

MEGHALAYA HIGHER JUDICIAL SERVICE, GRADE-I 2023



PAPER-I

Full Marks-100

Date : 31.03.2023

Time-2 Hours

10:30 a.m to 12:30 p.m.

GROUP-A

CHOOSE THE CORRECT ANSWER FROM THE ALTERNATIVES

(1x10=10)

1. An idol of Lord Krishna in a temple is:
 - (a) A natural person
 - (b) A legal person
 - (c) Not a person in the eye of law because only the priest of the temple will be a person
 - (d) Not a person because no personality can be conferred on God
2. Ownership is "a right indefinite in point of user unrestricted in point of disposition-and unlimited in point of duration over a determinate thing". This definition of ownership has been given by:
 - (a) Salmond
 - (b) Allen
 - (c) Paton
 - (d) Austin
3. The main purpose of the Corporation Sole is to:
 - (a) Protect the property of the government
 - (b) Maintain continuity of an office
 - (c) Make the property easily transferable
 - (d) Make the property easily inheritable
4. The analysis of rights into four pairs of correlatives was done by:
 - (a) Pound
 - (b) Radin
 - (c) Hohfeld
 - (d) Kocourek
5. Consider the following judgments delivered by the Supreme Court of India in:
 1. *Keshavananda Bharati v. State of Kerala*
 2. *Re Berubari*
 3. *Excel Wear v. Union of India*

The correct chronological sequence of the above judgments is:

- (a) 1,3,2
- (b) 1,2,3
- (c) 3,1,2
- (d) 2,1,3

6. After which one of the following Supreme Court decisions was the special provision for socially and educationally backward classes introduced by an amendment of the Constitution?
- Balaji v. State of Mysore*
 - State of Madras v. Champakam Dorairajan*
 - Devadasan v. Union of India*
 - Periakaruppan v. State of Tamil Nadu*
7. Disputes between States in India come to the Supreme Court under:
- Appellate jurisdiction
 - Original Jurisdiction
 - Advisory jurisdiction
 - None of the above
8. Which one of the following pairs is correctly matched?
- Writ of Habeas Corpus : available against private individual as well
 - Writ of Quo-Warranto : available against subordinate courts only
 - Writ of Certiorari : available against autonomous bodies only
 - Writ of Prohibition : available against public servants only
9. The Constitution of India as framed by the Constituent Assembly was finally adopted and enacted on :
- 15th August, 1947
 - 30th January, 1948
 - 26th November, 1950
 - 26th January, 1950
10. In which one of the following cases did the Supreme Court hold that an amendment of the Constitution under Article 368 was 'Law' within the meaning of Article 13?
- Golaknath vs. State of Punjab*
 - Sajjan Singh vs. State of Rajasthan*
 - Shankari Prasad Singh vs. Union of India*
 - Keshavananda Bharati vs. State of Kerala*

GROUP-B

(15 questions 2 Marks each [2X15= 30 Marks])

- Whether Hindu Marriage is a Contract?
- Who is not a Consumer?
- Which institution unveiled a list of 50 exclusive and iconic heritage textile crafts of India?

4. *Pangasius Icaria*, which was recently discovered in the Cauvery River, belongs to which species?
5. India has partnered with which US state for ZEV (zero-emission vehicles) Policy programme?
6. When is the 'International Day of Older Persons' observed every year?
7. Which Union Ministry organized the 'Saga of Freedom: Known & Lesser-known Struggle' exhibition?
8. Which Union Ministry is associated with 'YUVA 2.0' Scheme?
9. Which city was the venue of Asian Coast Guard Agencies Meeting (HACGAM)?
10. Which state is the host of the 'Indian Urban Housing Conclave-2022'?
11. Which organization developed the indigenous trainer aircraft HTT-40, which was recently unveiled?
12. Which food product won the 'Most Popular GI' award of the Commerce and Industry Ministry?
13. Through which north east states in India, the tropic of cancer passes?
14. What is the freezing point of water as per the Fahrenheit scale?
15. Who is known as the Father of Radioactivity?

GROUP-C

1. Refer to the crime statistics given below and answer the following questions:-

CRIME AGAINST WOMEN

FIGURES FROM NCRB

CRIME HEADS	CASES REPORTED	% TO TOTAL IPC CRIMES	RATE OF CRIME	CHARGE-SHEETING RATE	CONVICTION RATE
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RAPE	22172	1.0	1.9	94.5	26.6
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DOWRY DEATHS	8391	0.4	0.7	93.2	33.6
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KIDNAPPING & ABDUCTION OF WOMEN & GIRLS	29795	1.3	2.5	74.2	28.1
MOLESTATION	40613	1.8	3.4	96.7	29.7
SEXUAL HARASSMENT	9961	0.4	0.8	86.7	52.0
CRUELTY BY HUSBAND AND RELATIVES	94041	4.2	7.9	94.2	19.1
IMPORTATION OF GIRLS	36	0.0	0.0	90.6	20.0

- a) How would you assess the most frequently committed crime in the year 2010? Give reasons. (5)
- b) Referring to the above table what are the crimes against modesty of a women. Make a trend analysis of these crimes. (5)

- c) What reasons do you attribute to the low rate of conviction in offences of :-
- cruelty by husband and relatives
 - Molestation

(10)

2. Write an Essay on any one of the following topics:

(20)

- Law is a dictate of reason
- Jurisdictional dilemma in cyber crime
- ICTs in administration of Justice

GROUP-D

3. Read the following passage and answer the questions below:-

(4x5=20)

A 15-year-old girl forced into flesh trade was kept captive for over two weeks in a Virar lodge after her procurer allegedly disappeared with customers' money. The mother, who came to her rescue, was also held captive. Both were set free by cops on Thursday.

Lodge manager Aakash Gupta, along with Sushant Pujari and Kalil Rehman, who sexually abused the minor, have been arrested for rape and human trafficking. A search has been launched for procurer Laxman Shetty.

The matter came to light when the minor dialed the anti-human trafficking cell at Nalasopara on November 17 informing that she and her mother have been held captive in Hotel Seaside, Arnala in Virar (west). A police team along with NGO Rescue Foundation raided the lodge.

In her statement to Arnala police, the minor said she was taken to the hotel by her procurer Shetty on November 1. After dropping her at the lodge, Shetty disappeared as he owed money to some 'regular clients'. Gupta decided to hold the minor captive till Shetty returned the money. Gupta then forced her to have sex with some of the customers for free for the next two weeks. She alleged that Gupta, Pujari and Rehman, were also among those who raped her on several occasions while in captivity. They kept her in a room, where she was provided food and water. The minor, who was carrying a cellphone, reached out to her mother, who reached the lodge to bring back her daughter. However, she too ended up in captivity. Unable to bear repeated sexual abuse, the minor called the police. She told the police that Shetty has been taking her to various locations for prostitution. The girl has been sent to a rescue home. Cops suspect the mother to be in connivance with Shetty in sending her daughter to entertain clients. The girl had last visited the lodge on October 29 but had returned home after entertaining clients. Cops are ascertaining, if the lodge is illegal. Locals have been complaining about mushrooming of illegal hotels in coastal Arnala.

Answer the following questions :

- What do you mean by 'human trafficking'?
- What role the NGO has played in the case?
- What is your assessment about the efficiency of the law enforcement authority?
- What is a 'rescue home'?
- Why there was a complain of mushrooming of illegal hotels in coastal areas?