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

SECTON-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

SECTON-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)**

SECTON-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.

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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

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