

Question with FINAL ANSWER of the Written Test (Objective Type - MCQs) held on 08/12/2019 for the Recruitment to the post of LEGAL ASSISTANT on the establishment of the High Court of Gujarat purely on contract basis.						
Sr. No.	Question	Option A	Option B	Option C	Option D	Final Answer
1	Who among the following is not a State as defined under Article 12 of the Constitution of India?	Indian Institute of Medical Sciences	State Bank of India	NCERT	A non-governmental organisation	D
2	“Any person” in Article 14 of the Constitution of India includes:	any company or association or body of individuals both citizens and non-citizens, natural person and legal person	a natural person who is citizen of India and is living in India	a natural or legal person in India	citizen of India living anywhere in the world	A
3	On which of the following days, was The Constitution of India adopted by the Constituent Assembly?	25 th August, 1949	26 th November, 1949	26 th January, 1950	15 th August, 1947	B
4	Besides the right to equality of opportunity in general terms, Article 16(2) of the Constitution of India prohibits discrimination against a citizen on the following grounds	religion	caste	sex	education	D
5	On which of the following grounds can right to freedom of religion not be restricted?	Public order	Security of state	Health	Morality	B
6	As per Article 226(3) of the Constitution of India, within how much time, an application for vacation of ex-parte interim order, should be disposed of?	Two weeks from the date on which such application is received or from the date on which the copy of such application is furnished.	One week from the date on which such application is received or from the date on which the copy of such application is furnished.	One month from the date on which such application is received or from the date on which the copy of such application is furnished.	Four weeks from the date on which such application is received or from the date on which the copy of such application is furnished.	A

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7	The power of the High Court under Article 226 of the Constitution of India is:	restricted to the issuance of five writs	not restricted to five writs. It has power to issue any order or direction as it may deem appropriate in a case.	restricted to the issuance of writs of mandamus and prohibition	restricted to issuance of common writs	B
8	Generally, a writ petition either under Article 32 or Article 226 of the Constitution of India can be filed by a person himself whose fundamental right is violated. Issuance of which of the following writs can be sought even by a relative or friend of a person whose fundamental right is violated?	Habeas Corpus	Mandamus	Certiorari	Qua Warranto	A
9	A writ of Mandamus cannot be issued under Article 226 of the Constitution of India where a fundamental right is infringed by:	a statute	a statutory order	an executive order	a private body	D
10	If the Directive Principles of State policy are infringed:	there is a remedy available of a writ petition under Article 32 of the Constitution of India	there is a remedy available of a writ petition under Article 226 of the Constitution of India	there is no remedy in the form of judicial proceedings	none of these	C
11	Preliminary decree can be passed in a suit for:	partition	declaration	possession	injunction	A
12	Plea of res-judicata	has to be specifically raised	need not be specifically raised	is for the court to see of its own	none of these	A

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13	Objection as to the place of suing	can only be taken before the court of first instance at the earliest possible opportunity	can be taken before the appellate court for the first time	can be taken before the court of revision for the first time	all of these	A
14	Under Section 39(4) of the Code of Civil Procedure, the Court passing the decree is	authorised to execute such decree against any person outside local limits of its jurisdiction	authorised to execute such decree against any property outside the local limits of its jurisdiction	(A) & (B) – Both	none of these	D
15	An appeal under Section 100 of the Code of Civil Procedure lies before which court?	Supreme Court	High Court	District Court	All of these	B
16	Against which decree an appeal under Section 96 of the Code of Civil Procedure can be filed?	Original decree	Decree passed in appeal	Preliminary decree	All of these	A
17	A revision application under Section 115 of the Code of Civil Procedure can be filed:	when no appeal lies	when an appeal filed has been dismissed	when an appeal filed has been allowed	when there is a substantial question of law involved	A
18	Order VII Rule 11 of the Code of Civil Procedure provides for:	rejection of plaint	return of plaint	amendment of plaint	dismissal of plaint	A
19	In case the Suit has been instituted in a Court without jurisdiction, what action should be taken by such court?	It may return the plaint	It may reject the plaint	It may transfer the suit to the court which has jurisdiction over the issues	It may refer the matter to the High Court	A
20	Any decree or order obtained by practising fraud is:	subject to review	valid	voidable	nullity	D

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21	How many exceptions are provided in Section 300 of Indian Penal Code wherein culpable homicide is not murder?	2	3	4	5	D
22	Under Section 498 A of Indian Penal Code cruelty includes:	harassment of woman	physical cruelty only	mental cruelty only	cruelty by male member of the family	A
23	An offence of attempt to murder is punishable under Section ____ of Indian Penal Code.	302	306	307	301	C
24	An FIR is lodged by the father of the woman who died of burn injuries within 7 years of her marriage. It is also alleged that the deceased woman was subjected to cruelty by her husband for dowry. An offence punishable under which of the following Sections is alleged to have been committed?	Section 304 B	Section 304 A	Section 304	Section 306	A
25	Which of the following sections of the Indian Penal Code defines criminal conspiracy?	Section 120 A	Section 107	Section 34	Section 141	A
26	Section 506 of the Indian Penal Code deals with punishment for:	criminal intimidation	defamation	unlawful assembly	forgery	A
27	Which of the following Sections of the Indian Penal Code provides for punishment for attempting to commit offences punishable with imprisonment for life or other imprisonment?	Section 511	Section 504	Section 114	Section 149	A

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28	What is the punishment prescribed under the Indian Penal Code for an offence of rape on woman under twelve years of age?	imprisonment for life	imprisonment for a term which shall not be less than twenty years	imprisonment for a term which shall not be less than ten years	imprisonment for a term which shall not be less than seven years	A OR B
29	An act of acid attack is made punishable under _____ of the Indian Penal Code.	Section 326 A	Section 326	Section 325	Section 324	A
30	Section 299 of Indian Penal Code defines:	culpable homicide	murder	culpable homicide not amounting to murder	grave and sudden provocation	A
31	The inherent powers of High Court are saved by Section _____ of the Code of Criminal Procedure.	482	484	481	483	A
32	If an order of acquittal is passed in a complaint for an offence punishable under Section 138 of the Negotiable Instruments Act, to which of the following Courts would an appeal challenging the same lie?	Sessions Court	High Court	Supreme Court	no appeal would lie	B
33	Under Sub Section 2 of Section 397 of Criminal Procedure Code, the Court is barred from exercising the powers of revision in relation to any _____ order passed in appeal, inquiry, trial or other proceedings.	interlocutory	acquittal	conviction	all of these	A
34	Which of the following Sections of the Criminal Procedure Code provides for special powers of High Court regarding bail?	Section 436	Section 437	Section 438	Section 439	D

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35	Before which of the following Courts, an application for anticipatory bail can be filed?	High Court	Sessions Court	High Court or Sessions Court	Supreme Court	C
36	Which of the following Sections of the Criminal Procedure Code provides for compounding of offences?	Section 311	Section 320	Section 319	Section 316	B
37	An application for maintenance under Section 125 of Criminal Procedure Code can be filed before which Court?	Judicial Magistrate First Class	Chief Judicial Magistrate	Sessions Court	High Court	A
38	In a case triable by court of session, usually who opens the case?	Public Prosecutor	Investigating Officer	Defence Lawyer	The Court	A
39	What is the period of limitation prescribed for taking cognizance of an offence punishable with fine only?	Six months	One year	Three years	Two years	A
40	By proviso added to which of the following Sections of Criminal Procedure Code, the victim has been given right to file an appeal against the order of acquittal?	372	373	374	378	A
41	Under which Section of the Evidence Act, dying declaration becomes admissible in evidence?	Section 32	Section 31	Section 30	Section 33	A
42	Which of the following Sections of the Evidence Act deals with "Presumption as to dowry death"?	113 A	113 B	114 A	114 B	B

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43	With whose permission can the person who calls the witness, put any question to him which might be put in cross examination by the adverse party?	the Court	the Public prosecutor	the advocate for the other side	the witness him/her self	A
44	What among the following does not pertain to examination of witness?	examination in chief	re-examination	cross-examination	test identification parade	D
45	When one person has, by his declaration, act or omission, intentionally caused or permitted another person to believe a thing to be true and to act upon such belief, neither he nor his representative shall be allowed, in any suit or proceeding between himself and such person or his representative, to deny the truth of that thing.	Estoppel	Res-judicata	Res-gestae	none of these	A
46	Any fact which, either by itself or in connection with other facts, the existence, non-existence, nature or extent of any right, liability or disability, asserted or denied in the answer to such issue, is:	a fact in issue	relevant fact	admissible fact	material fact	A
47	When after considering the matters before it, the court believes that certain fact does not exist, the said fact is said to be:	Proved	Disproved	Not proved	Unproved	B
48	What can be produced in proof of the contents of the public documents?	Certified copies	Photo copy	Xerox copies	All of these	A

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49	Void agreement signifies:	an agreement illegal in nature	an agreement not enforceable by law	an agreement violating legal procedure	an agreement against public policy	B
50	An agreement enforceable by law at the instance of one party and not of other party is called	a valid contract	an illegal contract	a void contract	a voidable contract	D
51	When consent of a party is caused by misrepresentation, under Section 19 of the Contract Act, the contract is	valid	void	voidable	illegal	C
52	Threatening to commit any act forbidden by the Indian Penal Code with the intention of causing any person to enter into an agreement is:	coercion	undue influence	fraud	misrepresentation	A
53	Agreement in restraint of legal proceedings are:	void	voidable	valid	illegal	A
54	When two or more persons make a joint promise, the promisee may compel _____ to perform the whole of the promise.	all the joint promisors	any one of the joint promisor	some of the joint promisors	none of these	B
55	In a suit by a person dispossessed of immovable property:	title of the plaintiff is relevant	title of the dispossessor is relevant	the defendant is allowed to prove his title	none of these	D
56	Within how much time from the service of summons to the defendant, a suit filed under the provisions of the Specific Relief Act should be disposed of?	six months	twelve months	nine months	no time limit is prescribed	B
57	In which of the following cases, specific performance of a contract will not be ordered?	where pecuniary compensation would ensure adequate relief	where the acts would require continuous supervision by the Court	where the contract provides for personal affirmative acts or personal service	all of these	D

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58	Section 9 of the Specific Relief Act provides for	the grounds on which specific performance of contract can be granted	the defences which a person against whom the relief of specific performance is claimed, may plead	the defences which a person against whom the relief of specific performance is claimed, may not plead	the grounds on which specific performance of contract cannot be granted	B
59	A contract made by a trustee in excess of his powers or in breach of trust, under Section 11 of the Specific Relief Act is:	Specifically enforceable at the instance of the trustee	Specifically enforceable at the instance of the second party	specifically enforceable either at the instance of the trustee or at the instance of a second party	is not specifically enforceable	D
60	Which of the following provisions of the Specific Relief Act deals with grant of mandatory injunction?	Section 38	Section 39	Section 40	Section 41	B
61	According to Section 5 of the Transfer of Property Act, living person includes:	Company or association or body of individuals	Individual human being only	Companies owned by Government	None of these	A
62	What of the following is an immovable property as defined in the Transfer of Property Act?	Standing timber	Growing crop	Grass	A parcel of land with standing timber	D
63	In case of transfer of property, the seller is:	not entitled to rents and profits of the property till the ownership thereof passes to buyer	entitled to rents and profits of the property till the ownership thereof passes to the buyer	entitled to rents or other profits	entitled to rents or other profits even after the ownership thereof passes to the buyer	B

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64	Where the mortgagor binds himself to repay the mortgage money on a certain date, and transfers the mortgaged property absolutely to the mortgagee, but subject to a proviso that he will re-transfer it to the mortgagor upon payment of the mortgage money as agreed, the transaction is called:	English mortgage	Usufructuary mortgage	Simple mortgage	Anomalous mortgage	A
65	Every transfer of immovable property made with intent to defeat or delay the creditors of the transferor shall be:	voidable at the option of any creditor so defeated or delayed	voidable at the option of either party	void	valid	A
66	Instrument means:	a non-testamentary instrument	a testamentary instrument	a testamentary or non-testamentary instrument	none of these	A
67	To which of the following, provision of Section 5 of the Limitation Act does not apply?	Appeal	Revision application	Execution application	Miscellaneous application	C
68	What among the following is not considered to be legal disability as per Section 6 of the Limitation Act?	Minority	Idiocy	Insanity	Orthopaedic disability	D
69	Where the prescribed period for any appeal expires on a day when the Court is closed, the appeal may be preferred:	on the day when the Court opens	on the previous day of the expiry of the prescribed period	on the very day on which the prescribed period expires	on the day as fixed by the Court	A
70	A plea of limitation can:	be waived by a party	be ignored by the court	be waived by both the parties by consent	not be waived or ignored by the court	D
71	Period of limitation for execution of a decree is	3 years	12 years	5 years	10 years	B

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72	What is the period of limitation for filling an appeal before the High Court against any decree or order?	ninety days	sixty days	thirty days	fifteen days	A
73	Who among the following has been recently elected as the President of Sri Lanka?	Gotabhaya Rajapaksa	Mahinda Rajapaksa	Maithripala Sirisena	Ranil Wickremesinghe	A
74	The first ever day night test match of cricket was played between which countries?	Australia – New Zealand	Australia – South Africa	India – Bangladesh	Australia – England	A
75	Hon'ble Mr. Justice S.A. Bobde is the _____ Chief Justice of India.	47 th	46 th	48 th	45 th	A
76	Abhijit Banerjee was awarded the Nobel Prize, 2019 for _____.	Physics	Economics	Chemistry	Peace	B
77	“Madhubani”, a style of folk paintings, is popular in which of the following States in India?	Uttar Pradesh	Rajasthan	Madhya Pradesh	Bihar	D
78	Sanchi stupa : _____	Bihar	Madhya Pradesh	Jharkhand	Chhattisgadth	B
79	The hardest substance available on earth is:	Gold	Iron	Diamond	Platinum	C
80	Person who does not believe in the existence of God:	Theist	Heretic	Atheist	Fanatic	C
81	Fostering (Give synonym)	Safeguarding	Neglecting	Ignoring	Nurturing	D
82	Impediments (Give antonym)	Handicaps	Obstacles	Promoters	Hindrances	C
83	Many companies ask their employees to sign a/an _____ of secrecy.	agreement	bond	bondage	treaty	B
84	The miser gazed _____ at the pile of gold coins in front of him.	avidly	admiringly	thoughtfully	earnestly	A
85	To pick holes :	to find some reason to quarrel	to destroy something	to criticize someone	to cut some part of an item	C

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86	She _____ her husband for 15 minutes.	is beating	has been beating	has been beaten	beats	B
87	'Mr. A' is the uncle of 'B'. 'Mrs. C' is the wife of 'B'. They have a son 'D' whose sister is 'E'. What is A to E?	Uncle	Grand Uncle	Father	Grand Father	B
88	512, 256, 128, ?, 32, 16	52	61	64	56	C
89	In a row at a bus stop, A is 7 th from the left and 'B' is 9 th from the right. They both interchange their positions. 'A' becomes 11 th from the left. How many people are there in the row?	18	19	20	21	B
90	RACE : FATIGUE :: ?	Track : Athlete	Ant : Bug	Fast : Hunger	Walking : Running	C
91	ADVERSITY : HAPPINESS :: VEHEMENCE : ?	Misfortune	Troublesome	Petulance	Serenity	D
92	4, 9, 25, ?, 169, 289, 361	49	64	89	91	A
93	'A' man starts from his office and goes 4 k.m. Northwards, then he turns left and goes 3 k.m. and reaches point X. At what distance would he be, from the starting point?	5 k.m.	4 k.m.	3 k.m.	8 k.m.	A
94	In windows operating system, Atl+F is the shortcut to open which of the following menus?	File	Folder	Edit	Formula	A
95	Which of the following companies developed Internet Explorer?	Google	Apple	Netscape	Microsoft	D
96	What is the name of the Virtual Assistant included in Microsoft Windows 10?	Riya	Siri	Alexa	Cortana	D

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97	Which of the following key combination is used to hide a selected row in MS-Excel?	Ctrl+8	Ctrl+H	Ctrl+10	Ctrl+9	D
98	How can you find the creation date of a file?	Ask the network manager	Right click on go to Properties	There is no way to know the creation date of the file	Open the file and look at the date field inside it	B
99	The purpose of _____ is to prohibit unauthorized access to your computer via internet.	Popup blocker	Spyware	Firewall	None of these	C
100	To make the numeric pad on the keyboard work as directional keys which lock key should be pressed?	Num Lock	Caps Lock	Scroll Lock	Arrow Lock	A

High Court of Gujarat,
Date : 07/01/2019

Sd/-
Registrar (Recruitment)