Z , one become insolvent , 21000 joint liability , one made full payment : 3M 21) Difference between Pledge & Bailment : 2M</p>

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<p>Rent Control Act</p> <p><u>Eviction</u></p> <p>Rent X</p> <p>></p>	<p>22) Order Writing : Fact based position : 6 months' rent arrear and bonafide need of Landlord for his son's business [Tenant Admit that he has not paid rent due to <u>inhuman condition of house</u>] : 10M</p> <p>⊙ Eviction ORDER</p> <p>23) <u>Limited Period Tenancy : 3M</u></p> <p>Jail App</p>
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RJS MAINS EXAM ANALYSIS



Interpretation
of
Statutes

24) Golden Rule : 3M

Paper 2 :Hindi essay (50 marks)

20

15

15

- 1) बढती भौतिकता घटते मानव मूल्य
- 2) निजता का अधिकार
- 3) बाल अपराध
- 4) पुलिस मुठभेड़
- 5) एक देश एक चुनाव
- 6) भारत में विमुदिकरण 2016



Paper III : Criminal Paper :

Number of Questions	Number of Marks	Total Marks
10	3	30
4	5	20
5	6	30
2	10	20
		100 Marks

100 Marks

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CrPC

Q. No.	1	2

22/11

1. **Difference Between Inquiry and Trial** : 2M
2. **Difference Between Summon case and warrant case** : 2M
3. **Difference Between Discharge and Acquittal** : 2M
4. **What is the punishment u/s 125(3) CrPC , whether more than one month punishment can be awarded**

Sec. 125(3)

YES

Each Business

Each Month

1/1/23

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6M

5. Explain the effect of following situation s :

i. Effect of Defect in charge

ii. Recording of substantial evidence under absence of Accused, what will be consequence?

iii. Pronouncement of judgment of acquittal in absence of accused

273
292

49/19

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		<p>6. <u>1st Charge Framing</u> : 10M</p> <p>Occasion : Daughter's Marriage , complainant Madhusingh , Father Malsingh(victim) , Mother saijan singh Accused Bondersigh , Pappu and Mannu abusing with complainant . Fighting started in the heat of words.</p> <p>Mannu singh abd Pappu singh hit Malsingh, hit on shoulder .</p> <p>FIR registered on 24th Feb , 2004 . Malsingh died on 25th Feb..</p>
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Madhu
Malsingh
Saijan
v/s
B
P
M

Sec 30
/

R/u 30M
PARA II

MURDER: Sec. 300
Defin.

① Intent

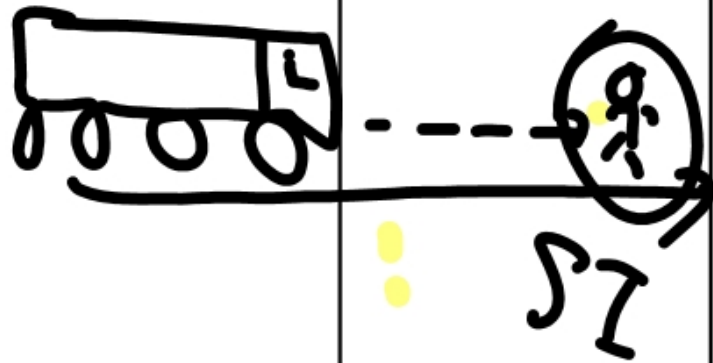
④ Imminent. All
Dangers - Prob.

Fight
Heat
of
Passion

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277



7. 2nd Charge Framing and Judgment Writing Case : 10M

Truck was rashly driven by Accused.

Hit the o wall of Forest Department

SI Radha krishan and other, 427

Negligently hit Bike-cycle, 427

Accused not stopped the truck, SI caught the gate. Accused warned the SI. Death of SI.

306
1.4 ==> 302

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<p>IPC</p> <p><i>370</i></p> <p><i>S. 375 Exc.?</i></p> <p><i>376 B</i></p> <p><i>Indep.</i></p>	<p>8. Definition of :</p> <table border="1"> <tr> <td>Grievous Hurt</td> <td>Thug</td> <td>Extortion</td> <td>Robbery</td> <td>Trafficking</td> </tr> </table> <p><i>✓ ✓ ✓ ✓ ✓</i></p> <p>9. Sec.37 illustration (c) Practical question <i>Jaylov ... 2nd</i></p> <p>10 One man established <u>sexual intercourse</u> with his own wife ,age of wife is <u>below</u> 18 years.</p>	Grievous Hurt	Thug	Extortion	Robbery	Trafficking
Grievous Hurt	Thug	Extortion	Robbery	Trafficking		
<p>Evidence law</p> <p><i>thug vs 401</i></p>	<p>11 Dying declaration? Its evidentiary value ? (Sectin 32): kuasal kumar vs state of Bombay</p>					

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	<p>12. Refreshing Memory 5.15% सुझाव</p> <p>13. Whether Relevancy and Admissibility are not coextensive ग्राह्यता</p>
<p>Sexual Harassment act</p>	<p>14. Definition of sexual harassment</p> <p>15. Explain : Internal Complaint Committee</p>
<p>Probation of offender act</p>	<p>16. Section 6 of the Act Practical question : Age of Accused is <u>20yrs</u> and <u>6 months</u> then whether benefit of probation will be given or not ? Regd</p>

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<p>NI Act</p>	<p>17. Cheque Dishonor case : Section 420 IPC and Section 138 NI Act : Cognizance</p> <p>18. District magistrate is partner in a shree ram finance firm. Explain the liability of DM if the complaint is filed u/s 138 against the firm?</p>
<p>JJ act</p>	<p>19. Appeal u/s 101</p> <p>20. Upon What Grounds of Member of <u>JJB</u> Can be removed?</p>

Dishonor

compry

Q 18

Sec. 141 : NI Ad.

OIC : Company

अपवाद : ① Not knowledgeable

② Due-Diligence

③ Nominated Person
by virtue of Service
CG/56/CG

Report : ComDhm
IO : Complaint

7

420 / 138

CSF
S. 2(d)
Exp.

F.I.R : 420
⊕
NI : 138

X

✓

420 F.I.R. Inv.

↳ S. 138 NI Act

↓
? Cognizance

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	<p>21. <u>Definition :</u></p> <table border="1"><tr><td>Children Court</td><td>Surrendered Child</td></tr><tr><td>Orphan</td><td>Best Interest of Child</td></tr><tr><td>Fit Facility</td><td></td></tr></table>	Children Court	Surrendered Child	Orphan	Best Interest of Child	Fit Facility	
Children Court	Surrendered Child						
Orphan	Best Interest of Child						
Fit Facility							
PoCSO	<p>22. Section 24 & 25 : Manner of recording the evidence of victim by police and magistrate</p>						

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DV Act

23. Sunita _ Relation in nature of marriage _ can he entitled to file complaint under this act : (Case : Venu Swami v Indira Sharma)

YES



Paper 4 : English Essay

1. Capital Punishment
2. Triple Talaq
3. Role of Media in Protecting democratic values of nation
4. Alternate Dispute Resolution Mechanism
5. Crypto Currency
6. Online Education



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May 4, 2022



1 Month



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Unnati Srivastva



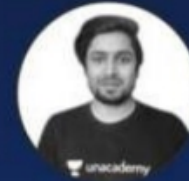
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