



EXCLUSIVE

Paper Solution

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Uttarakhand

Preliminary

2022



ram

51. The punishment for "Gang" as provided under section 376D of Indian Penal Code, 1860 is:

- ✓ (a) Rigorous imprisonment which will be not less than 20 years but it may be extended upto life imprisonment.
- (b) Death sentence
- (c) Life imprisonment only
- (d) Rigorous imprisonment which will be not less than 10 years but it may extended upto life imprisonment.

20 → LI

375
376
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376E

2018

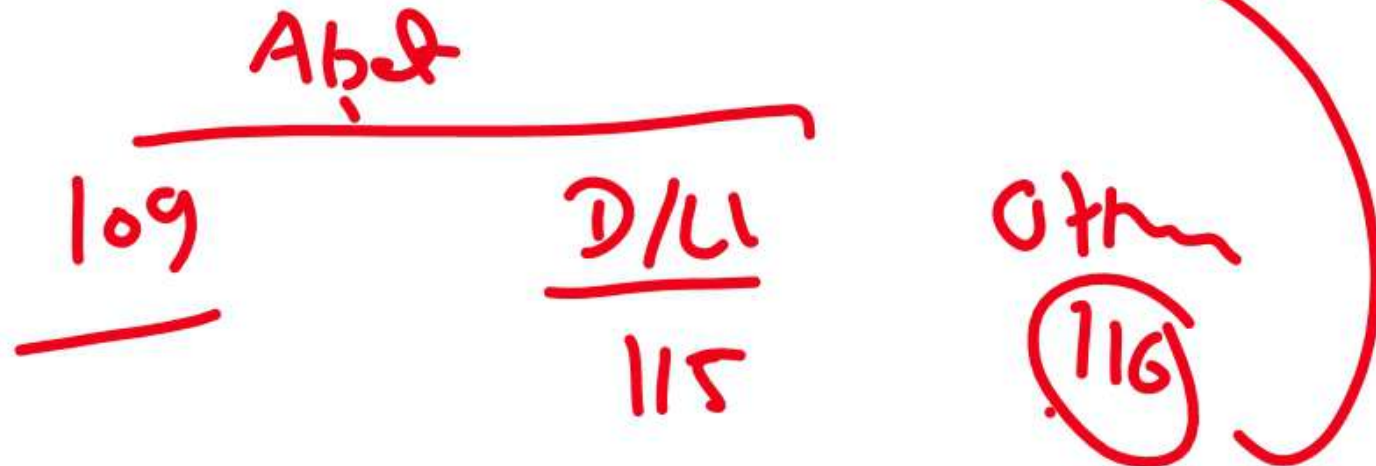
UK CJ PRELIMINARY EXAM 2022

52. In which one of the following cases **Section 303** of the Indian Penal Code, 1860 was declared unconstitutional ?
- (a) R Vs Govinda
 - (b) D.K. Sharma Vs State of MP
 - (c) Bhagwan Bax Singh Vs State of UP
 - (d) Mithu Vs State of Punjab

303

53. 'A' offers bribe to 'B' who is a public servant. 'B' refuses to accept the bribe. 'A' is punishable in IPC under:

- (a) Section 114
- (b) Section 116
- (c) Section 110
- (d) Section 109





54. Provision relating to **harbouring deserter** has been prescribed under Indian Penal Code in-

- (a) Section 131
- (b) Section 135
- (c) Section 136
- (d) Section 137

131
140

55. 'A' puts jewels into a box belonging to 'Z', with the intention that they may be found in that box, and that this circumstance may cause 'Z' to be committed of theft. 'A' has committed the offence of

- (a) Fabricated false evidence
- (b) Theft
- (c) Threat to injury to public servant
- (d) None of these

192
IFC

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56. **Negligent** act likely to spread infection of disease dangerous to life is prescribed in IPC under:

(a) Section 268 •

(b) Section 271 •

(c) Section 270 •

(d) Section 269

Q. R

57. 'Life' is defined in Indian Penal Code under:

(a) Section 44

~~(b) Section 45~~

(C) Section 48

(d) Section 50

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58. Section 41 of the Indian Penal Code prescribes definition of

- (a) Special Law
- (b) Local Law
- (c) Injury
- (d) Harbour

Sec. 5 — Spl. 41
 \ Local 42
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59. 'A' instigates 'B' to instigate 'C' to murder 'Z'. 'B' accordingly instigates 'C' to murder 'Z' and thereby 'C' commits the offence on such instigation. Who shall be guilty for committing the offence of murder?

- (a) Only 'C'
- (b) Only 'B' and 'C'
- (c) Only 'A'
- (d) All 'A', 'B' and 'C'





60. Which one of the following is essential ingredient for the offence of theft under Section of 378 of IPC ?

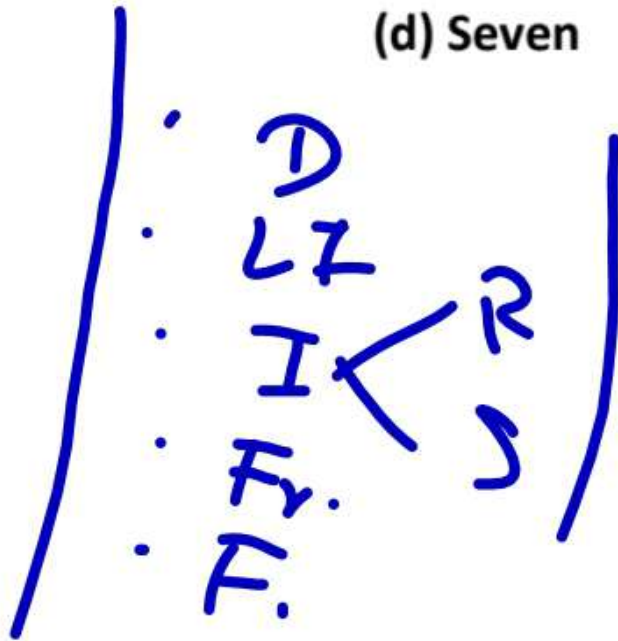
- (a) Fraudulently
- (b) Dishonestly**
- (c) Without good faith
- (d) Maliciously



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61. How many types of punishments have been mentioned under section 53 of Indian Penal Code, 1860?

- (a) Six
- (b) Four
- (c) Five
- (d) Seven



5 8

62. A by pleading as diamonds articles which he knows are not diamonds, intentionally deceives 'Z', and thereby dishonestly induces 'Z' to lend money. What offence has been committed by 'A' under Indian Penal Code ?

(a) Theft

(b) Cheating

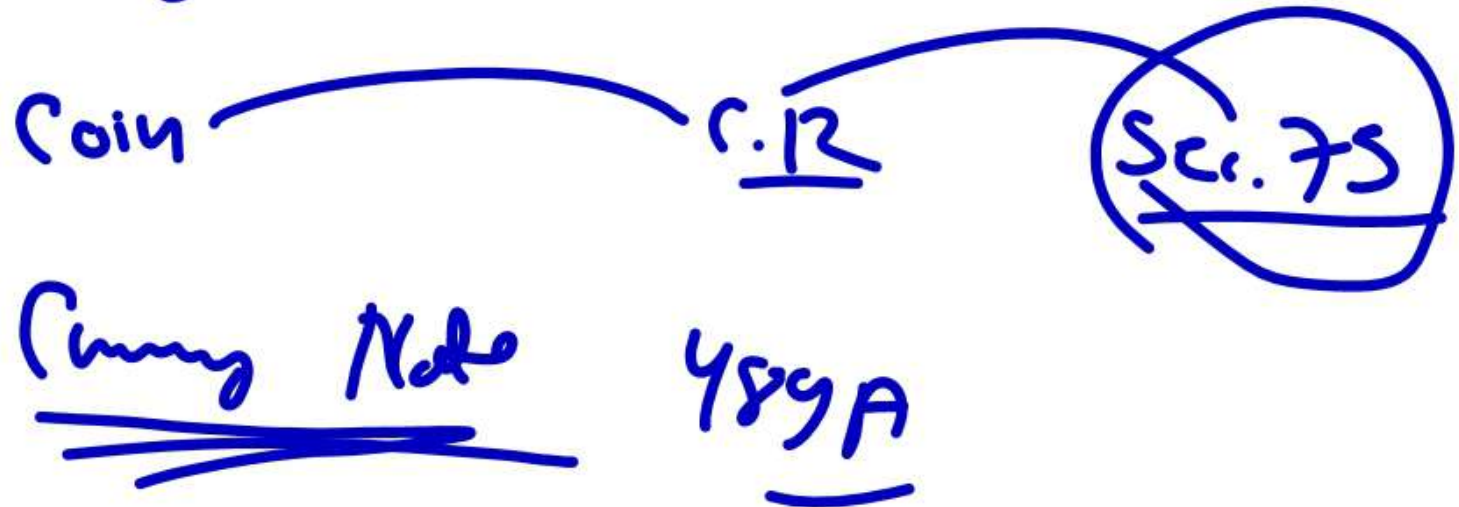
(c) Criminal misappropriation of property

(d) Criminal Breach of Trust

4/5

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63. Section 489A of the Indian Penal Code is related to
- (a) Making false mark upon any receptacle containing goods
 - (b) Property mark
 - (c) Mischief
 - (d) Counterfeiting currency notes or bank notes



64. 'A' makes an attempt to pick the pocket of Z' by thrusting his hands into 'Z's pockets. 'A' fails in the attempt in consequence of 'Z's having nothing in his pocket. 'A' is guilty of

- (a) Attempt to commit theft
- (b) Attempt to commit trespass
- (c) Theft in dwelling house
- (d) None of these

511

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65. **Representative suit** is dealt in CPC under:

- (a) Order 1 Rule 6
- (b) Order 1 Rule 7
- ~~(c) Order 1 Rule 8~~
- (d) Order 1 Rule 9

66. Rule of Set-off under CPC is dealt with under

(a) Order 7 Rule 6

(b) Order 8 Rule 6

(c) Order 7 Rule 7

(d) Order 8 Rule 7

67. Pleading means

- (i) **Plaint**
 - (ii) **Written statement**
 - (iii) Documentary evidence
 - (iv) Statement of witness
- Choose the correct option:
- (a) (i) and (ii)
 - (b) (i), (ii) and (iii)
 - (c) (i), (iii) and (iv)
 - (d) None of the above

O. 6
P. 1
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68. Defendant may apply for setting aside ex-parte decree under the Civil Procedure Code:

(a) Order 7 Rule 13

(b) Order 9 Rule 13

(c) Order 8 Rule 13

(d) Order 11 Rule 13

9.9

69. **Res Judicata bars :**
- (a) Filing of Appeal
 - (b) Continuation of Suit
 - (c) Execution Proceedings
 - (d) Institution of Suit

S. 11



70. Which of the following Section of the Civil Procedure Code, 1908 defines "Judge" ?

- (a) Section 2(8)
- (b) Section 2(4)
- (c) Section 2(6)
- (d) Section 2(12)

71. What is a **cheque upon a banker** under the Indian Penal Code ?

- (a) Document
- (b) Counterfeit
- (c) Valuable security
- (d) None of these

s 29 : Example

IP

72. Section 22 of the Indian Penal Code prescribes

- (a) Wrongful gain
- (b) Wrongful loss
- (c) Dishonesty
- (d) Movable property

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73. **Court of Justice' is defined in Indian Penal Code under:**
- (a) Section 19
 - (b) Section 21
 - (c) Section 20
 - (d) Section 22



74. In Civil Procedure Code the appointment of Receiver' has been dealt with
- (a) Under Order XLIV
 - (b) Under Order XL
 - (c) Under Order XLII
 - (d) Under Order XLV

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75. The provision for **substituted service of summons** on defendant(s) has been made under:

- (a) Order V Rule 20 of CPC
- (b) Order V Rule 19A of CPC
- (c) Order V Rule 19 of CPC
- (d) Order V Rule 21 of CPC

CPC ————— CPC
O.S. R.15 ————— 64
O.S. P.20 ————— 65

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76. Which one of the following is based upon doctrine of equity ?

- (a) Res Judicata
- (b) Res Subjudice
- (c) Suit for Civil Nature
- (d) Estoppel

77. Principle of Res-Judicata is :

- (a) Mandatory
- (b) Directory
- (d) Optional
- (c) Discretionary

78. By whom a decree can be executed ?

(a) By Collector

(b) By District Judge

(c) The Court passed decree or by court to whom it has been transferred

(d) By Tehsildar

S. 38

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79. A decree may be
- (a) Preliminary
 - (b) Final
 - (c) Partly preliminary and partly final
 - (d) All of the above

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81. Production of Shop-book is prescribed in Civil Procedure Code under:

- (a) Order VII Rule 17
- (b) Order VII Rule 11
- (c) Order VII Rule 10
- (d) Order VII Rule 12

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82. **Order VIII Rule 1** of the Civil Procedure Code is related to

- (a) Denial to be specific
- (b) Written statement
- (c) Evasive denial
- (d) New ground of defence

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O. 7

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O-8
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83. Which of the following under Civil Procedure Code is the duty of Appellate Court ?

- (a) Duty to appreciate evidence
- (b) Duty to decide appeal finally
- (c) Duty to re-appreciate evidence
- (d) All of these



Add:
Evidence



84. Under Civil Procedure Code the Court may issue a Commission ::

- (a) To examine any person
- (b) To make local investigation
- (c) To make a partition
- (d) All of these

375

85. Meaning of Garnishee under Civil Procedure Code :
- (a) Creditor's debtor
 - (b) Debtor's debtor
 - (c) Judgement debtor's debtor
 - (d) None of the above

O-21, P. 46A

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130. Which one of the following Section of the Indian Evidence Act deals with presumption as to powers of attorney ?

(a) Section 91

(b) Section 88

(c) Section 85

(d) Section 70

79 - 90A



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131. How many Sections and Chapters are there in the Indian Evidence Act, 1872 ?

(a) 160 Sections and 10 Chapters

(b) 180 Sections and 14 Chapters

(c) 172 Sections and 16 Chapters

(d) 167 Sections and 11 Chapters



132. Which one of the following is not defined under Section 3 of the Indian Evidence Act, 1872?

(a) Court

(b) Confession

(c) Evidence

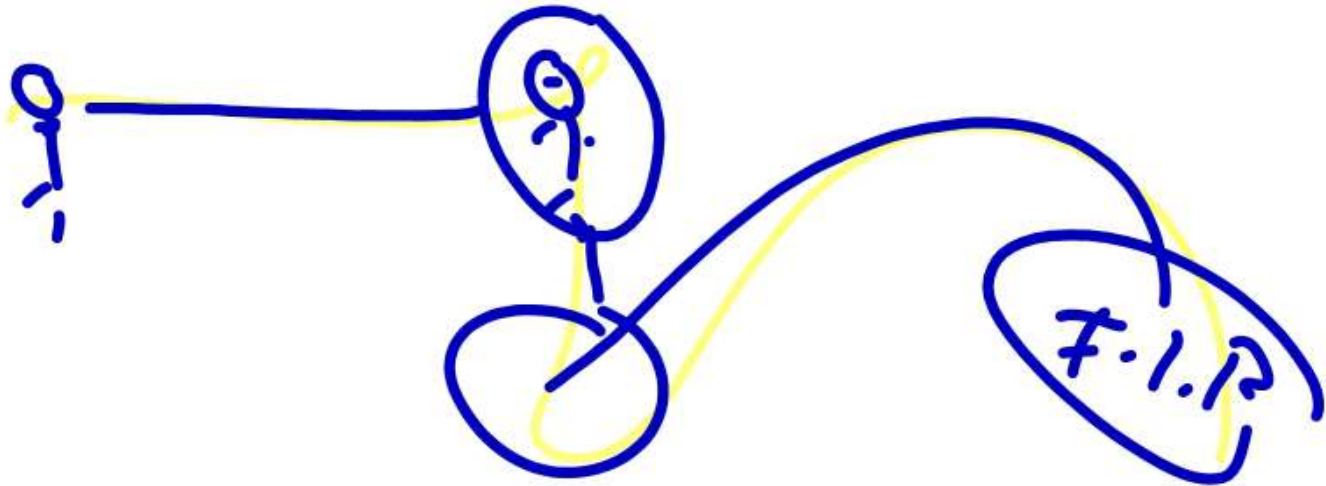
(d) Document

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133. Under the Indian Evidence Act, 1872, facts forming part of the same transaction are known as:

- (a) Plea of alibi
- (b) Admission
- (c) Res Gestae
- (d) Dying declaration

Relevance





134. Which one of the following Sections of the Indian Evidence Act, 1872 provides for "refreshing memory"?

- (a) Section 159
- (b) Section 158
- (c) Section 155
- (d) Section 160

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138. Which of the following is not considered

(a) Oral Evidence

(b) Hearsay Evidence

(c) Primary Evidence

(d) 'Expert Evidence'

IDEA

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139. The case of **Palvinder Kaur V State of Punjab** relates to which of the following?

- (a) Confession
- (b) Dying Declaration
- (c) Relevancy of Judgement
- (d) Entries in the books of account.



140. Which of the following Sections of the Indian Evidence Act deals with the 'plea of alibi' ?

(a) Section 10

(b) Section 12

(c) Section 13

(d) Section 11

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141. Which one of the following is not correctly matched?

- (a) Hostile Witness - Sec 154
- (b) Impeaching Credit of Witness - Sec 155
- (c) Professional Communication - Sec 124
- (d) Refreshing Memory - Sec 159

Sec. 126

Official
Comm

142. The Indian Evidence Act applies to

- (a) Affidavits
- (b) Judicial proceedings
- (c) Arbitration proceedings
- (d) All of these

Expressly

For Affidavit

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143. A witness who is unable to speak gives his evidence in writing in open court. Such type of evidence is known as

- (a) Oral evidence
- (b) No evidence
- (c) Secondary evidence
- (d) Primary evidence

118-134

S. 119

144. In which case Section 27 of Indian Evidence Act was held by the Court to be Constitutionally valid ?

- (a) Nathu V State of UP
- (b) Ram Bharose V State of UP
- (c) Devman Upadhyaya V State of UP
- (d) Pakkala Narayan Swami V Emperor

24/25/26

Discovery

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145. Presumption as to absence of consent in certain prosecution for rape is provided under the Indian Evidence Act 1872 in

(a) Section 113A

(b) Section 113B

(c) Section 114

(d) Section 114A

Taken from 1st PPH

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146. Generally when 'leading questions' may be asked ?

- (a) In any examination
- (b) In cross-examination
- (c) In examination-in-chief
- (d) In re-examination



147. Which Section of the Indian Evidence Act, 1872 protects from disclosing communication during marriage ?

- (a) Section 125,
- (b) Section 123
- (c) Section 124
- ✓ (d) Section ~~127~~ 122

121-131

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148. 'A' is charged with travelling on a railway without ticket.

The burden of proof the ticket will lie on

- (a) Prosecution
- (b) Railway administration
- (c) 'A' himself
- (d) Ticket examiner

