

# FEDERAL PUBLIC SERVICE COMMISSION



## COMPETITIVE EXAMINATION FOR RECRUITMENT TO POSTS IN BS-17 UNDER THE FEDERAL GOVERNMENT, 2012

Roll Number

### LAW, PAPER-I

<b>TIME ALLOWED:</b>	<b>(PART-I MCQs)</b>	<b>30 MINUTES</b>	<b>MAXIMUM MARKS: 20</b>
<b>THREE HOURS</b>	<b>(PART-II)</b>	<b>2 HOURS &amp; 30 MINUTES</b>	<b>MAXIMUM MARKS: 80</b>
<b>NOTE:</b> (i) Candidate must write <b>Q.No.</b> in the <b>Answer Book</b> in accordance with <b>Q.No.</b> in the <b>Q.Paper</b> . (ii) Attempt <b>ONLY FIVE</b> questions from <b>PART-II</b> , selecting at least <b>ONE</b> question from <b>EACH SECTION</b> . All questions carry <b>EQUAL</b> marks. (iii) Extra attempt of any question or any part of the attempted question will not be considered.			

### PART-II

#### SECTION-I (CIVIL PROCEDURE CODE)

- Q.2** Discuss the principles of return of plaint and rejection of plaint. What are points of distinction between the two? (16)
- Q.3.** Elaborate the law on arrest and detention under the Code of Civil Procedure, 1908. What are exceptions with respect to women in this regard? (16)
- Q.4.** Define and elaborate briefly the following terms: (4 x 4=16)
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|---------------------|-------------------|
| (a) Decree          | (b) Mesne profits |
| (c) Judgment debtor | (d) Order         |

#### SECTION-II (THE CONTRACT ACT)

- Q.5.** “A contracts to pay B Rs.10,000 if B’s house is burnt.” What is the nature of this contract? Is it enforceable at Law? Explain in the light of relevant law. (16)
- Q.6.** What are the consequences of breach of contract? (16)
- Q.7.** What are the distinguishing points between “coercion” and “undue influence”? Give examples. (16)

#### SECTION-III (THE LAW OF TORTS)

- Q.8.** Explain the famous *Rylands v. Fletcher* case. What are the exceptions against the rule of strict liability under the law of torts? Give examples. (16)
- Q.9.** What is defamation? What are its kinds? Also distinguish between libel and slander. (16)
- Q.10.** Elaborate relationship between: (2 x 8=16)
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| (a) Torts and contractual liability; and |
| (b) Torts and criminal offences.         |

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