

FC-2023

Booklet Series

A

Total Questions: 100

Time: 90 minutes.

Booklet No.

Date: 08th October 2023

Total Marks : 200

INSTRUCTIONS

1. The booklet contains 100 questions. All questions carry equal marks.
2. Immediately on receiving the question booklet, the candidate should check that the booklet does not have any unprinted or torn or missing pages or items, etc. If it is so found, the candidate should get it replaced by a complete booklet. Question booklet will not be replaced after marking answers in answer-sheet.
3. Encode clearly the booklet series A,B,C or D, as the case may be, and indicate the series of question booklet, by completely shadowing the appropriate circle, by **black ink ball pen**, in the appropriate place in the answer-sheet. Any failure to shadow the appropriate circle will result in non evaluation of the answer-sheet.
4. If a candidate shadows the circle in the answer sheet which does not match the series of his/her question booklet, no marks will be allotted to such answer-sheet.
5. The candidate shall enter his/her Roll number on the Booklet in the box provided alongside.
6. The candidate has to mark his/her most correct answer/choices Only on the separate answer-sheet provided for the same. Please see instructions on last page of the answer-sheet.
7. Penalty for wrong answer:
There will be penalty for wrong answers marked by candidate.
 - (i) There are four alternatives for the answer to every question. For each question for which a wrong answer has been given by the candidate, one fourth of the marks assigned to that question (0.50) will be deducted as penalty
 - (ii) If a candidate gives more than one answer, it will be treated as wrong answer, even if one of the given answer happens to be correct and there will be same penalty as above to that question.
 - (iii) If a question is left blank, i.e., no answer is given by the candidate, there will be no penalty for that question.

1. Which of the following relations are within the degrees of prohibited relationship as per the Special Marriage Act, 1954
 (1) Father's brother's daughter, (2) Father's sister's daughter, (3) Mother's sister's daughter, (4) Mother's brother's daughter.
 a. (1) and (3) only b. (2) and (4) only c. (2) and (3) only d. all (1) to (4)
2. Who amongst the following is not a Class 1 Legal heir, as per the Hindu Succession Act, 1956-
 (1) son of a predeceased son of a predeceased son (2) mother (3) Father (4) daughter of pre-deceased daughter
 a. (1) and (4) b. (2) and (3) c. (3) only d. all (1) to (4)
3. Limitation for preferring an appeal under the Protection of Women from Domestic Violence Act, 2005 is
 a. 30 days b. 60 days c. 2 months d. 1 month
4. A woman married under the Muslim Law is entitled to obtain a decree for dissolution of marriage on the ground that whereabouts of husband have been not known for _____ years
 a. four b. seven c. ten d. twelve
5. Which of the statement(s) concerning Christian marriage are correct-
 Statement 1- ante nuptial / post nuptial settlements are recognised and can be considered by the Court while passing decree for dissolution of marriage or decree for nullity.
 Statement 2- Court shall make an order on the basis of settlement in favour of the spouses even at the expense of the children.
 a. only 1 is correct b. both are correct c. both are incorrect d. only 2 is correct
6. A Parsi form of solemnisation of marriage is known as _____.
 a. Rupia Peravanu b. Navjyot c. Ashirvad d. Navroj Kalyana
7. Which of the statement(s) is/are correct-
 Statement 1- On and from commencement of the Hindu Minority and Guardianship Act, 1956, a defacto guardian shall not be entitled to dispose of, or deal with, the property of a Hindu minor.
 Statement 2- No guardian shall be appointed for a minor's undivided interest in a joint family property, where the property is under the management of an adult member of

the family.

a. Only 1 b. Only 2 c. Both 1 and 2 d. Neither 1 nor 2

8. As per the Family Courts Act, 1984, an appeal shall lie from every judgment or order, not being an interlocutory order, of a Family Court to the High Court both on facts and on law within _____ from the date of judgment / order

a. three months b. forty five days c. thirty days d. two months

9. The Code of Civil Procedure, 1908 provides for grant of _____.
 a. temporary injunction b. mandatory injunction c. perpetual injunction d. All

10. Leading decision of the Supreme Court of India on admissibility of electronic evidence is-
 a. Arjun Panditrao b. Gurubaksh Singh c. Arnesh Kumar vs d. Lalita Kumari Khotkar vs Kailash Sibia & Ors. Vs. State of Bihar Vs. State Gorantyal and Others State of Punjab

11. Bail jurisdiction under Section 439 can be exercised by-
 a. Magistrate b. Sessions Court c. High Court d. Both b and c

12. A 'Child' for the purposes of the Protection of Women from Domestic Violence Act, 2005 means a person who has not completed _____ years of his / her age.
 a. 16 b. 21 c. 18 d. 18 but more than 16 years

13. *Sapinda* relationship under the codified Hindu Law extends to-
 a. 5th generation b. 3rd generation c. 3rd generation through mother d. 5th generation through mother and father only
 through father only through father and mother and 5th generation through mother and 3rd generation through father

14. Iddat period as per The Muslim Women (Protection of Rights on Divorce) Act, 1986 means _____ from divorce.
 a. 3 lunar months b. 3 solar months c. 6 months d. 30 days

15. A pre suit notice under the Code of Civil Procedure in a suit against the Railway administration shall be delivered to or left at the address of-
 a. General Manager of such Railway b. District Collector c. Secretary d. Railway Minister

16. As per the provisions of the Prohibition of Child Marriage Act, a male child means a child who has not completed _____ years of age.

completed 18 years age and female who	age and female who	completed 16 years
of age	has not completed 18	has not completed 18
	years of age	years of age

24. As per the Hindu Adoption and Maintenance Act, 1956, where a widower or a bachelor adopts a child, any wife whom he subsequently marries shall be deemed to be the _____ of the adopted child

a. mother b. step mother c. guardian d. none

25. Facts forming part of same transaction are known as _____.
 a. *res intergra* b. *res judicata* c. *res gestae* d. *res ispa*

26. Exception to the principle that limitation bars a remedy but does not extinguish right is enshrined in _____ of the Limitation Act, 1963.

a. Section 25 b. Article 64 c. Section 3 d. Section 27

27. Two Hindus who succeed together to a property of an intestate, then save as expressly provided in the Hindu Succession Act, they take the property.

a. per capita and not per stripes b. per stripes and not per capita c. per stripes and per capita d. none

28. A 'Child' for the purposes of the Protection of Women from Domestic Violence Act, 2005 means-

a. biological child b. biological or adopted only c. biological, adopted, or foster but not step child d. biological, adopted, foster or step child

29. Limitation for preferring an appeal under the Protection of Women from Domestic Violence Act, 2005 runs from the date

a. of order b. date of service of order c. date of knowledge of order d. date of obtaining certified copy of order

30. Whether a counter claim is maintainable in a proceeding under the Hindu Marriage Act ?

a. Yes b. No c. Yes but only at the instance of the wife d. Yes, only at the instance of children born of the lawful marriage

31. A woman married under the Muslim Law is entitled to obtain a decree for dissolution of marriage on the ground that her husband is sentenced for imprisonment for _____ years or upwards.

a. five b. three c. ten d. seven

32. As per the Hindu Minority and Guardianship Act, 1956 which of the following

statement(s) is/are correct-

Statement 1- In case of a minor legitimate boy, his father and after him his mother is a natural guardian.

Statement 2- In case of a minor illegitimate boy his mother and after her his father is a natural guardian.

a. Only 1 b. Only 2 c. Both 1 and 2 d. Neither 1 nor 2

33. As per Section 152, correction of any clerical or arithmetical mistake in a judgment or order can be corrected by the Court.

a. on an application by a party b. on its own motion c. a or b d. None

34. Period of limitation for execution of a decree of perpetual injunction is

a. 12 years b. 03 years c. 01 year d. none

35. Section _____ of Code of Criminal Procedure, 1973 empowers a Magistrate to order for investigation by police of a cognisable offence.

a. Section 156(3) b. Section 156(2) c. Section 156(1) d. Section 154

36. Following amongst is 'not' a Hindu as per the Hindu Succession Act, 1956

(1) members of Scheduled Tribe (2) members of Scheduled Caste, (3) Veershaiva (4) Buddhist.

a. 1 only b. 1 and 2 only c. All d. 3 and 4 only

37. 'Shelter Home' as per the Protection of Women from Domestic Violence Act, 2005 means a -

a. shared household b. father's household c. live in partner's household d. any shelter home notified by government

38. Sapinda relationship means relationship by

a. blood only b. adoption only c. adoption as well as blood d. none

39. Before passing a decree for dissolution of marriage under the Dissolution of Muslim Marriage Act, on the ground of impotency, the Court shall, on application by the husband, make an order requiring the husband to satisfy the Court within a period of _____ from the date of such order that he has ceased to be impotent.

a. three months b. six months c. nine months d. one year

40. If a _____ is satisfied that a child marriage in contravention of the Prohibition of Child Marriage Act has been arranged or is about to be solemnised, such _____ shall issue an injunction against any person including a member of an organisation or an

association of persons prohibiting such marriage.

a. principal court of civil jurisdiction	b. District Court	c. Magistrate /Metropolitan Magistrate	d. Civil Judge Senior Division
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41. Who as per the Hindu Adoption and Maintenance Act, 1956 **cannot** give a child in adoption?

a. Mother	b. Guardian	c. Father	d. adoptive father
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42. As per Section 68 of the Evidence Act, 1872 a document required to be attested can be proved by examining-

a. Sub Registrar	b. at least 01 attesting witness	c. atleast 02 attesting witnesses	d. all attesting witnesses
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43. Proclamation for a person absconding must be published under section 82 of the Code of Criminal Procedure, 1973, by giving not less than _____ days time from the date of publishing such proclamation.

a. 45	b. 60	c. 30	d. 90
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44. Hindu Succession Amendment Act 2005, shall not affect disposition or partition of property effected prior to

a. 20 December 2004	b. 21 December 2005	c. 31 December 1955	d. none
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45. A protection order made under section 18 of the Protection of Women from Domestic Violence Act, 2005 shall be in force-

a. for 3 months	b. 6 months	c. 18 months	d. till aggrieved person applies for discharge
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46. A petition under the Hindu Marriage Act, for annulling a marriage on the ground that the respondent at the time of marriage was pregnant by some person other than the petitioner shall not be entertained unless it is filed within-

a. 3 months of delivery of child	b. 30 days of discovery of fact of such pregnancy	c. 3 months from medical report	d. one year from the date of marriage
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47. As per the Hindu Adoption and Maintenance Act, 1956, if the adoption is by a male and the person to be adopted is a female, the adoptive father should be at least _____ years older than the person to be adopted;

a. 10	b. 12	c. 21	d. 18
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48. Presumption regarding abetment under Section 113A of the Evidence Act, 1872 can be

drawn, if the suicide by the married woman is within _____ years of her marriage.

a. three b. five c. seven d. twelve

49. Period of limitation to apply to set aside an abatement under the Code of Civil Procedure, 1908 is _____ days.

a. 10 b. 30 c. 60 d. 90

50. As per Section 3 of the Evidence Act, 1872, a man heard or saw something is-

a. a fact b. a fact in issue c. an alibi d. an aberration

51. When two persons are born from same father but different mothers, they are said to be related to by

a. Full blood b. Half blood c. uterine d. none

52. Any order made under the Protection of Women from Domestic Violence Act, 2005, is enforceable

a. only within the territorial limits of the b. throughout India
jurisdictional Magistrate

c. only within the Sessions division d. only within the judicial district where the Respondent resides

53. Who can file petition under the Hindu Marriage Act, for Judicial Separation

a. either party to a b. only husband c. only wife d. only children born from the wedlock

54. 'zihar' is _____ as per Muslim Law.

a. a form of divorce b. is a form of marriage c. a school of thought d. a sect

55. As per the provisions of the Prohibition of Child Marriage Act, a female child means a child who has not completed _____ years of age.

a. 16 b. 18 c. 25 d. 21

56. A judgment on admission can be given by the Court as per _____ of the Code of Civil Procedure, 1908

a. Order 11 Rule 6 b. Order 14 Rule 5 c. Order 32 Rule 6 d. Order 12 Rule 6

57. Proceeding can be stopped under section 258 of the Code of Criminal Procedure, 1973 if it is

a. a warrant case b. warrant case
instituted on a c. summons case d. summons case
instituted otherwise c. instituted otherwise d. instituted otherwise

police report than on a police report than on a complaint than on police report

58. In a suit for specific performance of a contract, limitation begins to run from

a. the date fixed for performance	b. when no date is fixed, when the Plaintiff has notice that performance is refused	c. both a and b	d. none
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59. Section 115 of the Evidence Act, 1872 relates to-

a. estoppel	b. presumption	c. adverse inference	d. none
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60. Section 19 of the Hindu Adoptions and Maintenance Act, 1956, provides for maintenance of-

a. wife	b. children	c. parents	d. widowed daughter in law
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61. In which of the following case, the Supreme Court has directed that erring prosecution and investigation officers must be proceeded against in the case of unmerited acquittals and wrongful convictions?

a. State Vs Mohd Rafiq	b. Hardeep Singh Vs State of Punjab	c. State of Gujarat Vs Kishanbhai and others	d. none
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62. Pardon may be tendered to an accomplice under Section 306 of the Code of Criminal Procedure, 1973 when

a. he is not in a position to stand trial due to infirm health	b. when he is declared insane	c. he undertakes to make full and true disclosure of facts relating to the offence	d. a to c
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63. Which of the following statement(s) is/are correct-

(1) A Hindu female is incapable of disposing property by way of testamentary disposition, which has devolved upon her from her father.

(2) Interest of a Hindu male in property of a tarwad, tavazhi, illom, kutumba or kavaru is capable of disposition by will.

a. Both 1 and 2	b. 1 is incorrect 2 is correct	c. 1 is correct 2 is incorrect	d. Both 1 and 2 are incorrect
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64. Which of the statement(s) is/are correct

1- Breach of interim protection order under the Protection of Women from Domestic Violence Act, 2005 is an offence.

2- The Protection Officers and members of service providers, while acting or purporting to act in pursuance of any of the provisions of this Act or any rules or orders made thereunder shall be deemed to be public servants.

a. Both 1 and 2 are correct b. Only 2 is correct c. Both 1 and 2 are incorrect d. Only 1 is correct

65. Which of the following statement(s) is/are correct-

1- A petition under the Hindu Marriage Act may be presented for dissolution of marriage by mutual consent, where the marriage is solemnised after the commencement of Marriage Laws (Amendment) Act, 1976.

2- Irretrievable breakdown of marriage is a statutory ground for seeking divorce under the Hindu Marriage Act

a. Only 1 b. Only 2 c. both 1 and 2 d. neither 1 nor 2

66. Which of the statement(s) is/are correct-

1- On the expiry of a period of four months after 'Illa' the marriage shall stand dissolved.

2- After 'Lian' / 'Li'an' is gone through a decree for divorce shall be passed.

a. both 1 and 2 b. 1 only is correct c. 2 only is correct d. both are incorrect

67. Which of the following statement(s) is/are correct-

1- As per the provisions of the Prohibition of Child Marriage Act, only a child marriage solemnised after the commencement of the Act, shall be voidable.

2- A petition for annulling a child marriage by a decree of nullity may be filed in the district court only by a contracting party to the marriage who was a child at the time of the marriage.

a. both 1 and 2 b. neither 1 nor 2 c. 2 only d. 1 only

68. As per the Code of Civil Procedure, 1908 clerical or arithmetical mistakes can be corrected by the Court.

a. within 30 days from the date of judgment b. within 07 days from the preparation of decree c. within 15 days from the receipt of certified copy d. any time

69. Under section 161 of the Code of Criminal Procedure, 1973, statement of a witness is recorded by-

a. Investigating Police Officer b. Metropolitan Magistrate c. Chief Judicial Magistrate d. Sessions Judge

70. In which of the following cases, information received from an accused while in custody of the police officer can be proved against him under the Evidence Act, 1872-

a. when the case is based on circumstantial evidence	b. accused takes plea of alibi	c. to corroborate statement / confession of the accused	d. when such information leads to discovery of fact deposed
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71. Limitation for suit for compensation for false imprisonment is

a. 6 months b. 1 year c. 2 years d. 3 years

72. A decree of restitution of conjugal rights can be enforced under the Code of Civil Procedure, 1908

a. by the attachment of the property of the judgment debtor in judgment debtor b. by detention of the Civil Prison c. by both attachment of the property of judgment debtor and detention of judgment debtor in the Civil Prison d. by arresting the judgment debtor and taking to the house of the Decree holder.

73. When two males descend from common ancestress but by different husbands, they are said to be -

a. none b. full blood brothers c. half blood brothers d. uterine brothers

74. Marriage between two Hindus, either of them has a spouse living is

a. void b. voidable c. voidable at the instance of husband d. voidable at the instance of wife

75. As per Muslim law period between two menstrual cycles means-

a. Furkat b. Mausiki c. Tuhr d. Ibadat

76. Where any period is fixed or granted by the Court for doing any act prescribed or allowed by the Code of Civil Procedure, 1908, the Court may enlarge such period not exceeding _____.

a. thirty days at a time b. thirty days in total c. three months d. sixty days

77. Under Section 216 of the Code of Criminal Procedure, 1973, a Court may alter or add to charge at any time.

a. before passing sentence b. before passing judgment c. before recording of statement u/s 313 d. none of the above

78. Indian Evidence Act, 1872 does not expressly mention about-

a. oral evidence b. documentary evidence c. secondary evidence d. circumstantial evidence

79. Offence of pronouncing triple talaq is _____ as per the Muslim Women (Protection of Rights on Marriage) Act, 2019

a. cognisable and b. non cognisable and c. cognisable but non compoundable d. non cognisable but compoundable

80. In case of a Hindu male dying intestate, which of the following heirs will succeed simultaneously-(1) widow, (2) son (3) daughter (4) father (5) mother-

a. 1,2, 3 and 5 b. 1,3,4 and 5 c. 1 to 5 d. 1,2 & 3

81. Who may present a petition under the Hindu Marriage Act for dissolution of marriage on the ground that the other spouse since the solemnisation of marriage is guilty of bestiality-

a. wife only b. husband only c. either party d. State

82. Which of the statement(s) is/are correct

1. 'Muta' is a form of marriage, which is for a fixed period and for sexual pleasures only.

2. Children born out of such marriage are illegitimate.

a. only 1 correct b. only 2 correct c. both correct d. both incorrect

83. Which of the following is not a decree

a. rejection of plaint b. dismissal of suit for default c. both a and b d. none

84. Section _____ of the Code of Criminal Procedure, deals with information relating to the commission of a cognisable offence.

a. 151 b. 153 c. 154 d. 155

85. Limitation for suit to enforce right of pre-emption founded on special contract is _____.

a. 1 year b. 2 years c. 3 years d. 12 years

86. Partition for the purposes of Hindu Succession Act, 1956 would mean,

a. partition effected by registered partition deed b. partition effected by decree of Court c. neither a nor b d. both a and b

87. Sunna, Ijma, Qiyas are

a. sources of Muslim Law b. forms of valid marriage c. sects of Muslims d. names of Kalifas who developed law

88. Degrees of ascent and/or descent for the purposes of determining succession under the Hindu Succession Act, 1956 shall-

a. include the intestate b. exclude the intestate c. exclude the intestate and the last generation d. exclude the intestate but include the last generation

89. Who can seek pendente lite maintenance under section 24 of the Hindu Marriage Act ?
a. wife only b. husband only c. either of the spouses d. aged parents

90. Every person detained in civil prison in execution of a decree shall be so detained where the decree is for the payment of a sum of money exceeding two thousand rupees but not exceeding five thousand rupees for a period not exceeding-
a. 4 weeks b. 6 weeks c. 2 months d. 3 months

91. As per Section _____ of the Code of Criminal Procedure, 1973, no appeal lies in petty cases.
a. 375 b. 376 c. 377 d. 378

92. As per Section 143 of the Indian Evidence Act, 1872, leading questions may be asked
a. in examination-in-chief b. in cross-examination c. in re-examination d. in the further chief examination

93. An application u/s 24 of the Hindu Marriage Act, shall as far as possible be disposed of within _____ from the date of service of notice.
a. 90 days b. 30 days c. 60 days d. 45 days

94. A commissioner appointed by the Court under Order XXVI of the Code of Civil Procedure, 1908, for recording evidence cannot-
a. permit re-examination b. permit cross examinations c. permit adjournment d. decide objections raised

95. Under Section 155 of the Code of Criminal Procedure, 1973 an investigation in non cognisable case by police officer may be made
a. without order of the Magistrate b. with the order of the Magistrate c. with the order of the Commissioner / Superintendent of Police d. all of a to c

96. A suit for partition of immovable property shall be instituted in the court within whose local limits-
a. plaintiff resides b. defendant resides c. cause of action arose d. property is situated

97. Statement of witness recorded during investigation under the Code of Criminal Procedure, 1973 cannot be used at a criminal trial-

a. except to contradict the witness b. except where the court feels that it would be safe to rely upon the said statement c. except when witness dies after recording examination-in-chief and before cross examination d. a and c

98 Period of detention in civil prison under Order XXXIX Rule 2A of the Code of Civil Procedure, 1908, for disobedience or breach of injunction shall not exceed _____ months
 a. 3 b. 4 c. 6 d. 12

99 As per Section 77 of the Code of Criminal Procedure, 1973 a warrant of arrest can be executed
 a. throughout India b. local limits of the police station c. within district d. within local jurisdiction of the issuing magistrate.

100 In a regular appeal under the Code of Civil Procedure, 1908, if the appellant does not appear when the appeal called out for hearing court may-
 a. dismiss the appeal on merits b. hear the respondent if present in absence of the appellant c. dismiss the appeal in default d. none
