Telangana Civil Judge Screening Test 2022

High Court for the State of Telangana · Civil Judge screening test · 13 August 2022 · 100 questions

Screening test

1. As per Section 2 (2) of C.P.C. a decree may be
   (1) Preliminary or final
   (2) Only final decree
   (3) Only Preliminary Decree
   (4) None of the above

2. Section _____ of C.P.C. deals with pecuniary jurisdiction
   (1) Section 7
   (2) Section 3
   (3) Section 4
   (4) Section 6

3. As per Section _____ of C.P.C., Court can not proceed with the trial of any Suit in which the matter in issue is also directly and substantially in issue in a previously instituted suit between the same ‘ parties or between the parties under whom they are claiming where such suit is pending in the same Court or in any other Court in India
   (1) Section 9
   (2) Section 11
   (3) Section 10
   (4) Section 12

4. Section 24 of C.P.C. deals with the General Power of Transfer and Withdrawal of any Suit, Appeal or other proceedings
   (1) By the High Courts only
   (2) By the High Court or District Courts
   (3) By the Supreme Court
   (4) None of the above

5. A Second Appeal shall lie to the High Court from every decree passed in appeal by any Court subordinate to the High Court, if the High Court is satisfied that the case involves
   (1) Concurrent findings on facts
   (2) Substantial Question of Law
   (3) Mixed Question of facts and Law
   (4) Only Question of law

6. While exercising the power under Order VII Rule 11 of C.P.C., the Court has to consider
   (1) Only the averments in the plaint
   (2) Only the plea taken by the defendant in the written statement
   (3) Both the above
   (4) None of the above

7. The defendant shall file written statement within 30 days from the date of service of summons provided where the defendant fails to file written statement within the said period he shall be allowed to file the same, for reasons to be recorded in writing within a period of _____ days from the date of service of summons
   (1) 60 days
   (2) 90 days
   (3) 30 days
   (4) None of the above

8. As per Order XXXIX Rule 3A C.P.C., the Court has to dispose of an application for injunction within
   (1) 90 days
   (2) 60 days
   (3) 30 days
   (4) None of the above

9. An application for review of Judgment or Order may be filed under
   (1) Section 113 C.P.C. R/w Order XLVI C.P.C.
   (2) Section 114 C.P.C. R/w Order XLVII C.P.C.
   (3) Section 115 C.P.C.
   (4) None of the above

10. Which of the following is not correct for valid transfer of property?
   (1) Transfer must be between two or more living persons
   (2) The transfer must not offend the rule against the perpetuity
   (3) The transfer may be for an unlawful object or consideration
   (4) A transferrer must be competent to contract and entitled to transfer property

11. Section 92 of Transfer of Property Act deals with ____

(1) Right of Redemption
(2) Right of Subrogation
(3) Right to Accession
(4) None of the above

12. One of the following is not the essentials of a valid lease

(1) A lessor must be competent to contract and he must have title or authority
(2) Subject matter of the lease must be immovable property
(3) A lessee acquires no interest in accretions
(4) A lease is transferable and heritable

13. One of the following is not essential requisite for valid gift

(1) There should be a donor and donee
(2) The gift should be voluntarily and without consideration
(3) Acceptance must be at a time when the donor is alive and capable of giving
(4) None of the above

14. Special provision as to admissibility of electronic records is mentioned under Section __ of the Evidence Act

(1) Section 65A
(2) Section 85A
(3) Section 65B
(4) Section 85B

15. The following Section _____ of Registration Act, 1908 deals with documents of which registration is compulsory

(1) Section 18
(2) Section 19
(3) Section 20
(4) None of the above

16. An application for divorce by mutual consent under Hindu Marriage Act is filed under Section

(1) Section 13
(2) Section 13A
(3) Section 13B
(4) None of the above

17. In a proceedings under the Hindu Marriage Act, a wife or husband who has no independent income to support their necessary expenses or proceedings may make an application before the Court as per Section _____ for maintenance pendente lite and expenses of the proceedings

(1) Section 23
(2) Section 24
(3) Section 25
(4) None of the above

18. A summary suit by a person who is dispossessed of immovable property without his consent, otherwise than due course of law may be filed under Section __ of Specific Relief Act

(1) Section 5
(2) Section 6
(3) Section 7
(4) None of the above

19. The following persons are competent to contract, if they are of _

(1) Age of majority according to law of which he is subject
(2) Sound mind and not disqualified from contracting by any law to which he is subject
(3) Both (a) and (b)
(4) None of the above

20. A person deliberately and maliciously outraging the feelings of any class by insulting its religion or religious belief is liable for punishment under Section __ of I.P.C.

(1) Section 294
(2) Section 294A
(3) Section 295
(4) Section 295A

21. If the act is done by a person with the knowledge that it is likely to cause death but without any intention to cause death or to cause bodily injury as is likely to cause death is liable for punishment under Section __ of I.P.C.

(1) Section 302
(2) Section 304 Part I :
(3) Section 304 Part II
(4) None of the above

22. Whoever commits rape on woman under the age of 12 years is liable for punishment under Section _ of I.P.C.

(1) Section 376DB
(2) Section 376AB
(3) Section 376DA
(4) None of the above

23. As per Juvenile Justice (Care and Protection of Children) Act, 2015, a child means

(1) A person who has not completed 14 years of age
(2) A person who has not completed 16 years of age
(3) A person who has not completed 18 years of age
(4) None of the above

24. The Magistrate, if satisfied on an application that prima facie respondent has committed an act of domestic violence or that the respondent may commit an act of domestic violence may grant an ex parte order on the basis of affidavit of the aggrieved person under Section __ of the Protection of Women from Domestic Violence Act, 2005:

(1) Section 23
(2) Section 25
(3) Section 26
(4) None of the above

25. A petition for dispensing with the personal attendance of the accused may be filed during enquiry or trial under Section ____ of Cr.P.C.

(1) Section 317
(2) Section 318
(3) Section 206
(4) Section 207

26. Section 164A of Cr.P.C. deals with

(1) Medical examination of victim of rape
(2) Examination of accused of rape by Doctor
(3) Examination of arrested person by Medical Officer
(4) None of the above

27. Section __ of Cr.P.C. deals with the powers to summon material witnesses, or examine person present, recall and re-examine any such person

(1) Section 310
(2) Section 311
(3) Section 312
(4) None of the above

28. The court competent to deal with Domestic Violence Cases is not empowered to grant which one of the following reliefs under the Protection of Women from Domestic Violence Act, 2005

(1) Custody of the Child
(2) Monetary Relief due to loss of earnings
(3) Protection from communication by the respondent through whatsapp
(4) Directing the Mother-in-law to remove herself from shared household

29. As per the provisions of Indian Evidence Act,1872 (i) An inscription on a metal plate is a document (ii) An inscription on a stone is a document

(1) Both (i) and (ii are correct
(2) Both (i) and (ii) are wrong
(3) Only (i) is Correct
(4) Only (ii) is correct

30. By grave and sudden provocation one is likely to be deprived of the power of

(1) esteem
(2) self control
(3) discipline
(4) anger

31. Under Juvenile Justice (Care and Protection of Children) Act, 2015, a child who is alleged to have committed an offence is termed as

(1) child in conflict with law
(2) child abandoned
(3) child in need of protection
(4) child offender

32. Which among the following is considered to be a weak type of evidence?

(1) Hearsay
(2) Oral
(3) Electronic
(4) Documentary

33. The offence of 'theft' under Section 379 IPC, 1860 is

(1) Non-cognizable, Non-bailable
(2) Non-cognizable, Bailable
(3) Cognizable, Non-bailable
(4) Cognizable, Bailable

34. To attract Section 304-B IPC death of a married woman should have occurred within _____ years of marriage, otherwise than under normal circumstances

(1) 5
(2) 7
(3) 9
(4) 11

35. With reference to Transfer of Property Act, 1882, transfer of ownership in exchange for a price paid or promised or part paid and part promised is called

(1) Exchange
(2) Sale
(3) Lien
(4) Mortgage

36. Computation of time mentioned in instruments, as per Limitation Act, 1963 be made with reference to

(1) Lunar Calendar
(2) Samarian Calendar
(3) Gregorian Calendar
(4) Ethiopian Calendar

37. Hindu Succession Act, 1956 applies to any person who is

(1) Hindu by religion
(2) Buddhist by religion
(3) Jaina by religion
(4) All the above

38. All the offences under Negotiable Instruments Act, 1881 are

(1) Non-compoundable
(2) Compoundable
(3) Partly Compoundable
(4) Partly Non-compoundable

39. A report made in the prescribed form on receipt of a complaint of domestic violence from an aggrieved person, as per Section 2(e) of the Protection of Women from Domestic Violence Act, 2005 is called

(1) Domestic Incident Report
(2) Domestic Investigation Report
(3) Domestic Enquiry Report
(4) Domestic Prosecution Report

40. Fermented or unfermented juice drawn from an excise tree and containing alcohol, as per the Telangana Excise Act, 1968 is called

(1) Spirit
(2) Molasses
(3) Wash
(4) Toddy

41. Which of the following are the essentials of a 'Promissory Note': (i) It must be an instrument in writing, (ii) It must contain an unconditional undertaking to pay, (iii) The sum of money should be certain, (iv) It must be signed by the maker

(1) (i), (ii) and (iv)
(2) (i), (iii) and (iv)
(3) (i), (ii) and (iii)
(4) All of the above

42. Facts admitted

(1) need to be proved
(2) should only be proved
(3) need not be proved
(4) should not be proved

43. Any question suggesting the answer, as per Section 141 of the Indian Evidence Act, 1872 is called

(1) legal question
(2) logical question
(3) leading question
(4) lawful question

44. Petition under Section 13 B of the Hindu Marriage Act can be filed --

(1) Any time after marriage
(2) After one year from the date of marriage
(3) After six months from the date of marriage .
(4) None of the above

45. Can irretrievable breakdown of marriage be a ground for seeking divorce under the Hindu Marriage Act?

(1) yes
(2) no
(3) yes, if permitted by court
(4) yes, upon payment of permanent alimony to the counter part

46. The period prescribed for institution of a suit expired on Sunday that followed the last working day of the Court before its summer recess. During summer recess, provision is made for receiving urgent cases. However, the suit is instituted on the reopening day of the court after summer recess. Can the suit be treated to have been filed in time?

(1) no
(2) yes
(3) only if the delay is properly explained
(4) when leave is obtained by the court

47. Limitation period for filing a suit under Section 6 of the Specific Relief Act is --

(1) 1 year
(2) 3 years
(3) 6 months
(4) 12 years

48. 'Immovable property' as defined under the Transfer of Property Act includes:

(1) standing timber
(2) growing crops
(3) grass
(4) agricultural land

49. Point out incorrect response: The period of limitation for taking cognizance of an offence shall be -

(1) six months if offence is punishble with fine only
(2) one year, if the offence is punishable with imprisonment for a term not exceeding one year
(3) three years, if the offence is punishable with imprisonment for a term exceeding one year but not exceeding three years
(4) five years, if the offence is punishable with death sentence

50. In an offence of rape, the consent given by a minor is no consent. What is the age of minor mentioned in section 375 of IPC:

(1) 16 years
(2) 18 years
(3) 21 years
(4) 14 years

51. Which section of the Negotiable Instruments Act, 1881, governs the dishonour of cheques for insufficiency of funds?

(1) section 132
(2) section 129
(3) section 138
(4) section 136

52. 'Pleading' as per Order 6 Rule 1 of Civil Procedure Code means:

(1) plaint or rejoinder
(2) plaint and written statement
(3) plaint or written statement or rejoinder
(4) plaint alone

53. The expression 'indigent' as per Order 33 of the Civil Procedure Code means --

(1) made in India
(2) a liberal and carefree person
(3) dishonest person
(4) pauper

54. No police officer shall detain a person arrested, in custody, without a warrant for a period exceeding _____ hours, exclusive of the time necessary for the journey from the place of arrest to the Court of the Magistrate, other than by a special order of Magistrate.

(1) 12 hours
(2) 24 hours
(3) 36 hours
(4) 48 hours

55. Abetment of suicide is dealt with under --

(1) Section 306 IPC
(2) Section 307 IPC
(3) Section 308 IPC
(4) Section 309 IPC

56. The burden of proof as to ownership under the Indian Evidence Act lies on

(1) The owner
(2) The tenant
(3) The person who asserts it
(4) On all the above

57. Novation of contract as per Section 62 of the Indian Contract Act, 1872 means-

(1) Renewal of original contract
(2) Cancellation of contract
(3) Substitution of a new contract in place of the original contract
(4) Alteration of contract

58. Finder of lost goods under the Indian Contract Act, 1872 is a:

(1) Bailor
(2) Surety
(3) Bailee
(4) Principal debtor

59. In the Indian Penal Code, right of private defence is provided under:
(1) Section 96
(2) Section 95
(3) Section 99
(4) Section 92

60. Which provision of Indian Penal Code makes promoting enmity between different groups on the ground of religion, race, etc., an offence:
(1) Section 153A
(2) Section 120A
(3) Section 153AA
(4) Section 146

61. Where one seeks right of hearing on an application expected to be filed, he or she can file:
(1) Caveat
(2) Suit
(3) Complaint
(4) None of the above

62. In order to constitute an offence of unlawful assembly, there should be assembly of -
(1) 3 or more members
(2) 4 or more members
(3) 5 or more members
(4) None of the above

63. A statement under Section 164 Cr.P.C., can be recorded by --
(1) Investigating Officer
(2) Magistrate concerned
(3) Assistant Commissioner of Police
(4) None of the above

64. A suit can be instituted in a court within the local limits of whose jurisdiction -
(1) where plaintiff resides
(2) where the defendant resides
(3) where cause of the action wholly or in part arises
(4) (b) and (c)

65. A statement given before the police under section 161 of Cr.P.C., is -
(1) admissible in evidence
(2) inadmissible in evidence
(3) admissible in part
(4) none of the above

66. Who can record a dying declaration?
(1) Magistrate concerned
(2) Investigating officer himself
(3) Station House Officer
(4) Any of the above

67. Any question suggesting the answer which the person putting wishes or expects to receive is -
(1) Master question
(2) Star question
(3) Leading question
(4) None of the above

68. An insufficiently stamped instrument is admissible in evidence:
(1) Yes
(2) No
(3) Upon impounding the same
(4) None of the above

69. 'Gaming' under the provisions of the Telangana Gaming Act, 1974 includes:
(1) Matka or Satta
(2) Horse racing with the sanction of Government
(3) Lottery
(4) Both (a) and (b)

70. Divorce can be obtained under the provisions of the Hindu Marriage Act on the ground of:
(1) Cruelty
(2) Desertion
(3) Adultery
(4) All the above

71. A marriage is said to be void under the provisions of the Hindu Marriage Act, 1955 if:
(1) Party has a spouse living at the time of marriage
(2) The parties are within the degrees of prohibited relationship
(3) Parties are Sapindas of each others
(4) All the above

72. The provision of Mandatory Injunction is regulated by Section _____ of the Specific Relief Act:
(1) 42
(2) 41
(3) 40
(4) 39

73. Under Section 18 of the Telangana Buildings (Lease, Rent and Eviction) Control Act, for conversion of residential building into a non-residential building, a written permission of _____ is required:

(1) Controller
(2) Commissioner
(3) District Judge
(4) Either of the above

74. A person accused of an offence may apply for a plea bargain in

(1) In the Court in which his case is pending trial
(2) In any Court
(3) In the High Court
(4) In the police station

75. Wrongful confinement is defined under Section _____ of the Indian Penal Code:

(1) 339
(2) 340
(3) 343
(4) 346

76. Can the provisions of the Hindu Succession Act, 1956 apply to an illegitimate child one of whose parents is a Budhist and the other follower of Arya Samaj?

(1) yes
(2) no
(3) yes, by will
(4) none of the above

77. After recording entire evidence and hearing arguments the Court comes to the conclusion that it has no jurisdiction over the subject matter. In such an event

(1) the Court shall proceed to pronounce the judgment
(2) reject the plaint .
(3) return the plaint
(4) none of the above

78. Under the Code of Criminal Procedure, the powers of revision is conferred on

(1) the High Court
(2) the Sessions Court
(3) the High Court as well as the Sessions Court
(4) none of the above

79. Under which provision of Cr.P.C. can a person be added as an accused when his role surfaces during the course of evidence:

(1) Sec.319
(2) Sec.219
(3) Sec.183
(4) Sec.366

80. As per Sec. 34 of Telangana Tenancy (Telangana Area) Act, 1950, Protected tenant means a person who has the land continuously for a period not less than -

(1) 5 Years
(2) 6 Years
(3) 7 Years
(4) 8 Years

81. A proposal when accepted becomes:

(1) a promise
(2) a contract
(3) an agreement
(4) none of the above

82. Order XXIII of the Civil Procedure Code applies to the following:

(1) Withdrawal of suits
(2) Appeals
(3) Execution proceeding
(4) All the above

83. Assault in order to outrage the modesty of a woman is punishable under

(1) Section 363 of I.P.C.
(2) Section 509 of I.P.C.
(3) Section 511 of I.P.C.
(4) Section 354 of I.P.C.

84. Save in exceptional circumstances, no woman shall be arrested after Sunset and before Sunrise, and where such exceptional circumstances to arrest exist, the woman police officer shall obtain the prior permission of the following:

(1) District Magistrate
(2) Superintendent of Police
(3) Judicial Magistrate of the First Class
(4) Sessions Judge

85. Warrant case as defined under Section 2 (x) of the Criminal Procedure Code, 1973 is a case relating to an offence punishable with death, imprisonment for life or imprisonment for a term exceeding:

(1) 3 years
(2) 2 years
(3) 1 year
(4) 5 years but not less than two years

86. Which one of the following is not included in Article 21 of the Constitution of India?

(1) Right to Die
(2) Right to Life
(3) Right to Livelihood
(4) Right to Dignity

87. After divorce a Muslim woman

(1) Cannot remarry
(2) Can remarry immediately
(3) Can marry only after completion of 'iddat' period
(4) None of the above

88. Which one of the following Sections of the Hindu Marriage Act, 1955 deals with 'Restitution of Conjugal Rights'?

(1) Section 5
(2) Section 9
(3) Section 10
(4) Section 11

89. Which one of the following is not a document under the Indian Evidence Act?

(1) An inscription on a stone of a building
(2) A photograph
(3) A printout of a message sent through mobile or computer
(4) A knife recovered by police from the possession of an accused and produced in the Court

90. Which of the following is a constitutional right but not a fundamental right?

(1) Protection of life and personal liberty
(2) Right to move freely throughout the territory of India
(3) Right to assemble peaceably
(4) Right to hold property .

91. Power to quash FIR under Section 482 of the Code of Criminal Procedure can be exercised by -

(1) Judicial Magistrate of First Class
(2) Court of Sessions
(3) High Court
(4) Both High Court and Court of Sessions

92. Which of the following statements is not correct?

(1) Decree holder means any person in whose favour a decree is passed
(2) Foreign Court means a Court situated outside India and not established or continued by the authority of Central Government
(3) Final Decree is one where the rights of the parties are determined but the suit is not completely disposed off and further proceedings have to be initiated
(4) None of the above

93. Whoever wrongfully restrains any person in such a manner as to prevent that person from proceeding beyond certain circumscribing limits is liable for punishment under Section _____ of I.P.C.

(1) Section 339
(2) Section 340
(3) Section 341
(4) Section 342

94. Except in the circumstances therein provided, Section 60 of the Indian Evidence Act, 1872 says that oral evidence in all cases be:

(1) inculpatory
(2) exculpatory
(3) direct
(4) circumstantial

95. The following remedies are available to a defendant against whom an ex parte decree is passed:

(1) To file an application under Order IX Rule 7 C.P.C.
(2) To file an application under Order IX Rule 13 C.P.C.
(3) To file an appeal under Section 96 C.P.C.
(4) Both (b) and (c)

96. Procedure for suits by or against minors and persons of unsound mind is laid under:

(1) Order XXX of C.P.C.
(2) Order XXXI of C.P.C.
(3) Order XXXII of C.P.C.
(4) Order XXXIII of C.P.C.

97. The Principle of Rule of Election is laid under Section ____ of Transfer of Property Act

(1) Section 31
(2) Section 34
(3) Section 33
(4) Section 35

98. The following section of the Protection of Women from Domestic Violence Act, 2005 provides for supply of copies of orders passed by the Magistrate free of charge to the parties to the application, the concerned police officer and the service provider:

(1) Section 24
(2) Section 28
(3) Section 27
(4) None of the above

99. Section 12 of the Limitation Act, 1963 lays down that in computing the period of limitation, the day from which such period is to be reckoned, shall be -

(1) excluded
(2) included
(3) deliberated
(4) reconciled

100. The following can be transferred under the Transfer of Property Act:

(1) a right to future maintenance
(2) salary of a public officer whether before or after it has become payable
(3) a mere right to sue
(4) assignment of immovable property