

FEDERAL PUBLIC SERVICE COMMISSION



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

Roll Number

LAW, PAPER-I

TIME ALLOWED:	(PART-I MCQs)	30 MINUTES	MAXIMUM MARKS: 20
THREE HOURS	(PART-II)	2 HOURS & 30 MINUTES	MAXIMUM MARKS: 80
NOTE: (i) Candidate must write Q.No. in the Answer Book in accordance with Q.No. in the Q.Paper . (ii) Attempt ONLY FIVE questions from PART-II , selecting at least ONE question from EACH SECTION . All questions carry EQUAL 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)
- | | |
|---------------------|-------------------|
| (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)
- | |
|--|
| (a) Torts and contractual liability; and |
| (b) Torts and criminal offences. |

FEDERAL PUBLIC SERVICE COMMISSION



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

Roll Number

LAW, PAPER-II

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

PART-II

SECTION-I (QANUN-E-SHAHADAT ORDER, 1984)

- Q. 2.** Whether sole testimony of a victim is sufficient to convict a person? Describe the principle of competency of woman witness, and exceptions, if any. Also please quote relevant law where necessary. (16)
- Q. 3.** What are the facts which need not be proved? Are there any exceptions? Give examples. (16)
- Q. 4.** When the statement by a person who cannot be called as witness becomes relevant? (16)

SECTION-II (CRIMINAL PROCEDURE CODE, 1898)

- Q. 5.** What are the powers and duties of 'Justices of the Peace'? Who are *ex-officio* Justices of the Peace? (16)
- Q. 6.** Explain the law of Complaints to Magistrates. Can a complaint be dismissed? Give two distinguishing points between a Complaint and an FIR. (16)
- Q. 7.** Grant of exemption is exception to the rule that criminal trial has to take place in presence of accused? Describe in the light of sections 205 and 540-A of the Code of Criminal Procedure. What are distinguishing points between these two provisions? (16)

SECTION-III (PAKISTAN PENAL CODE, 1860)

- Q. 8.** What are different kinds of punishments provided under the Pakistan Penal Code? Explain their nature briefly. (16)
- Q. 9.** Define and distinguish 'criminal misappropriation of property' and 'criminal breach of trust'. (16)
- Q. 10.** Define and explain briefly: (4+4+4+4=16)
- | | |
|-------------------|--------------------|
| (i) Wrongful gain | (ii) Wrongful loss |
| (iii) Dishonestly | (iv) Fraudulently |
