

**CLEAR THE BAR'S**

**ANSWER KEY**

**TO**

**ALL INDIA BAR EXAMINATION**  
**(AIBE) – XI**

**HELD ON DECEMBER 3, 2017**

## ENGLISH (SET-A)

1. Section 154 under the IT Act is about
  - ✓ **Rectification of mistakes**
2. Which of the following is not included in the capital asset under section 2(14) of the IT Act
  - ✓ **Any stock in trade**
3. The language which is to be used in the arbitral proceedings is decided by
  - ✓ **Parties to decide by mutual understanding**
4. The arbitral proceedings shall stand terminated
  - ✓ **All of the above**
5. Every award of a Lok Adalat is deemed to be
  - ✓ **Decree of a civil court**
6. The Arbitration Act section 18 – 27 states
  - ✓ **The conducting of arbitral proceedings**
7. Provision of section 80 of CPC is binding on
  - ✓ **Court of civil judge**
8. Temporary injunction can be granted
  - ✓ **Ex parte**
9. Right to appeal is a
  - ✓ **Statutory right**
10. The last amendment to Indian Succession Act was made in
  - ✓ **2002**
11. Which is the correct statement
  - ✓ **There can be a will without a codicil**
12. As per section 63 of Indian Succession Act, a will should be attested by
  - ✓ **Two or more witnesses**
13. 'Iddat' under Mohhamaddan Law refers to
  - ✓ **None of the above**

14. Under Christian Marriage Act, the marriage registrar for any district is appointed by  
✓ **State government**
15. The word 'ombudsman' is derived from  
✓ **Swedish administration**
16. Under section 3 of the Commission of Inquiry Act 1952, an enquiry commission is appointed by  
✓ **Central or State Government**
17. Information Technology Act was enacted in  
✓ **2000**
18. Government of India passed Information Technology Act in 2000 with objectives  
✓ **All of the above**
19. Right to personal liberty includes  
✓ **All of the above**
20. The supreme commander of the defence forces of India is  
✓ **President**
21. Retirement age of Supreme court judges is  
✓ **65 years**
22. Criminal Procedure Code is a subject of  
✓ **Concurrent List**
23. Bailable and Non-bailable offence has been defined in  
✓ **Section 2(a) of Cr.PC**
24. Under section 21 of Cr.PC, Special Executive Magistrate may be appointed by  
✓ **State Government**
25. Police may carry out personal search on an arrested person  
✓ **Under section 51 of Cr.PC**
26. The Special Court is  
✓ **Not subordinate to High Court**
27. The powers under section 159 of Cr.PC can be exercised by a magistrate
28. Statement recorded during investigation u/s 161 can be used in trial  
✓ **Incorporating in the charge sheet**

29. Power of taking cognizance of offence by a Magistrate of first class or second class is provided
- ✓ **Under section 190 of Cr. PC**
30. Additions or alteration of charges is provided in Cr.PC
- ✓ **Under section 216**
31. Which section of Specific Relief Act prohibits filing a case against the government
- ✓ **Section 6**
32. The Patent Act became a law in
- ✓ **1970 (The Act came into force in 1972)**
33. Cheque bouncing cases charged u/s 138 of Negotiable Instruments Act is trialed by
- ✓ **Magistrate court**
34. The provision of establishing Public Service Commission is made under
- ✓ **Article 315**
35. The case Krishna Gopal vs. State of MP relates to
- ✓ **Noise and air pollution**
36. What is the punishment for advocates if the established finding of the Bar Council is misappropriated
- ✓ **All of the above**
37. On being aggrieved by the order of State Bar Council, one can appeal to
- ✓ **Bar Council of India**
38. Which section of Advocates Act provides punishment for misconduct of advocates
- ✓ **Section 35**
- Section 24 of Advocates Act deals with
- ✓ **Qualification of advocates who should be enrolled in the Bar**
39. Under the Workmen's Compensation Act, which is helpful in deciding the extent of injury for compensation
- ✓ **Medical examination**
40. Section 23 of Workmen Compensation Act 1923 says that Commissioner shall have the power of
- ✓ **A court**
41. The objective of the Industrial Dispute Act 1947

- ✓ **All of the above**
42. Section 2(q) of Industrial Dispute Act 1947 provides the definition of
- ✓ **Strike**
43. The Land Acquisition Act came into force from
- ✓ **1 March 1894**
44. Under the Land Acquisition Act, the arable land means
- ✓ **Useful for cultivation**
45. Which one is not a fundamental right
- ✓ **Right to property**
46. In Maneka Gandhi it was observed that
- ✓ **Confiscation of passport was correct**
47. Reasonable restrictions can be imposed on the right of free movement
- ✓ **In the interest of general public**
48. Which of the following can claim Article 19 of the Constitution
- ✓ **Only citizen**
49. Clause (3) of Article 20(i) of the Indian Constitution says that no accused person shall be compelled to be
- ✓ **A witness against himself**
50. Indra Sawhney vs Union of India is popularly known as
- ✓ **Mandal Commission case**
51. Due to the outcome of this case slum dwellers were benefitted
- ✓ **Olga Tellis vs Bombay Municipal Corporation**
52. A Public Interest Litigation can be filed under
- ✓ **Article 226 of the Constitution and Article 32 of the Constitution**
53. Supreme Court in SP Gupta vs Union of India AIR 1982 SC 149, decided on
- ✓ **Judges transfer**
54. Supreme Court in a PIL known as Kama case evolved
- ✓ **Public trust doctrine**
55. Vishakha vs State of Rajasthan case is related to
- ✓ **Sexual harassment at workplace**
56. Court's power to award compensation is provided in Specific Relief Act

- ✓ **Under section 21**
57. Providing of hand writing is provided in Indian Evidence Act
- ✓ **(a) and (b)**
58. Section 26 of Indian Evidence Act provides
- ✓ **(a) and (c)**
59. The term 'Evidence' means and includes
- ✓ **All of the above**
60. Which is the authority that determines the language of the Court other than High Court within a given State, under section 271 of Cr.PC
- ✓ **State government**
61. A decree can be
- ✓ **Either preliminary or final**
62. Foreign Judgment is defined in CPC
- ✓ **Under section 2(6) of CPC**
63. The minimum number of persons required to incorporate a Public Company is
- ✓ **7**
64. A private company can commence business as soon as it receives
- ✓ **Certificate of Incorporation**
65. Which of the following is not an essential of a contract of guarantee
- ✓ **Existence of only one contract**
66. The term 'Agent' is defined in Indian Contract Act under section
- ✓ **182 of the Act**
67. What is the maximum number of partners in banking business
- ✓ **10**
68. A person who gives the guarantee is called
- ✓ **Surety**
69. Which is not a right of an unpaid seller against the goods
- ✓ **To ascertain price**
70. Section 36 to 42 of Specific Relief Act provides
- ✓ **Injunctions**
71. Which of the following is not of civil nature (**wrong question**)

72. In a suit where the doctrine of res judicata applies
- ✓ **The suit is liable to be dismissed**
73. Under section 16 CPC a suit relating to immovable property can be filed in a court whose local jurisdiction is
- ✓ **Where the property is situated**
74. Pleading means
- ✓ **Plaint and written statement**
75. On failure to file a written statement, under Order VIII Rule 10 of CPC, the court may
- ✓ **Any of the above**
76. What is meant by Homicide
- ✓ **Killing of a human being by another human being**
77. Adulteration of food or drink is a punishable offence
- ✓ **Under section 272 – 273 of IPC**
78. Maximum punishment for waging a war against the Government of India under IPC is
- ✓ **Death sentence**
79. Offences relating to elections are
- ✓ **Introduced in the IPC by a subsequent amendment**
80. Rupa Bajaj vs KPS Gill, is a famous case which the Supreme Court decided on
- ✓ **Outrage the modesty of a woman**
81. Under the Hindu Adoption and Maintenance Act, the person who is taken in adoption
- ✓ **Must be a Hindu only**
82. Polygamy was permitted for Hindus before the year
- ✓ **1955**
83. Mohan gets married to his sister's daughter Kriti
- ✓ **The marriage is valid if the custom allows it**
84. Within the purview of Water Act, the meaning of Stream is defined as
- ✓ **Includes a river, a water course and subterranean river**
85. Section 2(1)(ZB) of the Trade Mark Act 1999, defines the meaning of
- ✓ **Trade Mark**
86. Outraging the modesty of a woman is punishable under IPC
- ✓ **Section 354**

87. Section 463 of Indian Penal Code deals with the crime of
- ✓ **Forgery**
88. Criminal Intimidation is explained in IPC under
- ✓ **Section 503 – 506**
89. Under section 59 to 60 of Indian Evidence Act the oral statements means
- All statement of facts which a witness heard to say**
90. Under the Evidence Act, ‘Court’ includes
- ✓ **(a) and (b)**
91. Admissibility of contents of electronic records may be proved in accordance with the provisions of
- ✓ **Under section 65-B of Indian Evidence Act**
92. Which is not a public record as per the provisions of Indian Evidence Act
- ✓ **Documents and correspondence from advocate and notary office**
93. Section 67 of Motor Vehicle Act 1988 provides
- ✓ **State government’s power to control the road transport**
94. The term ‘Tort’ is a
- ✓ **French word**
95. In tort, what is ‘vicarious liability’
- ✓ **A person is liable for the wrongful acts done by other person**
96. Under section 2(1) (f) of Consumer Protection Act 1986, ‘defect’ is meant by any fault, imperfection or shortcomings in ..... In relation to the goods
- ✓ **All of the above**
97. Which of the following falls under the categories of Act of God
- ✓ **All of the above**
98. Income Tax Act was enacted in
- ✓ **1961**
99. ‘Income’ is defined under section 24 of the Income Tax Act as
- ✓ **All of the above**

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