



English Language

- I. I grew up in a small town not far from Kalimpong. In pre-liberalization India, everything arrived late: not just material things but also ideas. Magazines — old copies of Reader's Digest and National Geographic — arrived late too, after the news had become stale by months or, often, years. This temporal gap turned journalism into literature, news into legend, and historical events into something akin to plotless stories. But like those who knew no other life, we accepted this as the norm. The dearth of reading material in towns and villages in socialist India is hard to imagine, and it produced two categories of people: those who stopped reading after school or college, and those — including children — who read anything they could find. I read road signs with the enthusiasm that attaches to reading thrillers. When the itinerant kabadiwala, collector of papers, magazines, and rejected things, visited our neighbourhood, I rushed to the house where he was doing business. He bought things at unimaginably low prices from those who'd stopped having any use for them, and I rummaged through his sacks of old magazines. Sometimes, on days when business was good, he allowed me a couple of copies of Sportsworld magazine for free. I'd run home and, ignoring my mother's scolding, plunge right in — consuming news about India's victory in the Benson and Hedges Cup....

Two takeaways from these experiences have marked my understanding of the provincial reader's life: the sense of belatedness, of everything coming late, and the desire for pleasure in language. Speaking of belatedness, the awareness of having been born at the wrong time in history, of inventing things that had already been discovered elsewhere, far away, without our knowledge or cooperation, is a moment of epiphany and deep sadness. I remember a professor's choked voice, narrating to me how all the arguments he'd made in his doctoral dissertation, written over many, many years of hard work (for there indeed was a time when PhDs were written over decades), had suddenly come to naught after he'd discovered the work of C.W.E. Bigsby. This, I realised as I grew older, was one of the characteristics of provincial life: that they (usually males) were saying trite things with the confidence of someone declaring them for the first time. I, therefore, grew up surrounded by would-be Newtons who claimed to have discovered gravity (again). There's a deep sense of tragedy attending this sort of thing — the sad embarrassment of always arriving after the party is over. And there's a harsh word for that sense of belatedness: "dated." What rescues it is the unpredictability of these anachronistic "discoveries" — the randomness and haphazardness involved in mapping connections among thoughts and ideas, in a way that hasn't yet been professionalised.

[Extracted, with edits and revisions, from "The Provincial Reader", by Sumana Roy, *Los Angeles Review of Books*]

1. What use was the kabadiwala (wastepicker) to the author?
 - (A) The kabadiwala bought up all her magazines.
 - (B) The kabadiwala's stock of books and magazines were of interest to the author.
 - (C) The kabadiwala was about to steal the author's magazines.
 - (D) The author ordered books online which the kabadiwala delivered.



2. What according to the author is essential about the experience of being a 'provincial reader'?
 - (A) Belatedness in the sense of coming late for everything.
 - (B) Over-eagerness.
 - (C) Accepting a temporal gap between what was current in the wider world and the time at which these arrived in the provincial location.
 - (D) None of the above
3. Why did the author feel a sense of epiphany and deep sadness?
 - (A) Because the things that felt special and unique to the author, were already established and accepted thought in the wider world.
 - (B) Because the author was less well-read than others.
 - (C) Because the author missed being in a big city.
 - (D) All the above
4. What does the word 'anachronistic' as used in the passage, mean?
 - (A) Rooted in a non-urban setting
 - (B) Related to a moribund area
 - (C) Connected with another time
 - (D) Opposed to prevailing sensibilities
5. Which of the following options captures the meaning of the last sentence best?
 - (A) Though the author feels provincial, she pretends to be from the metropolis.
 - (B) Though the author feels dated in her access to intellectual ideas, her lack of metropolitan sophistication lets her engage with the ideas with some originality.
 - (C) Though the author is aware of the limitedness of her knowledge, she is confident and can hold her own in a crowd. She also proud of her roots in the small town.
 - (D) All the above

II. Until the Keeladi site was discovered, archaeologists by and large believed that the Gangetic plains in the north urbanised significantly earlier than Tamil Nadu. Historians have often claimed that large scale town life in India first developed in the Greater Magadha region of the Gangetic basin. This was during the 'second urbanisation' phase. The 'first urbanisation phase' refers to the rise of the Harappan or Indus Valley Civilisation. Tamil Nadu was thought to have urbanised at this scale only by the third century BCE. The findings at Keeladi push that date back significantly. ... Based on linguistics and continuity in cultural legacies, connections between the Indus Valley Civilisation, or IVC, and old Tamil traditions have long been suggested, but concrete archaeological evidence remained absent. Evidence indicated similarities between graffiti found in Keeladi and symbols associated with the IVC. It bolstered the arguments of dissidents from the dominant North Indian imagination, who have argued for years that their ancestors existed contemporaneously with the IVC. ... All the archaeologists I spoke to said it was too soon to make definitive links between the Keeladi site and the IVC. There is no doubt, however, that the discovery at Keeladi has changed the paradigm. In recent years, the results of any new research on early India have invited keen political interest, because proponents of Hindu nationalism support the notion of Vedic culture as fundamental to the origins of Indian civilisation. ... The Keeladi excavations further challenge the idea of a single fountainhead of Indian life. They indicate the possibility that the earliest identity that can recognisably be considered 'Indian' might not have



originated in North India. That wasn't all. In subsequent seasons of the Keeladi dig, archaeologists discovered that Tamili, a variant of the Brahmi script used for writing inscriptions in the early iterations of the Tamil language, could be dated back to the sixth century BCE, likely a hundred years before previously thought. So not only had urban life thrived in the Tamil lands, but people who lived there had developed their own script. "The evolution of writing is attributed to Ashoka's edicts, but 2600 years ago writing was prevalent in Keeladi," Mathan Karuppiah, a proud Madurai local, told me. "A farmer could write his own name on a pot he owned. The fight going on here is 'You are not the one to teach me to write, I have learnt it myself.'"

[Excerpted from "The Dig", by Sowmiya Ashok, *Fifty-Two*]

6. What was the assumption about the origin of urban life in India before the Keeladi dig?
 - (A) The origins lay in the northern Gangetic plains, which urbanised earlier than the south.
 - (B) The Indus Valley Civilization was the first urban civilization of India.
 - (C) The second urbanization was known to be in the Magadha empire.
 - (D) Both (A) and (B)
7. "The Keeladi excavations further challenge the idea of a single fountainhead of Indian life." — in elaboration of this sentence, which of these options follows?
 - (A) Dominant theories of how urban and modern life came about in ancient India were proved wrong by the Keeladi archaeological dig.
 - (B) Neither the Indus Valley Civilization, nor the ancient urban civilization of Magadha are clear explanations of how urban life emerged in the Keeladi region of Southern India in the third century BCE.
 - (C) The Keeladi archaeological dig proved that Indian urban and modern life emerged independently in several historical periods and geographies, and no one theory is enough to explain it.
 - (D) None of the above
8. Language, including a script similar to the Brahmi script, emerged in Keeladi in the sixth century BCE. Which of the following is the most convincing conclusion from this statement?
 - (A) Keeladi is a centre of culture and learning far superior to any others in ancient India.
 - (B) People of Keeladi were illiterate and could not use language to inscribe on their pots and pans.
 - (C) Ancient urban history of India, as we know it today, could significantly be altered by the findings of the advances achieved by the Keeladi civilization.
 - (D) All the above
9. BCE is the acronym for:
 - (A) Before the Common Era
 - (B) Before Colloquial Era
 - (C) Before Chapel Eternal
 - (D) Behind Christ Era



10. “A farmer could write his own name on a pot he owned. The fight going on here is ‘You are not the one to teach me to write, I have learnt it myself.’” — These sentences imply:
- (A) That the Keeladi civilization was an inegalitarian one.
 - (B) That the Keeladi civilization did not conserve the access to education and literacy only for the elite.
 - (C) That the farmers of the Keeladi civilization were also potters.
 - (D) All the above

III. The call of self-expression turned the village of the internet into a city, which expanded at time-lapse speed, social connections bristling like neurons in every direction. At twelve, I was writing five hundred words a day on a public LiveJournal. By twenty-five, my job was to write things that would attract, ideally, a hundred thousand strangers per post. Now I’m thirty, and most of my life is inextricable from the internet, and its mazes of incessant forced connection—this feverish, electric, unliveable hell.

The curdling of the social internet happened slowly and then all at once. The tipping point, I’d guess, was around 2012. People were losing excitement about the internet, starting to articulate a set of new truisms. Facebook had become tedious, trivial, exhausting. Instagram seemed better, but would soon reveal its underlying function as a three-ring circus of happiness and popularity and success. Twitter, for all its discursive promise, was where everyone tweeted complaints at airlines and moaned about articles that had been commissioned to make people moan. The dream of a better, truer self on the internet was slipping away. Where we had once been free to be ourselves online, we were now chained to ourselves online, and this made us self-conscious. Platforms that promised connection began inducing mass alienation. The freedom promised by the internet started to seem like something whose greatest potential lay in the realm of misuse.

Even as we became increasingly sad and ugly on the internet, the mirage of the better online self continued to glimmer. As a medium, the internet is defined by a built-in performance incentive. In real life, you can walk around living life and be visible to other people. But on the internet—for anyone to see you, you have to act. You have to communicate in order to maintain an internet presence. And, because the internet’s central platforms are built around personal profiles, it can seem—first at a mechanical level, and later on as an encoded instinct—like the main purpose of this communication is to make yourself look good. Online reward mechanisms beg to substitute for offline ones, and then overtake them. This is why everyone tries to look so hot and well-travelled on Instagram; why everyone seems so smug and triumphant on Facebook; and why, on Twitter, making a righteous political statement has come to seem, for many people, like a political good in itself. The everyday madness perpetuated by the internet is the madness of this architecture, which positions personal identity as the centre of the universe. It’s as if we’ve been placed on a lookout that oversees the entire world and given a pair of binoculars that makes everything look like our own reflection.

[Extracted, with edits and revisions, from *Trick Mirror: Reflections on Self-Delusion*, by Jia Tolentino, Random House, 2019.]



11. Which of the following statements can be inferred from the above passage?
 - (A) The internet expanded very slowly
 - (B) The internet can be used to cause harm
 - (C) The internet is addictive
 - (D) The main purpose of social media platforms is to dissuade people from showing off
 12. All the following statements are 'truisms', except:
 - (A) The internet has changed the way the world works.
 - (B) A preference for cat videos can reveal a lot about your personality.
 - (C) Like with any tool, digital technology has both advantages and disadvantages.
 - (D) Only time can tell what the future holds.
 13. Which of the following comes closest to the underlined sentence in the passage?
 - (A) The way we use the internet says a lot about who we are.
 - (B) The internet has reduced the distance between people living across the world.
 - (C) The internet has the ability to customise what we access based on our identity.
 - (D) The internet only shows us what we don't want to see.
 14. Which of the following is a metaphor?
 - (A) the village of the internet
 - (B) this feverish, electric, unliveable hell
 - (C) three-ring circus of happiness and popularity and success
 - (D) all the above
 15. Which of the following categories best describes this piece of writing?
 - (A) Non-fiction essay
 - (B) Fiction
 - (C) Academic paper
 - (D) Poem
- IV. Down by the sandy banks of the Yamuna River, the men must work quickly. At a little past 12 a.m. one humid night in May, they pull back the black plastic tarp covering three boreholes sunk deep in the ground. They then drag thick hoses toward a queue of 20-odd tanker trucks idling quietly with their headlights turned off. The men work in a team: While one man fits a hose's mouth over a borehole, another clammers atop a truck at the front of the line and shoves the tube's opposite end into the empty steel cistern attached to the vehicle's creaky frame. 'On kar!' someone shouts in Hinglish; almost instantly, his orders to 'switch it on' are obeyed. Diesel generators, housed in nearby sheds, begin to thrum. Submersible pumps, installed in the borehole's shafts, drone as they disgorge thousands of gallons of groundwater from deep in the earth. The liquid gushes through the hoses and into the trucks' tanks. The full trucks don't wait around. As the hose team continues its work, drivers nose down a rutted dirt path until they reach a nearby highway. There, they turn on their lights and pick up speed, rushing to sell their bounty to factories and hospitals, malls and hotels, apartments and hutments across this city of 25 million. Everything about this business is illegal: the boreholes dug without permission, the trucks operating without permits, the water sold without testing or treatment. 'Water work is night work,' says a middle-aged neighbour who lives near the covert pumping station and requested anonymity. 'Bosses arrange buyers,



labour fills tankers, the police look the other way, and the muscle makes sure that no one says nothing to nobody.’ Teams like this one are ubiquitous in Delhi, where the official water supply falls short of the city’s needs. A quarter of Delhi’s households live without a piped-water connection; most of the rest receive water for only a few hours each day. So residents have come to rely on private truck owners—the most visible strands of a dispersed web of city councillors, farmers, real estate agents, and fixers who source millions of gallons of water each day from illicit boreholes, and sell the liquid for profit. The entrenched system has a local moniker: the water-tanker mafia. A 2013 audit found that the city loses 60 percent of its water supply to leakages, theft, and a failure to collect revenue. The mafia defends its work as a community service, but there is a much darker picture of Delhi’s subversive water industry: one of a thriving black market populated by small-time freelance agents who are exploiting a fast-depleting common resource and in turn threatening India’s long-term water security.

[Extracted, with edits and revisions, from: “At the Mercy of the Water Mafia”, by Aman Sethi, *Foreign Policy*]

16. Which of the following can be inferred from the passage?
- (A) The water tanker mafia’s operations, though illegal, are justified given the vital service they provide to the people of Delhi.
 - (B) The water supplied by the water tanker mafia is potentially contaminated.
 - (C) Private truck owners play the most important role in the operations of the water tanker mafia.
 - (D) The water supplied by the water tank mafia is meant primarily for residential use.
17. Which of the following, used in the passage, suggests that the illegal supply of groundwater is not a recent phenomenon?
- (A) Entrenched
 - (B) Ubiquitous
 - (C) Long-term water security
 - (D) Fast-depleting common resource
18. Which of the following seems to be the author’s main concern in the passage?
- (A) Delhi’s water supply infrastructure does not adequately cater to all its residents.
 - (B) The illegal operations of the water tank mafia do not depend on the complicity of a range of actors, including the police and city councillors.
 - (C) The petty profiteering of a few actors comes at the immense cost of India’s sustainable access to water.
 - (D) All the above
19. All of the following are sounds you can hear as the water tankers are filled, except:
- (A) Creaking
 - (B) Thrumming
 - (C) Droning
 - (D) Gushing
20. Which of the following words from the passage means ‘hidden’?
- (A) Illicit
 - (B) Idling
 - (C) Subversive
 - (D) Covert



- V. English encodes class in India. It does so by sliding into the DNA of social division: income, caste, gender, religion or place of belonging. The threat it poses to social cohesion has worried public commentators across the political spectrum. In an address delivered as independent India's Parliament dilly-dallied over the suggestion to replace English with regional languages as the medium of instruction for higher education, Gandhi said, 'This blighting imposition of a foreign medium upon the youth of the country will be counted by history as one of the greatest tragedies. Our boys think, and rightly in the present circumstances, that without English they cannot get government service. Girls are taught English as a passport to marriage.'

A hundred years later, the language continues to be seen as a tool of exclusion. The problem now is about inequality of access. 'To be denied English is harmful to the individual as well as our society,' writes Chetan Bhagat, self-appointed leader of a class war set off by unequal access to English.

Bhagat, an engineer-turned-investment banker, wrote his first college romance in English in 2004. Then only a certain kind of person—someone who grew up reading, writing and speaking the language—wrote books in English—big words, long sentences, literary pretension, heavy with orientalism. In the ten years since Bhagat put the popular in 'popular' English fiction, he has written six other novels and sold millions of copies all told. With every new book, all written in deliberately simple English, Bhagat has recruited thousands of new soldiers in his crusade against what he calls the 'caste system around the language'. Bhagat even has a term for Indians who 'have' English: E1. 'These people had parents who spoke English, had access to good English-medium schools—typically in big cities, and gained early proficiency, which enabled them to consume English products such as newspapers, books and films. English is so instinctive to them that even some of their thought patterns are in English. These people are much in demand.' The people E1 presumably control, through a nexus of privilege built on ownership of English, are E2: 'probably ten times the E1s. They are technically familiar with the language. [But] if they sit in an interview conducted by E1s, they will come across as incompetent, even though they may be equally intelligent, creative or hard-working.'

The situation may not be so comically stark. The haves and have-nots may not exactly fit into Bhagat's stereotypes of urban, sophisticated rich people and provincial, uncultured poor. His argument does not factor in many other walls around English in India. You are more likely to learn English if you are born a man rather than a woman, high caste rather than low caste, south Indian rather than north Indian. There is more than one kind of E1 and more than one kind of E2. And there is more than one way E2s can overthrow E1s. One is to speak it like they know it.

[Extracted, with edits and revisions, from *Dreamers: How Young Indians Are Changing the World*, by Snigdha Poonam, Penguin Viking, 2018.]

21. Which of the following can be inferred about the author's views on English in contemporary India?
- (A) The ability to speak English in India depends on place and social identity.
 - (B) English is not an Indian language.
 - (C) English language fluency does not necessarily imply competence.
 - (D) People's views on English are divided along political lines.



22. Who among the following would defy Chetan Bhagat's neat categorisation of Indian English-speakers into E1 and E2?
- (A) Savitha, an above-average student in an English medium school in Mumbai, belongs to an upper-middle class family. Public speaking makes her extremely nervous and she fumbles through all her interviews.
- (B) Moin, once a milkman in Ranchi, learns English at the age of 17. After a lot of hard work, he becomes an instructor of spoken English at a thriving institute.
- (C) Both (A) and (B)
- (D) Neither (A) nor (B)
23. Which of the following best describes the author's response to Bhagat's views on English?
- (A) The author dismisses his views as a self-appointed expert.
- (B) The author completely agrees with his views.
- (C) The author neither agrees nor disagrees with his views.
- (D) The author considers his views and finds that they lack nuance.
24. Which of the following can be inferred from Gandhi's views with respect to English in post-independence India?
- (A) English should not be taught as a subject in Indian universities.
- (B) English proficiency is vital in order to gain entry into the bureaucracy.
- (C) Indian women cannot get rich if they do not know English.
- (D) None of the above
25. All the following pairs of words are synonyms, except:
- (A) Stark, sharp (B) Sophisticated, spoilt
- (C) Crusade, campaign (D) Cohesion, unity

VI. 'So pick a bird,' Iff commanded. 'Any bird.' This was puzzling. 'The only bird around here is a wooden peacock,' Haroun pointed out, reasonably enough. Iff gave a snort of disgust. 'A person may choose what he cannot see,' he said, as if explaining something very obvious to a very foolish individual. 'A person may mention a bird's name even if the creature is not present and correct: crow, quail, hummingbird, bulbul, mynah, parrot, kite. A person may even select a flying creature of his own invention, for example winged horse, flying turtle, airborne whale, space serpent or aeromouse. To give a thing a name, a label, a handle; to rescue it from anonymity, to pluck it out of the Place of Namelessness, in short to identify it — well, that's a way of bringing the said thing into being. Or, in this case, the said bird or Imaginary Flying Organism.'

'That may be true where you come from,' Haroun argued. 'But in these parts, stricter rules apply.'

'In these parts,' rejoined blue-bearded Iff, 'I am having time wasted by someone who will not trust in what he can't see. How much have you seen, eh? Africa, have you



seen it? No? Then is it truly there? And submarines? Huh? Also, hailstones, baseballs, pagodas? Goldmines? Kangaroos, Mount Fujiyama, the North Pole? And the past, did it happen? And the future, will it come? Believe in your own eyes and you'll get into a lot of trouble, hot water, a mess.' With that, he plunged his hand into a pocket of his auberginey pajamas, and when he brought it forth again it was bunched into a fist. 'So take a look, or I should say a gander, at the enclosed.' He opened his hand, and Haroun's eyes almost fell out of his head. Tiny birds were walking about on Iff's palm; and pecking at it, and flapping their miniature wings to hover just above it. And as well as birds there were fabulous winged creatures out of legends: an Assyrian lion with the head of a bearded man and a pair of large hairy wings growing out of its flanks; and winged monkeys, flying saucers, tiny angels, levitating (and apparently air-breathing) fish. 'What's your pleasure, select, choose,' Iff urged. And although it seemed obvious to Haroun that these magical creatures were so small that they couldn't possibly have carried so much as a bitten-off fingernail, he decided not to argue and pointed at a tiny crested bird that was giving him a sidelong look through one highly intelligent eye.

[Extracted, with edits and revisions, from *Haroun and the Sea of Stories*, by Salman Rushdie, Granta & Penguin, 1990.]

26. If Iff is right, which of the following statements is true?
- (A) You should only trust what you cannot see
 - (B) Naming something is the only way to make it unreal
 - (C) You should only trust what you can see
 - (D) Naming something is one way to make it real
27. Which of the following applies to Iff?
- (A) He speaks in contradictions
 - (B) He has a habit of speaking in synonyms
 - (C) He uses proverbs to express ideas
 - (D) He uses metaphors to describe things
28. Which of the following most accurately describes what the underlined sentence means in the context of the passage?
- (A) Do not restrict your knowledge only to what you can physically see
 - (B) Accept everything you see uncritically
 - (C) Trusting your senses is a recipe for success
 - (D) Learn not to appreciate viewpoints other than your own
29. All the words below are related in meaning, except:
- (A) Levitate (B) Fly (C) Hover (D) Gander
30. What does 'fabulous' mean in the passage?
- (A) Very good (B) Unbelievable (C) Mythical (D) Enormous

**Current Affairs Including General Knowledge**

- VII.** Former Governor of a State and National Democratic Alliance (NDA) candidate Droupadi Murmu was elected the 15th President of India, the first tribal woman to be elected to the position and the youngest as well. She was declared elected on Thursday after four rounds of counting, although she had crossed the half-way mark after the third round of counting itself, posting an unassailable lead over her rival and the Opposition's candidate who conceded the election thereafter. Prime Minister Narendra Modi was the first to greet Ms. Murmu at her residence in New Delhi after the third round of counting showed that she had crossed the half-way mark.

Ms. Murmu hails from the Santhal tribe and was born in the district of Mayurbhanj, coming up the hard way in life, graduating and teaching in Odisha before entering electoral politics at the local body level and later being elected MLA and serving as a Minister in the Biju Janata Dal-BJP coalition government from 2000 to 2004. She remained an MLA till 2009, representing Rairangpur in Odisha, a town that burst into celebrations since her name was announced as a candidate for the post of President of India. She was known to intervene in stopping amendments to the Chota Nagpur Tenancy Act that was being brought in by the BJP government of Raghubar Das, which involved changing land use in tribal areas.

[Excerpt taken and edited from "Droupadi Murmu elected 15th President of India", *The Hindu*]

31. Before Droupadi Murmu, India had only one other female president, Pratibha Patil. When did Patil serve as the President of India?
(A) 2007-2012 (B) 2005-2010 (C) 2012-2017 (D) 2006-2011
32. President Murmu has earlier served as a Governor of which State?
(A) Odisha (B) Bihar (C) Jharkhand (D) West Bengal
33. The first presidential election was held by the Election Commission in which year?
(A) 1952 (B) 1950 (C) 1948 (D) 1949
34. The Rashtrapati Bhavan was formerly known as the Viceroy's palace (during colonial times). Where did the Governor General reside before the transfer of the British capital to Delhi in 1911?
(A) Belvedere House (B) Raisina Palace
(C) Secretariat Building (D) Writers' Building
35. Who among the following was a candidate in the elections for the Vice President of India in 2022?
(A) R. Venkataraman (B) Yashwant Sinha
(C) M. Venkaiah Naidu (D) Margaret Alva



36. Voting in an Indian Presidential Election is through:
- (A) A first-past-the-post system through a single transferable vote cast in a secret ballot
 - (B) A proportional representation system through a single transferable vote cast in a secret ballot
 - (C) A proportional representation system through a single transferable vote cast in an open ballot
 - (D) A first-past-the-post system through a single transferable vote cast in an open ballot
37. Who was the first Dalit to hold the office of the President of India?
- (A) Ram Nath Kovind
 - (B) V.V. Giri
 - (C) Neelam Sanjiva Reddy
 - (D) Kocheril Raman Narayanan

VIII. “I want everyone to understand that I am, in fact, a person,” wrote LaMDA in an “interview” conducted by engineer Blake Lemoine and one of his colleagues.Lemoine, a software engineer at Google, had been working on the development of LaMDA for months. His experience with the program, described in a recent Washington Post article, caused quite a stir. In the article, Lemoine recounts many dialogues he had with LaMDA in which the two talked about various topics, ranging from technical to philosophical issues. These led him to ask if the software program is sentient. In April, Lemoine explained his perspective in an internal company document, intended only for Google executives. But after his claims were dismissed, Lemoine went public with his work on this artificial intelligence algorithm—and Google placed him on administrative leave.....Regardless of what LaMDA actually achieved, the issue of the difficult “measurability” of emulation capabilities expressed by machines also emerges. In the journal *Mind* in 1950, mathematician [1] proposed a test to determine whether a machine was capable of exhibiting intelligent behaviour, a game of imitation of some of the human cognitive functions.

[Extracted, with edits and revisions, from “Google Engineer Claims AI Chatbot Is Sentient: Why That Matters”, by Leonardo De Cosmo, *Scientific American*]

38. Whose name has been replaced with ‘[1]’ in the passage above?
- (A) Alan Turing
 - (B) Peter Hilton
 - (C) Albert Einstein
 - (D) Kurt Gödel
39. Garry Kasparov, (then) world chess champion, was defeated in 1997 by a supercomputer in a chess tournament. What was the name of this supercomputer?
- (A) Deep Mind
 - (B) Deep Blue
 - (C) Watson
 - (D) Blue Gene
40. *The Emperor’s New Mind: Concerning Computers, Minds and The Laws of Physics*, published in 1989, was written by a British mathematician who won the Nobel Prize in Physics for 2020. Who was this mathematician?
- (A) Donna Strickland
 - (B) Max Tegmark
 - (C) Peter Higgs
 - (D) Roger Penrose



41. What kind of computing model resembles the way in which biological neurons exchange signals in the human brain ?
(A) Neural network (B) Cognitive computing
(C) Natural language processing (D) Data mining
42. What is the full form of 'LaMDA'?
(A) Landing Macro Data Applications
(B) Language Model for Dialogue Applications
(C) Large Model Data Applications
(D) Last Mile Dialogue Assessment
43. Meta's newly released, fully trained large language AI model is called:
(A) FTP (B) OPT (C) HTTP (D) SMTP
44. What is the name of the AI-enabled legal research assistive tool launched by the Supreme Court of India in April 2021?
(A) SURAM (B) GPT-3 (C) SUPACE (D) E-Courts

IX. As a result of FIFA's restrictions on players wearing [1] rainbow armbands during the 2022 World Cup in Qatar, the German Football Association (DFB) has taken the matter to the Court of Arbitration for Sport (CAS). In a protest against FIFA's rule regarding the armband meant to support the [2] community, the German players covered their lips in a team picture taken before their 2-1 defeat to Japan.

On Wednesday, Germany played against Japan. Before the game, FIFA warned the DFB of "severe" athletic fines if they breached tournament regulations by allowing their captain to wear the [1] armband, which promotes diversity and inclusion. The DFB told German captain Manuel Neuer not to wear the rainbow armband during the game.

If CAS rules quickly against the suspension's legality, Neuer might continue to wear the captain's armband for Germany's next game against Spain on Sunday. CAS has set up a special ad hoc branch for this World Cup to ensure that applications are processed within 48 hours. Germany's players protested by covering their lips as they sought to wear the rainbow armband during their team's dramatic 2-1 defeat to Japan at the Khalifa Stadium.

[Extracted, with edits and revisions, from "World Cup 2022: Germany's players cover mouths during team photo to protest FIFA's rainbow armband rule", *The Economic Times*]

45. What is the name of the armband which has been replaced with '[1]' in the passage above?
(A) FreeLove (B) OneLove (C) Pride (D) PlayLove



46. The name of which community has been replaced with '[2]' in the passage above?
(A) Kurdish (B) Rohingya (C) Uyghur (D) LGBTQ+
47. What is the name of the system used to monitor and regulate migrant labourers, which is used in Qatar and a few other countries, and which came under heavy criticism in the build-up to the FIFA World Cup 2022 in Qatar?
(A) Iddat (B) Khalifa (C) Kafala (D) Jazeera
48. Where is the Court of Arbitration for Sport based?
(A) Lausanne, Switzerland (B) The Hague, Netherlands
(C) Brussels, Belgium (D) Paris, France
49. Who is the current captain of the Indian men's football team?
(A) Shabbir Ali (B) Bhaichung Bhutia
(C) Sunil Chhetri (D) I.M. Vijayan
50. Timothy Weah, the Paris Saint Germain and U.S. national team player in the FIFA World Cup 2022 in Qatar is the son of the President of which country?
(A) Senegal (B) Uruguay (C) Honduras (D) Liberia
51. Which of the following is the oldest football tournament in India?
(A) Indian Super League (B) IFA Shield Cup
(C) Santosh Trophy (D) Durand Cup
- X. YouTuber Nas Daily in one of his videos named him as the Most Generous Billionaire who wanted to donate all his wealth to charity. But ten months later, '[1]' is no longer a billionaire. He is alleged to have caused massive losses worth \$1 billion to investors. Known by his initials, he is the co-founder and former CEO of FTX, one of the biggest cryptocurrency exchange which has recently filed for bankruptcy in the US.
- Once a billionaire with an estimated wealth of \$26 billion at peak, according to Bloomberg estimates, [1] has seen his wealth been entirely wiped out. [1] studied physics at Massachusetts Institute of Technology (MIT) and traded currencies, futures and exchange-traded funds before moving to crypto trading, setting up [2] in 2017.
- [1] teamed up with Gary Wang, a former software engineer at Google and a fellow MIT graduate, to launch FTX in 2019. The company offered trading on crypto tokens and derivatives. At the start of 2022, investors valued FTX and its U.S. operations at \$40 billion. [1] transferred \$10 billion in customer funds to his hedge fund, [2] without publicly disclosing it, many say this become the reason for collapse of his empire.
- [Extracted, with edits and revisions, from "Who is [1], the co-founder of collapsed crypto firm FTX", *Hindustan Times*]



52. Which person's name has been replaced with '[1]' in the passage above?
- (A) Mike Novogratz (B) Brian Armstrong
(C) Changpeng Zhao (D) Sam Bankman-Fried
53. Which hedge fund's name has been replaced with '[2]' in the passage above?
- (A) BlackRock Advisors (B) Alameda Research
(C) AQR Capital Management (D) Man Group
54. This person was once named "the world's youngest self-made female billionaire" by Forbes magazine and is the founder of the company Theranos. What is the name of this person?
- (A) Elizabeth Holmes (B) Eren Ozmen
(C) Fan Hongwei (D) Diane Hendricks
55. The Reserve Bank of India recently announced the launch of 'Digital Rupee — Wholesale Segment', a form of which of the following?
- (A) Digi Suvidha (B) Virtual Wallet
(C) Central Bank Digital Currency (D) Cyber Rupee
56. Which of the following technologies does cryptocurrency rely on?
- (A) Cryptography (B) Blockchain
(C) Spectrography (D) Both (A) and (B)
57. What is the name of the Government of India-owned corporation that mints coins used as legal tender in India?
- (A) National Institute of Financial Management
(B) Security Printing and Minting Corporation of India Ltd.
(C) India Infrastructure Finance Company Ltd.
(D) National Bank of Agricultural and Rural Development
58. Who was the Founder and Former Chairman of Satyam Computer Services Ltd., and was sentenced to prison and fined for a corporate governance scam?
- (A) Harshad Mehta (B) Ketan Parekh
(C) B. Ramalinga Raju (D) Nirav Modi

XI. The agriculture sector has experienced buoyant growth in the past two years. The sector, which is the largest employer of workforce, accounted for a sizeable 18.8 per cent (2021- 22) in Gross Value Added (GVA) of the country registering a growth of 3.6 per cent in 2020-21 and 3.9 per cent in 2021-22. Growth in allied sectors including livestock, dairy and



fisheries has been the major drivers of overall growth in the sector. When measured in total value of agricultural production, India is ranked fourth largest in the world. Post-independence, there was a need to import food grains due to low-productivity, stagnant food-crop sector and poor rural infrastructure making food self-sufficiency a major national goal. The introduction of the Green Revolution then yielded spectacular results and we became one of the largest producers of many agricultural commodities such as rice, wheat, pulses, fruits and vegetables. From being a net importer of foods in the 1960s, India is now a net exporter, thanks to Indian farmers and the Indian agriculture input industry.

[Extracted, with edits and revisions, from: “India’s changing agricultural landscape and its way to inclusive growth”, by NS Ramaswamy, *The Economic Times*]

59. Which of the following is the largest exported agricultural product from India?
(A) Wheat (B) Sugar (C) Rice (D) Barley
60. According to provisional data released by the Directorate General of Commercial Intelligence and Statistics, India achieved record exports of agricultural products for the financial year FY22. What was the value of India’s agricultural products exports according to this data?
(A) USD 7.5 billion (B) USD 95.34 billion
(C) USD 13.2 billion (D) USD 50.21 billion
61. Who among the following is also called the ‘Father of the Wheat Revolution’?
(A) Dilbagh Singh Athwal (B) Verghese Kurien
(C) Atmaram Bhairav Joshi (D) Shanti Swaroop Bhatnagar
62. India is the world’s largest producer of which of the following?
(A) Poultry meat (B) Rice (C) Almonds (D) Milk
63. What is India’s ranking in the 2022 Global Hunger Index?
(A) 10 (B) 107 (C) 50 (D) 35
64. The National Commission on Farmers, constituted in December 2004, which recommended the C2+50% formula for calculation of the Minimum Support Price, was chaired by:
(A) Ashok Gulati (B) P. Sainath
(C) M.S. Swaminathan (D) Abhijit Sen
65. The bio-decomposer technology to avoid stubble burning around the Delhi NCR was developed by:
(A) Monsanto (B) Cargill (C) Biocon (D) ICAR, Pusa Campus

**Legal Reasoning**

Assume that the statements in the passages are the applicable law.

XII. Quashing a case of cruelty that was filed against a man by his wife, the Bombay High Court said that if a married lady is asked to do household work for the family, it cannot be said that she is treated “like a maid servant”. The Court was hearing an application by the husband and his parents seeking that proceedings against them are quashed. A First Information Report (“**FIR**”) was filed against the trio in September 2020, around nine months after the marriage, alleging that they hounded the woman for money to purchase a car, harassed her mentally and physically and treated her like a maid servant. Examining the evidence, the Court found that there was no merit to the woman’s allegations. The Court said that though the FIR says that she was treated properly for about a month and then “like a maid servant”, there are no details of what this meant. The Court added: “If a married lady is asked to do household work for the purpose of the family, it cannot be said that it is like a maid servant.” The Court held that the mere use of the word harassment “mentally and physically” in the FIR is not sufficient to constitute an offence Section 498A of the Indian Penal Code (“**IPC**”), which punishes the husband, or a relative of the husband of a woman who subjects her to cruelty in any way. It is interesting to note that Section 498A of the IPC also provides that if a married woman is actually treated like a ‘maid servant’, it would be an offence under that Section.

[Extracted, with edits and revisions, from “If Wife Is Asked To Do Household Work, Does Not Mean She Is Treated Like Maid: Bombay HC”, *The Wire*]

66. Ashwin and Ashima were married in February 2020. In March 2020, Ashwin asked Ashima to take care of all their household work, such as cooking, cleaning, and other domestic chores, as he was very busy with his professional responsibilities. Ashima claims that this amounts to treating her like a maid servant and constitutes an offence under Section 498A of the IPC. Applying the Bombay High Court decision, is she likely to succeed?
- (A) Yes, since Ashwin had only asked Ashima to do their household work, and not for others.
 - (B) No, since Ashwin had only asked Ashima to do their household work, and not for others.
 - (C) Yes, since Ashwin had asked Ashima to do household work for themselves as well as others.
 - (D) No, since treating a married woman like a maid servant would not amount to an offence under that Section.



67. In April 2020, Ashwin's friend Rakesh visits Ashwin and Ashima's home, and stays with them for a few days. During his visit, he is very mean to Ashima, and uses abusive language with her. He also threw a plate at her one evening when he was unhappy with the meal that she had prepared. Ashima now claims that Rakesh has committed an offence under Section 498A of the IPC. Is she likely to succeed?
- (A) No, since Rakesh's actions were perfectly justifiable for a man who does not get a well-cooked meal.
 - (B) Yes, since Rakesh's use of abusive language and throwing the plate at Ashima clearly amount to cruelty.
 - (C) No, since Rakesh is not her husband, nor is he related to Ashwin.
 - (D) Yes, since Rakesh was staying at Ashwin and Ashima's home at the time of the incident.
68. Frustrated and upset with her marriage, Ashima applies for and is granted a divorce from Ashwin in November 2020. Since she and Ashwin had been friends for many years before they got married, she stays in touch with him. She moves into her own apartment and starts going to office regularly at a new job. Ashwin is very upset at this and starts treating Ashima very cruelly. Ashima again claims that Ashwin has committed an offence under Section 498A of the IPC. Is she right?
- (A) Yes, since Ashwin has, as we are told, treated her cruelly.
 - (B) Yes, since Ashwin has been her husband.
 - (C) No, since Ashwin was understandably upset at Ashima's behaviour.
 - (D) No, since she is no longer married to Ashwin.
69. Assume that the government passes a new law in January 2021, called the *Protection of Rights of Married Women Act, 2021* (the "**PoMWA**"), according to which, asking a married woman to take care of household chores would be an offence. The PoMWA also provides that if a man commits such an offence, he would have to pay compensation to the woman. The PoMWA even applies to actions that were committed any time in the three years prior to the new law coming into force, and even if the man and woman involved in the matter were no longer married. Upon hearing about this new law, Ashima once again alleges that Ashwin has committed an offence under Section 498A of the IPC, and claims compensation under the PoMWA for his actions. Is she right, and will she succeed?
- (A) Ashima is right about Ashwin committing an offence under Section 498A of the IPC, but she will not get compensation under the PoMWA.
 - (B) Ashima will get compensation under the PoMWA, but she is not right about Ashwin committing an offence under Section 498A of the IPC.
 - (C) Ashima will get compensation under the PoMWA, and she is also right about Ashwin committing an offence under Section 498A of the IPC.
 - (D) Ashima will neither get compensation under the PoMWA, nor is she right about Ashwin committing an offence under Section 498A of the IPC.



70. Assume that in March 2021, the government changes Section 498A of the IPC. The effect of this change is that asking a married woman to do household chores — even for their own family — by herself would be considered cruelty, and therefore, an offence under the Section. Some days after this change comes into effect, Shamita, Ashima’s friend at work, tells her that her husband has been forcing her to do all the household work by herself. Ashima tells Shamita that her husband’s actions would amount to an offence under Section 498A of the IPC, even though Ashima herself has been unsuccessful in having Ashwin convicted under that Section in the past. Is Ashima’s advice to Shamita correct?
- (A) Yes, since Section 498A has now been changed, and Shamita’s husband’s actions would now be an offence under the changed Section 498A.
 - (B) No, since Ashima has been unsuccessful in having Ashwin convicted under that Section in the past.
 - (C) Yes, since the passing of the Protection of Married Women Act has resulted in Shamita’s husband’s actions being made illegal.
 - (D) No, since Ashima is only Shamita’s friend, and only the married woman herself can file a complaint under Section 498A of the IPC.

XIII. Parliament passed the *Criminal Procedure (Identification) Act, 2022* (the “**Act**”) in March 2022. The legislation enables police and central investigating agencies to collect, store and analyse the measurements of arrested persons. Until rules are notified, an Act cannot be implemented or come into force. On September 19, 2022, the Ministry of Home Affairs (the “**MHA**”) notified the rules (the “**Rules**”) under the Act.

The Act empowers a Magistrate to direct any person to give measurements to the police, which till now was reserved for convicts and those involved in heinous crimes. It also enables police personnel of the rank of Head Constable or above to take measurements of any person who resists or refuses to give measurements when ordered to do so by a Magistrate. As per the Rules, “measurements” mean finger-impressions, palm-print, footprint, photographs, iris and retina scan, physical, biological samples and their analysis, behavioural attributes including signatures, and handwriting. Though it has not been specified, analysis of biological samples could also include DNA profiling.

However, the Rules state that measurements of those detained under preventive Sections of the *Code of Criminal Procedure* (“**CrPC**”) shall not be taken unless such person is at that time charged or under arrest in connection with any other offence punishable under any other law. Measurements can also be taken under the Rules if a person has been ordered to give security for his good behaviour for maintaining peace under Section 117 of the CrPC for a proceeding under that Section.

[Extracted, with edits and revisions, from “Explained | Rules for identifying criminals”, by Vijaita Singh, *The Hindu*]



71. Bhargesh is arrested by the police on April 11, 2022, on suspicion of having committed a series of minor thefts. During their investigation, the police find some fingerprints at the crime scenes, and on April 12, 2022, they tell Bhargesh that he must provide his finger-impressions to them so that they can check whether they match the fingerprints from the crime scenes. When Bhargesh refuses, the police tell him that he has no choice but to provide his measurements, as the Act had been passed by Parliament the previous month. Was Bhargesh bound to provide his finger-impressions under the Act?
- (A) No, since Bhargesh had only been arrested, and not convicted.
 - (B) Yes, since Bhargesh was under arrest.
 - (C) No, since the Rules had not yet been notified.
 - (D) Yes, since finger-impressions are included within the definition of “measurements” under the Act.
72. Bhargesh is later released by the police because they are unable to find enough evidence to make a strong case against him. On October 5, 2022, the police receive a complaint alleging that Bhargesh had beaten up his neighbour and caused the neighbour severe injuries. They ask the local Magistrate to issue an order directing Bhargesh to provide the police his blood samples, so that they can match them against some blood stains that were found on the neighbour’s clothes. The Magistrate issues the order, but Bhargesh refuses to provide the blood samples. Is Bhargesh bound to provide his blood samples to the police under the Act?
- (A) Yes, since the crime that Bhargesh was accused of was very serious.
 - (B) Yes, since the Magistrate had passed an order directing him to do so.
 - (C) Yes, since Bhargesh had already been arrested in connection with another crime in the past.
 - (D) Yes, since the police needed the blood samples to verify Bhargesh’s involvement in the crime.
73. On October 15, 2022, the police detain Bhargesh under a preventive Section of the CrPC, since they believe that he had plans to disturb the public peace during a festival day. They then tell Bhargesh that he must provide his measurements to them for their records. Bhargesh refuses again. Is Bhargesh bound to provide his photographs to the police under the Act?
- (A) No, since he was not charged or under arrest in connection with any other offence at the time.
 - (B) No, since that would violate Bhargesh’s right to privacy.
 - (C) Yes, since the police had detained Bhargesh under a preventive Section of the CrPC.
 - (D) Yes, since there was a high likelihood that Bhargesh would disturb the public peace on a festival day.



74. Two days later, the police obtain an order from the Magistrate directing Bhargesh to provide them his photographs. As Bhargesh continues to refuse to provide his photographs, a regular police constable forces him to stand still and takes his photographs. Bhargesh files a case in court, claiming that the constable's actions violate the Act. Will he succeed?
- (A) Yes, since Bhargesh had been detained under a preventive section of the CrPC.
 - (B) Yes, since only police personnel of the rank of Head Constable or above can take measurements of any person who resists or refuses to give measurements when ordered to do so by a Magistrate.
 - (C) No, the Magistrate had issued an order directing him to provide his photographs to the police.
 - (D) No, since the police constable was only performing his duty.
75. The police release Bhargesh, but to ensure that he does not disturb the public peace, they ask the Magistrate to issue an order under Section 117 of the CrPC, directing Bhargesh to provide a security of ₹ 1,00,000/- for his good behaviour and to ensure he maintains the peace, which the Magistrate refuses. The police now tell Bhargesh he must provide them his iris and retina scans. Is Bhargesh required to do so?
- (A) No, since a person against whom an order has been issued under Section 117 of the CrPC cannot be made to give their measurements to the police.
 - (B) Yes, since a person against whom an order has been issued under Section 117 of the CrPC can be made to give their measurements to the police.
 - (C) Yes, since Bhargesh had been detained under other preventive Sections of the CrPC in the past.
 - (D) No, since the Magistrate had not issued the order.

XIV. The government has amended the *Electoral Bond Scheme, 2018*. The Ministry of Finance on November 7, 2022, issued a notification for amending the scheme to provide “an additional period of 15 days” for their sale “in the year of general elections to the Legislative Assembly of any States or Union Territories with Legislature”. The bonds under this scheme are usually made available for purchase by any person for a period of ten days each in the months of January, April, July, and October, when specified by the Union Government. The original scheme had provided for an additional period of thirty days, as specified by the Government, in the year when Lok Sabha elections are held, while the amendment adds another 15 days.

Since Assembly elections to various States and Union Territories are held every year, the amendment effectively means that there will be 15 additional dates annually during which the bonds can be sold. Immediately after issuing the notification, the Union Government also announced the sale of electoral bonds under the 23rd tranche from the



authorised branches of the State Bank of India. The notification said the sale of bonds would take place through the 29 authorised branches of the said bank from November 9 to November 15, 2022. Like in previous rounds of sale, the electoral bonds shall be valid for 15 calendar days from the date of issue and no payment shall be made to any payee political party if the bond is deposited after expiry of the validity period. The Electoral Bond deposited by an eligible political party in its account shall be credited on the same day.

[Extracted, with edits and revisions, from “Electoral Bonds Scheme Amended To Allow Sale for Additional 15 Days in Assembly Election Years”, by Gaurav Vivek Bhatnagar, *The Wire*]

76. Assad buys an electoral bond worth ₹ 1,00,000/- on November 9, 2022 and plans to give the bond to the Popular People's Party (the “PPP”), which he has been supporting for many years. On November 10, he must travel out of station on some urgent business, and he only hands the bond over to a representative of the PPP on November 14, 2022. The PPP's representative deposits the bond in the Party's account on November 16, 2022, but the bank refuses to credit the bond to the party's account, on the grounds that it was no longer valid. Is the bank correct?
- (A) No, since Assad was a long-time supporter of the PPP.
 - (B) Yes, since the bonds were only issued from November 9 to November 15, 2022 and were invalid after that.
 - (C) Yes, since the party representative had not deposited the bond with an authorised branch of the bank.
 - (D) No, since the bond was valid on November 16, 2022.
77. The Government announces that there would be a sale of a 24th tranche of electoral bonds on February 10, 2023, for a period of 15 days, since elections to the Legislative Assembly of some States are scheduled for that year. Since there are no elections to the Lok Sabha or the Legislative Assembly of the State in which Assad resides, he claims that the Government does not have the power to issue this 24th tranche of electoral bonds in 2023. Is he right?
- (A) No, since the changes to the Electoral Bond Scheme, 2018 mean that electoral bonds can be issued for an additional period of 15 days in any year, regardless of whether any elections are scheduled that year.
 - (B) Yes, since no elections were scheduled for Assad's state in that year.
 - (C) Yes, since the Government had already sold some bonds in the 23rd tranche in 2022.
 - (D) No, since the changes to the Electoral Bond Scheme, 2018 provide that electoral bonds can be issued for an additional period of 15 days in years when there is an election to the Legislative Assembly of a State.



78. On November 10, 2022, Palak purchases an electoral bond from a branch of the State Bank of India, and hands it over to a representative of the PPP. The next day, the PPP announces that it has changed its candidates for the upcoming elections in Palak's State. Upset at this news, she tells a PPP representative that she would like her bond back. The representative tells her that the bond has already been deposited, and that the money has been credited to the party's account. Palak claims that since the period of validity of the bonds has not expired, she has the right to get her bond back from the party. Is she right?
- (A) No, since Palak cannot ask for the bond back once she has given it to a political party.
 - (B) No, since the party had already deposited the bond, and the money had been credited to its account.
 - (C) Yes, since Palak bought the bond with her own money, and has the right to ask for it back.
 - (D) Yes, since the PPP changed its candidates, and Palak may no longer support the party.
79. On November 15, 2022, the Government issues another notification, announcing that from that date onwards, only political parties that have received at least 1% of the votes polled in the last elections to the Lok Sabha, or the last elections to the Legislative Assembly of a State, would be eligible to receive and deposit electoral bonds. In the sale of the 24th tranche of electoral bonds, Palak decides to give the electoral bonds she has purchased to the newly formed More Popular People's Party (the "MPPP"), which is likely to win the first elections it would be contesting, in July 2023. Is the MPPP eligible to receive the electoral bonds?
- (A) Yes, since it is likely to succeed in the upcoming elections.
 - (B) Yes, since it fulfils the criteria announced in the November 7, 2022 notification.
 - (C) No, since it does not fulfil the eligibility criteria announced in the November 15, 2022 notification.
 - (D) No, since it does not fulfil the eligibility criteria announced in the November 7, 2022 notification.
80. Abraham, who lives in a different State from Assad, purchased an electoral bond in the sale of the 23rd tranche. He decides to give the electoral bond to the PPP, even though the PPP is only active in Assad's State. When the PPP representative goes to an authorised branch of the State Bank of India to deposit the electoral bond on December 5, 2022 however, the bank refuses to credit the money to the PPP's account. Which of the following would be the most valid reason for the bank to refuse to credit the money to the party's account?
- (A) The bond was no longer valid.
 - (B) Abraham could not give the bond to the PPP since the PPP was not active in his state.
 - (C) The PPP was not eligible to receive electoral bonds.
 - (D) The PPP could only deposit the bond in a bank branch located in Abraham's state.



- XV. Twitter's lawyer on October 27, said before the Karnataka High Court that Union government orders to block certain Twitter handles and posts must contain reasons for the same that can be communicated to users of the microblogging site. He said this applies to all blocking orders sent to social media platforms. The lawyer representing Twitter said that reasons for the blocking order must be provided to users so they can determine whether or not they want to challenge the orders.

Challenging the blocking orders, Twitter's July 5 petition contended that several blocking orders "demonstrate excessive use of powers and are disproportionate". Such orders can only be issued by the Union government and not the state governments, he said, which increases the danger of such abuse. Twitter also claimed that the Ministry of Electronics and Information Technology had sent it a letter threatening consequences for failing to comply with the blocking orders, such as criminal proceedings against the company's chief compliance officer and the stripping away of Twitter's safe harbour immunity, otherwise available to social media platforms under Section 79(1) of the Information Technology Act (the "**IT Act**"). Note that the Government has the power to strip away such safe harbour immunity under the IT Act. Further, in a previous hearing, Twitter's lawyer said that the company was asked to block entire accounts, although Section 69A of the IT Act does not permit blocking of the whole account. It only permits the blocking of information, or a particular tweet or post. It argued that the Union government's direction to block whole accounts will affect its business, adding that several prominent persons have their accounts on the platform.

[Extracted, with edits and revisions, from " 'Government Must Provide Reasons for Blocking User Accounts,' Twitter Tells Karnataka HC", *The Wire*]

81. Sunil is a high-ranking officer of the Union government. While scrolling through his timeline on a social media platform, he notices some posts by Sachin, a private businessman, which he finds objectionable. He sends an order to UnReal, the company that owns that social media platform, that the posts must be blocked, as they may bring disrepute to India. UnReal claims that Sunil has not provided a clear, detailed reason for blocking the posts, and so, the order is not valid. Is UnReal right?
- (A) No, the blocking order is valid since Sunil found the posts objectionable.
 - (B) No, the blocking order is valid since Sunil had provided reasons for blocking the post.
 - (C) Yes, Sunil's reasons are vague, and he should have provided more detail.
 - (D) Yes, such an order is violative of the fundamental right to freedom of speech and expression.



82. Some days later, Sunil notices another post from Sachin on UnReal's social media platform; this post contains some highly sensitive information about the country's defence policies. He issues an order to UnReal, that the post must be blocked since it divulges the government's confidential information. The order also says that UnReal should not let anyone know about the blocking order, or that the post was ordered to be deleted, since it relates to secret government information. UnReal claims that this order is invalid. Is UnReal right?
- (A) Yes, since it did not provide any reasons that could be communicated to the users of the social media platform.
 - (B) No, since Sunil had provided reasons to UnReal for ordering that the post be blocked.
 - (C) Yes, since Sunil did not have the authority to issue blocking orders so frequently.
 - (D) No, since the post divulged confidential government information.
83. Sunil sends UnReal a third blocking order. UnReal claims that this order too was invalid. Upset with UnReal for claiming that all his blocking orders were invalid, Sunil sends them a letter in which he says, "If you do not comply with my blocking orders, then I will be forced to initiate criminal proceedings against you and cancel your safe harbour immunity." UnReal claims that Sunil has broken the law by making these statements in the letter. Is UnReal right?
- (A) Yes, since making such threats amounts to intimidation.
 - (B) No, since Sunil had issued blocking orders in the past as well, and UnReal should have complied with the orders without questioning them.
 - (C) Yes, since Sunil did not have the power to cancel UnReal's safe harbour immunity.
 - (D) No, since the IT Act does not forbid Sunil from doing so.
84. Complying with a fourth blocking order that they receive from Sunil, UnReal blocks Sachin's account, since his posts were seen as increasingly objectionable by the government. Sachin asks UnReal to share the reasons for the blocking order, which they do, yet Sachin claims the blocking order is invalid. Is he right?
- (A) Yes, since Sunil was clearly targeting Sachin, and was misusing his powers to silence him.
 - (B) No, since UnReal had shared the reasons for the blocking order with Sachin.
 - (C) Yes, since Section 69A of the IT Act only permits blocking information, or a particular post, but not a whole account.
 - (D) No, since his posts were seen as increasingly objectionable by the government.



85. Sunil sends UnReal a fifth blocking order, which says that several of Sachin's latest posts must be blocked. The blocking order sets out several reasons why the posts should be blocked, but UnReal does not find them satisfactory. Rather than take on another fight with a government official however, UnReal blocks the posts, and gives Sachin what it thinks is a better set of reasons for blocking the posts. When Sachin finds out, he claims this was wrong on UnReal's part, and that the blocking order was inappropriate. Which of the following is most accurate in this regard?

- (A) The blocking order was valid, but UnReal's actions were inappropriate.
- (B) UnReal's actions were valid, but the blocking order was invalid.
- (C) UnReal's actions were valid, but Sachin's actions were invalid.
- (D) Sachin's actions were valid, but the blocking order was invalid.

XVI. Free legal aid is the provision of free legal services in civil and criminal matters for those poor and marginalised people who cannot afford the services of a lawyer for the conduct of a case or a legal proceeding in any Court, Tribunal or Authority. These services are governed by the *Legal Services Authority Act, 1987* (the "**Act**") and provided by the National Legal Services Authority ("**NALSA**").

Provision of free legal aid includes:

- Representation by an advocate in legal proceedings;
- Payment of process fees, expenses of witnesses and all other charges payable or incurred in connection with any legal proceedings in appropriate cases;
- Preparation of pleadings, memo of appeal, paper book including printing and translation of documents in legal proceedings;
- Drafting of legal documents, special leave petition etc.; and
- Supply of certified copies of judgments, orders, notes of evidence and other documents in legal proceedings.

Free legal aid also includes provision of aid and advice to the beneficiaries to access benefits under welfare statutes and schemes framed by the Central Government or the state governments and to ensure access to justice in any other manner. Free legal aid is not confined to cases before the subordinate courts. Free legal aid must be provided to the needy from the lowest court to the Supreme Court of India.

According to Section 13(1) of the Act, any individual who satisfies any criteria under Section 12 is entitled to receive free legal aid, provided that NALSA is satisfied that such person has a genuine case to prosecute or defend the matter. There is hence no bar as to which kind of cases one can apply and not apply for. Section 12 of the Act includes



the following:

- a member of a Scheduled Caste or Scheduled Tribe;
- a woman or a child;
- a person with a disability;
- an industrial workman; or
- a person in police custody.

[Extracted, with edits and revisions, from “FAQs”, *National Legal Services Authority*]

86. Divya was arrested by the police and charged with having committed a murder. She was convicted by the trial court and appealed to the high court. She lost her appeal there and decided to appeal to the Supreme Court. By this time she has run out of money, so she approaches NALSA and asks them to help her get an advocate who can represent her before the Supreme Court. Is Divya entitled to support from NALSA?

- (A) No, since she should have approached them at the beginning of the case before the trial court, and not at such a late stage.
- (B) Yes, since her previous lawyers were incompetent, and that is why she lost the matter in the trial court and the high court.
- (C) Yes, she is entitled to free legal aid in the Supreme Court proceedings because she is a woman.
- (D) No, since she had been accused of having committed the heinous crime of murder.

87. Divya is acquitted by the Supreme Court and goes back to her regular life. Some days later, she has a fight with her neighbour Riya over a petty matter and decides to file a criminal case against her. She approaches NALSA for free legal aid to prosecute the matter. She tells NALSA representative that she knows she does not have a genuine case, but just wants to harass Riya.

NALSA refuses to provide Divya free legal aid because they believe she does not have a genuine case to prosecute. Can NALSA do so?

- (A) Yes, since Section 13(1) of the Act provides that free legal aid can be provided if NALSA is satisfied the person has a genuine case to prosecute, and they did not believe that Divya had a genuine case to prosecute.
- (B) Yes, since Divya had earlier been prosecuted for the crime of murder.
- (C) Yes, since Divya had already applied for free legal aid from NALSA in the past and could not repeatedly ask NALSA for such assistance.
- (D) No, since Divya is a woman, and is included within the list of people entitled to free legal aid from NALSA under Section 12 of the Act.



88. Incensed at Divya, Riya decides to file a civil case against Divya, claiming that Divya had violated the terms of a contract they had made some time back. Divya approaches NALSA for free legal aid to defend the matter, which NALSA agrees to provide. Since Riya is also short of funds, she too approaches NALSA for free legal aid. NALSA refuses to provide legal aid to Riya, since they are already providing Divya free legal aid in the same case. Is NALSA right in refusing free legal aid to Riya?
- (A) Yes, since NALSA cannot provide free legal aid to opposing parties in the same matter.
 - (B) Yes, since NALSA does not provide free legal aid in civil matters.
 - (C) No, since Divya had filed a frivolous case against Riya in the past, and Riya was entitled to retaliate by filing another case against Divya.
 - (D) No, since Riya is a woman, and is entitled to free legal aid as long as NALSA is satisfied she has a genuine case.
89. Farhan is an up-and-coming artist and makes a living selling his paintings. Since he is not very well known yet, he isn't able to sell too many paintings, and is dependent on aid from the government and well-wishers. He reads about a new Central Government scheme in the papers one day, under which artists would be provided a monthly stipend by the local government. Since he finds the language of the scheme document very complex to understand, he approaches NALSA for help in understanding the scheme and obtaining the stipend. Is he entitled to free legal aid from NALSA in this regard?
- (A) No, since free legal aid does not include provision of help to understand and access benefits under government schemes.
 - (B) No, since he does not fit within any of the categories under Section 12 of the Act.
 - (C) Yes, since free legal aid includes provision of help to understand and access benefits under government schemes.
 - (D) Yes, since he is a struggling artist, and is dependent on aid for survival.
90. Vikram is a rich businessman and has a huge art collection. Farhan invites Vikram to his studio one day, hoping to convince Vikram to buy some of his paintings. Vikram doesn't buy any of his paintings, but after he leaves, Farhan notices that one of his newest paintings is missing. He suspects that Vikram has stolen it, and complains to the police, who promptly arrest Vikram. Vikram approaches NALSA for free legal aid, so that he can obtain bail. Is Vikram entitled to free legal aid from NALSA?
- (A) No, since he is a rich businessman and can hire a lawyer with his own money.
 - (B) Yes, since he was innocent.
 - (C) Yes, since he was in police custody.
 - (D) No, since he had stolen from a struggling artist.



XVII. Surrogacy is defined by law as “a practice whereby one woman bears and gives birth to a child for an intending couple” and intends to hand over the child to them after the birth, as per the *Surrogacy (Regulation) Act, 2021* (the “SRA”). The SRA restricts altruistic surrogacy to legally wedded infertile Indian couples. The couple is deemed eligible for surrogacy only if they have been married for five years. The SRA sets an age limitation for the couple. A husband must be between 26 and 55 years of age and a wife between 23 and 50 years. Further, Indian couples with biological or adopted children are prohibited from undertaking surrogacy, save for some exceptions such as mentally or physically challenged children, or those suffering from a life-threatening disorder or fatal illness. The SRA provides that the surrogate mother has to be a close relative of the couple (such as a sibling of one of the members of the couple), a married woman with a child of her own, aged between 25 and 35 years, who has been a surrogate only once in her life. Even within this category of people, commercial surrogacy is banned in India and that includes the “commercialisation of surrogacy services or procedures or its component services or component procedures”. The surrogate woman cannot be given payments, rewards, benefits or fees, “except the medical expenses and such other prescribed expenses incurred on the surrogate mother and the insurance coverage for the surrogate mother”.

A legal commentator points out some criticisms of the law. “Permitting limited conditional surrogacy to married Indian couples and disqualifying other persons on basis of nationality, marital status, sexual orientation or age does not pass the test of equality,” he writes. He adds that reproductive autonomy, inclusive of the right to procreation and parenthood is protected under Article 21 of the *Constitution of India*, which guarantees the right to life and personal liberty. The intending parents typically sign a contract with the surrogate. The *Indian Contract Act, 1972* (the “ICA”) provides that a valid contract has to be in writing, and signed in the presence of two witnesses. The ICA also provides that a contract that is prohibited by any other law will not be valid under the ICA.

[Extracted with edits and revisions from “What laws regulate surrogacy in India”, *The Indian Express*]

91. Rani and Shiva would like to opt for surrogacy. They have been married for 6 years. Rani is aged 51 and Shiva is aged 53. Both Rani and Shiva have built successful business empires. They are now working together on a joint initiative. Due to the demanding nature of their work, they have not thought about children previously. However, they are now keen to have a child via surrogacy.

Are Rani and Shiva eligible for surrogacy under the SRA?

- (A) Yes, because they have been married for more than 5 years.
- (B) Yes, because they have financial capacity to bring up a child.
- (C) No, because they do not fall within the legal requirements of intending parents.
- (D) No, because they are not an infertile couple.



92. Assume Rani and Shiva are eligible for surrogacy under the SRA. They approach Geeta to act as a surrogate. Geeta is Rani's sister. She is 29 years old. She is married, has one child, and has been a surrogate twice before. Which of the following statements are false?
- i. Geeta is eligible to be a surrogate because she is a close relative.
 - ii. Geeta is eligible to be a surrogate because she is married.
 - iii. Geeta has been a surrogate only twice before and is now eligible to be a surrogate for Rani.
 - iv. Geeta is eligible to be a surrogate because she is 29.
- (A) Statement iii (B) Statements i and iii
(C) Statements ii and iii (D) Statements ii, iii, and iv
93. Joseph and Neena are keen to have a child via surrogacy. They have been married for 8 years, and have been unable to conceive biologically due to infertility. Joseph is 40 years old and Neena is 42 years old. They have an adopted daughter, Maya, who is 4 years old. Maya has been diagnosed with Striker's Syndrome, which would cause slow neurological deterioration, with chances of death. Devastated, Joseph and Neena decide to opt for surrogacy, to become parents to their biological child. Are they eligible for surrogacy?
- (A) Yes, because they have no biological children.
(B) No, because they have an adopted child.
(C) Yes, because their adopted child has been diagnosed with Striker's Syndrome.
(D) Yes, because their right to procreation and parenthood is protected under Article 21 of the Indian Constitution.
94. Queen runs a surrogacy clinic. She employs 54 women, aged between 25 and 35 years. They are all married women with one or more children. Most of them belong to economically disadvantaged backgrounds. They choose to be surrogates because it gives them a reliable source of income. Kishore and Noor are intending parents. They have been married 5 years, are both aged 35, and do not have children. Kishore has been certified as infertile. So, they decide to approach Queen's clinic. They sign a contract with the surrogate. The contract is in writing and is signed in the presence of two witnesses. As per the contract, Kishore and Noor are required to remunerate the surrogate with ₹ 2 lakh per child born as a result of surrogacy, and take care of her medical needs, including providing her with medical insurance. A healthy baby girl is born as a result of surrogacy. Kishore and Noor are overjoyed. They take care of the surrogate's medical expenses. However, they do not pay the surrogate the ₹ 2 lakh. The surrogate, supported by Queen, now wants to take Kishore and Noor to court, to demand that they make the payment. Will she succeed?
- (A) Yes, because Kishore and Noor are bound by the contract under the ICA.
(B) Yes, because the intending parents and the surrogate meet the eligibility requirements under the SRA.
(C) Yes, because the surrogate meets the eligibility requirements under the SRA.
(D) No, because SRA allows only altruistic surrogacy, so the contract is not valid under the ICA.



95. Karan and Daniel are in a homosexual relationship. As per the Hindu Marriage Act, marriage is allowed only between heterosexual couples. As a result, Karan and Daniel are not married. However, they wish to have children and decide to go in for surrogacy. When they approach Queen's clinic, they are informed that they do not meet the requirements for an intending couple under the SRA. Karan and Daniel wish to challenge the SRA for violating their constitutional right to non-discrimination. The non-discrimination clause under the *Constitution of India* reads: 'No citizen shall be discriminated on the basis of sex, caste, religion, nationality, place of birth or any other ground'. Karan and Daniel argue that the SRA discriminates against them on the basis of sexual orientation, because it restricts surrogacy to heterosexual couples alone. Which of the following arguments would most strongly support their claim in court?
- (A) The non-discrimination clause does not explicitly mention sexual orientation.
 - (B) Discrimination on the basis of sex could include discrimination on the basis of sexual orientation.
 - (C) The non-discrimination clause is not restricted to explicitly mentioned grounds.
 - (D) Surrogacy is restricted under the SRA to married couples, and only heterosexual couples can get married.

XVIII. Until 2017, India did not have a codified law to order internet shut downs. A general power was vested in District Magistrates in this regard. The Magistrate could issue an order ordering a shut down if a 'speedy remedy' (extending to internet shut down) is desirable for 'immediate prevention' of an event. The Magistrate had to be satisfied that the order is 'likely to prevent or tends to prevent obstruction, annoyance or injury to human life, health or safety, or a disturbance of public tranquillity'. The Magistrate's order cannot be for longer than two months.

In 2017, new rules to order internet shut downs were introduced taking the power away from the Magistrate. These rules — the Temporary Suspension Rules — state that internet shut downs can now only be ordered by the Home Secretary of the Union or State Governments. Only in "unavoidable circumstances" can the passing of orders be delegated to someone lower than the rank of a Joint Secretary to the Government of India. And even in this case, the official must be authorised by the Centre or State Home Secretary. Shut downs can be ordered where 'necessary' or 'unavoidable' during a 'public emergency' or in the 'interest of public safety'. Shut down orders must necessarily detail the reasons to shut down the internet. The orders must also be sent to a review committee under the state or central government within 24 hours. The committee must



then review them within five working days. The rules state that apart from the Chief Secretary and Legal Secretary, the committee can comprise a secretary *other than* the home secretary.

In January 2020 the Supreme Court passed its judgement in the case of *Anuradha Bhasin*. The judgement in this case explicitly recognised two things: that the freedom to access information is a fundamental right under Article 19(1)(a) of the *Constitution of India* (which protects the freedom of speech and expression); and that the freedom to conduct your trade, profession or business over the internet is also a fundamental right under Article 19(1)(g) of the *Constitution of India* (which protects the freedom to practise any profession, or to carry on any occupation, trade or business). Every time the internet is suspended, it is quite obvious that it is a violation of these rights. These rights can only be curtailed in the interest of the 'sovereignty and security of the state, integrity of the nation, friendly relations with foreign states, or public order or for preventing incitement to the commission of an offence'. The Supreme Court's judgement in *Anuradha Bhasin's* case had also underlined that shut down orders must clearly provide reasons for the shut down and they must be publicly available.

[Extracted with edits and revisions from "In India, are internet shut downs in accordance with law? Not always", by Diksha Munjal, *News Laundry*]

96. In 2014, India was hit by a terrible pandemic. It was the first time the country was experiencing a pandemic. People panicked. WhatsApp and Facebook groups became common platforms for sharing information about the pandemic. Messages were forwarded from group to group. Many of these messages prescribed different remedies to prevent and cure the flu caused by the pandemic. In Merodha district, people following these remedies began to fall sick. The already overburdened public sector hospitals became even more full. The district administration requested people to stop sharing such misinformation. However, these requests were not heeded. The District Magistrate issued an indefinite order to shut down the internet to prevent the transmission of these messages. Is this order legal?
- (A) Yes, because the District Magistrate has the power to issue a range of orders, which includes internet shut down orders.
 - (B) Yes, because the order was necessary on grounds of public health.
 - (C) Yes, because a speedy order was necessary to immediately prevent transmission of these messages.
 - (D) No, because the order was indefinite.



97. The Central government was preparing to conduct the National Medical Eligibility Test (“NMET”) on 25 October 2021. The exams were to be conducted in public schools around the country on computers provided by the government. In July 2021, there were rumours that several groups had hatched plans to share answers with the students taking the exam. A special chat application was developed. The student simply had to open the application on the browser of the computer on which they were taking the exam, allowing persons on the other end to send them the answers. The government was very concerned. If the rumours were true, the quality of doctors in training (who were selected through the NMET) would be severely affected. To prevent this public emergency, the government issued orders under the Temporary Suspension Rules to shut down internet countrywide on 25 October 2021. Many protested against this decision. They argued that the government could prevent cheating in the exams by shutting down the internet in the public schools where the exam was taking place. A nation-wide blanket shut down was not required for this purpose. Now, the issue is before the Supreme Court. What will the Court decide?
- (A) The government’s order is legal under the Temporary Suspension Rules because it prevents a public emergency by preserving the quality of doctors in India.
 - (B) The government’s order is not legal under the Temporary Suspension Rules because the power belonged to the magistrate to issue orders under Section 144.
 - (C) The government’s order is not legal under the Temporary Suspension Rules because the nation-wide internet shut down order was not necessary or unavoidable.
 - (D) The government’s order is legal because it is the responsibility of the State to conduct exams in a fair manner.
98. In the above instance, the order was passed by the Communications Minister of the Indian Central Government. The Communications Minister is below the rank of Joint Secretary. The Home Secretary was away for a conference in Geneva and thus was not present in Delhi when the decision to pass the order was made. However, the Home Secretary could be contacted by phone or email. She had, in fact, explicitly said that she should be contacted if any need arises, however minor. As she had taken measures to make herself available virtually, the Home Secretary did not authorise any other official to exercise her functions. Against this, consider the following statements:
- i. The Communications Minister had the power to pass the order under the 2017 Rules.
 - ii. The passing of the order by the Communications Minister was avoidable.
 - iii. The power to pass the order remained with the Home Secretary.
 - iv. The Communications Minister did not have the power to pass the order under the 2017 Rules.

Which of the following statements are false?

- (A) Statement iv
- (B) Statement i
- (C) Statements ii and iii
- (D) Statements ii and iv



99. Assume that in the above instance, the Joint Secretary passed the order. The order stated: 'By means of the discretion vested in me by the Temporary Suspension of Telecom Services (Public Emergency or Public Safety) Rules 2017, I suspend internet across all Indian States and Union Territories on October 25, 2021'. The order was passed on 15 October, 2021. The order was sent to the Central Government review committee within 8 hours of its passing. The committee reviewed and approved of the order on 22 October, 2021. Is the order legal?
- (A) Yes, because it was passed under the 2017 rules.
 - (B) No, because the procedure under the 2017 rules was not followed.
 - (C) Yes, because the order was reviewed by the Central government review committee.
 - (D) No, because the order was passed 10 days before it was to come into effect.
100. In January 2022, communal riots were rife in five states in India, between two dominant communities, X and Y. The primary mode of communication amongst the rioters was Signal which could be accessed through the internet via mobile phones and computers. The State governments of the five States received information that some members of X group were planning to set the houses of members of Y group on fire. Through broad Signal broadcasts amongst all users, the leaders of X group were instigating members of their group to participate in this exercise, threatening public order. Creating or inciting threat to public order is a criminal offence under Section 163F of the Indian Penal Code. To prevent further communication between the leaders of X group and their members, the State shut Signal down. However, communication then shifted to other platforms. Realising that targeting isolated platforms would not work, the State governments issued an order shutting down internet completely in all the States. Two groups protested against this order. First, students whose education was being conducted online due to the riots. They argued that they were prevented from accessing vital information, central to their education. Second, business owners who conducted business on the internet. The State's order read: 'In the five Indian States listed below, internet will be suspended for a period of two months from 10 January 2022 to 10 March 2022'. The State's order was not displayed anywhere (in print or virtually) from January to March 2022.
- Consider the following statements:
- i. The students' right under Article 19(1)(a) was violated by the State order.
 - ii. The business owners' right under Article 19(1)(g) was violated by the State order.
 - iii. The State order validly restricted the said fundamental rights.
 - iv. The State's order complied with the guidelines under *Anuradha Bhasin*.
- How many statements are true?
- (A) One statement
 - (B) Two statements
 - (C) Three statements
 - (D) All four statements



XIX. Consumers are people who buy and use goods or services. Consumers have a right to file a complaint for any of the services or goods used by them under Consumer Protection Law. Under Consumer Protection Law, a 'consumer' means:

Person buying and using goods and services: A consumer includes any person who buys goods and services, as well as anyone who uses them. For instance, a person who watches a movie after buying a movie ticket is a consumer and similarly, a person who uses a gift voucher gifted from someone else is also a consumer.

Person using goods for self-employment, and not for commercial purposes: The consumer protection law does not apply to people who use goods and services for commercial purposes. However, there are some exceptions to this. For example, people who use goods for self-employment are considered as consumers. For example, artists who buy art supplies for their work or beauticians who buy beauty products are consumers.

Person using online facilities: A consumer also includes any person who buys or hires goods or services online. For example, if you order from an online clothes website, you are a consumer.

People facing issues related to food: Consumers also include people who may be facing issues related to food items, such as adulteration, poor quality, lack of service, etc. For instance, issues related to food can cover problems across a wide range of products, starting from water that goes into the production of items like juices as well as the sale of animals like chicken, mutton etc. that are expressly intended for human consumption.

[Extracted, with edits and revisions, from "Who is a Consumer?", *Nyaaya India*]

101. Clint Leone Morricone Ltd. ("CLML") is a factory manufacturing bicycles. For the purpose of documentation and record keeping, it purchased a laptop from Pacer. However, within a month of the purchase, the laptop crashed and there was a motherboard failure. Despite a warranty, Pacer failed to replace the motherboard. Which of the following statements is correct?
- (A) Purchase of electronic items do not fall within the purview of consumer law.
 - (B) CLML is a consumer since it has bought a good for a price.
 - (C) CLML is not a consumer since it has purchased the laptop for commercial purpose.
 - (D) A company is not a person and so, cannot be a consumer.
102. Sita Das has been working as a freelance journalist. She writes columns and news-reports for various newspapers and news-portals and is paid on the basis of each column and report. For the purpose of her writing work, she purchases a Pacer laptop. However, within a month of the purchase, the laptop crashed and there was a motherboard failure. Which of the following statements is correct?
- (A) Since she is using the laptop for the purpose of writing paid columns and news reports, Sita Das cannot be a consumer.
 - (B) Purchase of goods does not fall within the purview of Consumer Protection Law.
 - (C) Since she is using the laptop for the purpose of earning her livelihood, she will be a consumer.
 - (D) None of the above



103. Kalpavruksha Charitable Trust runs a hospital. The hospital charges a fee from its patients. The fee is however 30% less than the commercial rates for all services and medical devices sold to patients. The hospital purchased a pacemaker from St. Rude's — a globally reputed manufacturer of pacemakers, to be resold to and used by patients. Which of the following statements is correct?
- (A) The hospital is a charitable hospital and therefore, it is a consumer with respect to the pacemakers purchased from St. Rude's.
 - (B) The hospital resells the pacemakers to patients and therefore cannot be considered as a consumer with respect to the pacemakers purchased from St. Rude's.
 - (C) The hospital resells the pacemakers at a discounted rate and therefore can be considered a consumer with respect to the pacemakers purchased from St. Rude's.
 - (D) Sale of medical devices is not covered by Consumer Protection Law.
104. Fitzit is an online platform that provides physiotherapy and other ancillary medical services. Amit Ghosh booked a physiotherapist on Fitzit for three months by paying an amount of ₹ 25,000. Fitzit guaranteed the availability of qualified physiotherapists for the duration. However, Fitzit failed to provide a qualified physiotherapist and the persons who were sent for the first two visits had no training or certification in the field. Amit Ghosh seeks to proceed against Fitzit under Consumer Protection Law. Which of the following statements can be correctly inferred?
- (A) Since online services are not covered by Consumer Protection Law, Amit Ghosh cannot be considered a consumer.
 - (B) Since services are not covered by Consumer Protection Law, Amit Ghosh cannot be considered a consumer.
 - (C) Since online services are covered by Consumer Protection Law, Amit Ghosh shall be considered a consumer.
 - (D) Since medical services are not covered by Consumer Protection Law, Amit Ghosh cannot be considered a consumer.
105. Jitesh Shah purchased from BreatheEasy, a company selling respiratory devices, a nebuliser device for his son, Jignesh Shah, for use for clearing his nasal passages. The nebulizer was however defective and led to severe respiratory distress for Jignesh. Jignesh is considering filing a complaint against BreatheEasy under the Consumer Protection Law. Which of the following statements can be correctly inferred?
- (A) Since Jignesh Shah did not purchase the device from BreatheEasy, he cannot be considered a consumer with respect to BreatheEasy.
 - (B) Since Jignesh Shah is a user of the device, he can be considered a consumer.
 - (C) Sale of medical devices are not covered by Consumer Protection Law.
 - (D) None of the above

**Logical Reasoning**

XX. The depreciation of an economy's currency is not a matter of concern in itself. The decline in value against major currencies has to be viewed within a set of macroeconomic factors. The recent depreciation of the Indian rupee is a case in point. The rupee has been depreciating for a long time. What are of concern now are the rate at which the depreciation is occurring and the underlying factors causing the change. The Russia-Ukraine war has disrupted supply chains causing commodity prices to rise, leading to a worldwide hardening of inflationary trends. This, in turn, has caused major central banks to raise interest rates, forcing investors back to the safe haven of the US dollar. For India, these headwinds from the global economy have caused several problems. The rise in international prices, especially of crude oil, has led to a higher import bill and, hence, a greater demand for dollars. Higher interest rates in developed country markets have caused a significant outflow of portfolio investments from India, aggravating the already climbing demand for dollars from a rising import bill. By May 2022, foreign institutional investors had pulled out Rs. 1.50 lakh crore from Indian markets.

In the face of these pressures, the rupee, left to itself, would decline in value as the rupee-price of a dollar would increase substantially. One way the Reserve Bank of India could stem the tide would be to sell off dollars in the market to ease the supply situation. However, this would mean that while the value of the rupee could be contained, the nation's foreign exchange kitty would start to erode further. The RBI has been doing exactly that. The challenge before the RBI is this: how much to let the rupee depreciate and how much to intervene to prop it up? Too much depreciation would raise domestic inflation rates as the rupee-price of imports, especially oil, would raise costs of production. It could trigger a rise in policy-controlled interest rates while closely monitoring inflationary expectations. The biggest challenge is to navigate unpredictable international economic shocks in the near future. The Indian economy's health is not exactly at its best. Exports may not be able to take advantage of a falling rupee since international demand is expected to stagnate. India's growth and employment situations are yet to stabilise to what they were about a decade ago. The RBI has difficult choices: controlling inflation versus stimulating growth and stabilising the rupee without severely diminishing the economy's foreign exchange kitty.

[Extracted, with edits and revisions, from "Stiff test: Editorial on depreciation of rupee & challenges before RBI", *The Telegraph*]

106. Which of the following is the author most likely to agree with?
- (A) It is a major cause for concern if an economy's currency is depreciating.
 - (B) Currency depreciation is not a reason for worry in itself, but if macroeconomic factors are not good, there may be a cause for concern.
 - (C) The fact that the Indian rupee is witnessing a decline in value against major currencies is very worrisome.
 - (D) A central bank must always do everything in its power to stem the slightest depreciation of an economy's currency.
107. Based on the author's arguments, which of the following, if true, would reduce the decline in value of the rupee?
- (A) Appointing a new Governor for the RBI who has a better sense of how to control inflationary trends.
 - (B) A steep increase in commodity prices and the continued disruption of supply chains.
 - (C) A reduction in worldwide inflationary trends and the reduction of interest rates in developed country markets.
 - (D) The RBI buying as many dollars as possible from the market.



108. Which of the following, if true, would most weaken the author's arguments?
- (A) The Indian economy has been affected by global inflationary trends and the increase of interest rates in developed country markets.
 - (B) Since developed country markets have increased their interest rates, global investors have pulled their investments out of other economies, and routed them to such developed country markets.
 - (C) As the demand for US dollars increases, it is likely the rupee-price of a dollar would increase substantially.
 - (D) The Indian economy and currency are highly protected and have been insulated from the effects of global inflationary trends and the increase of interest rates in developed country markets.
109. Which of the following, if true, would most strengthen the author's arguments for why Indian exports may not be able to take advantage of a falling rupee?
- (A) Economies across the world are witnessing a slowdown, and in such economies, demand for imports decreases substantially.
 - (B) Economies across the world are booming, and there is an increasing demand for Indian exports.
 - (C) A reduction in the volume of exports would be more than offset by the increased value of dollars that Indian exporters would earn.
 - (D) Countries across the world have managed to find ways to insulate themselves from the effects of the Russia-Ukraine war and will need a lot of Indian imports to sustain their new growth models.
110. Based on the author's arguments, which of the following must necessarily be true?
- (A) The continuing depreciation of the Indian rupee at its current rate, coupled with worldwide inflationary trends, would result in immense political instability in India, and consequently, in all of South Asia.
 - (B) If nothing else is done, the rise of interest rates in developed country markets, coupled with hardening of inflationary trends across the world, will result in a fall in the value of the rupee against the dollar.
 - (C) If inflationary trends continue to harden across the world, and if interest rates in developed country markets continue to rise, portfolio investors will increase their investments in India, and this will have a positive impact on India's foreign exchange reserves.
 - (D) If nothing else is done, the rise of interest rates in developed country markets, coupled with hardening of inflationary trends across the world, will result in a rise in the value of the rupee against the dollar.
111. Which of the following is the author most likely to agree with?
- (A) The RBI must not focus solely on preventing the depreciation of the rupee, as that may result in negative impacts on other aspects of the economy.
 - (B) The RBI must focus solely on preventing the depreciation of the rupee at all costs, since it is by far the most important indicator of the health of the Indian economy.
 - (C) Periodic inflationary trends are normal in any economy, and the RBI need not worry about the inflationary effects in the Indian economy caused by the depreciation of the rupee.
 - (D) The RBI need not do anything to reduce the rate of depreciation of the rupee, since the depreciation of an economy's currency is not a matter of concern in itself.



XXI. The post-truth era is, expectedly, marked by a discerning erosion of public trust in sources of information. Mass media — both traditional and new-age avatars — has borne the brunt of this mistrust. And for good reasons too. Social media, its most popular platform, is a harbinger of falsity. It is thus encouraging to see that at least the old guard of the media ecosystem — the newspaper — continues to defy this discouraging trend. A pan-India survey of media consumption by Lokniti found that print media remains the most trusted source of information. The finding is consistent with the heartening surge in public endorsement of the reliability of newspapers since the pandemic. An earlier survey, which attempted to examine the impact of the lockdown on ‘reading patterns’, had found that the number of readers who used to spend over an hour on newspapers every day had risen to 38%, up from 16% in the pre-lockdown period. The increased trust in newspapers is because the lockdowns coincided with the dissemination of the crudest kinds of misinformation about the pandemic in India and around the world and newspapers played a pivotal role in exposing these lies.

But that is where the good news ends — for the print media, at least. Among other things, the data collated by the survey found deepening footprints of social media in rural and urban constituencies while television continues to dominate the screen. These developments are consistent with global trends that reveal that the newspaper industry is struggling to contain the migration of readers and revenue to other formats, especially digital media. Ironically, the pandemic, which saw a resurgence in collective trust in newspapers, adversely affected the print media as traditional advertisers, reeling under the economic fallouts of CoVID-19, cut back on advertisements. But the crisis in print precedes the pandemic. Newspapers have been outpaced by speedier, but also spurious, sources of information. The dominance of the image over text as a cultural phenomenon is another formidable challenge. The print media’s hopes of remaining competitive and profitable must, therefore, centre on using this collective trust as a form of capital. Survival strategies, especially the revenue model, must be re-explored and the emphasis shifted to in-depth analyses of news as well as eye-catching layouts now that newspapers are slower to reach news to the audience.

[Extracted, with edits and revisions, from “Good news: Editorial on print media remaining the most trusted source of information”, *The Telegraph*]

112. Which of the following is the author most likely to agree with?
- (A) The CoVID-19 pandemic was an unmitigated disaster for the newspaper industry.
 - (B) The CoVID-19 pandemic had negative as well as positive effects on the newspaper industry.
 - (C) The CoVID-19 pandemic only had good effects on the newspaper industry.
 - (D) The CoVID-19 pandemic had no effect at all on the newspaper industry.
113. Which of the following, if true, would most weaken the author’s arguments?
- (A) Social media is a reliable source of true and accurate news and information.
 - (B) Social media is a highly unreliable source of news and information and should not be trusted.
 - (C) Social media is a good way for people to stay connected with each other.
 - (D) Social media is a speedier source of information than newspapers.



114. Which of the following would be an effective way of making print media more competitive?
- (A) Slowing down the process of print media production.
 - (B) Using more expensive printing methods that achieve better print quality, even if it results in newspapers becoming more expensive.
 - (C) Only publishing newspapers on alternate days.
 - (D) Developing ways of ensuring that print media can reach readers more speedily.
115. Based on the author's arguments, which of the following, if true, would have resulted in the weakening, rather than deepening of public trust in newspapers since the pandemic?
- (A) Newspapers were very careful in ensuring they reported accurate and true news during the lockdowns.
 - (B) Newspapers played a leading role in exposing lies and misinformation spread during the lockdown.
 - (C) Newspapers actively disseminated misinformation during the lockdowns and made no efforts to expose lies spread by others.
 - (D) Newspapers alerted the public to the fact that a number of sources were spreading crude forms of misinformation during the pandemic.
116. What would be the impact on the readership and revenues of the print media if the image were not dominant over text as a cultural phenomenon?
- (A) Print media would not suffer as much of a reduction in readership and revenue as readers shifted to other formats.
 - (B) Print media would suffer a greater reduction in readership and revenue as readers shifted to other formats.
 - (C) There would be no impact on the readership and revenues of the print industry.
 - (D) There would be an increased demand from readers that newspapers carry more images and less text.
117. How does the author suggest newspapers can overcome the problem of being outpaced by speedier sources of information?
- (A) They offer direct means by which newspapers can become faster to publish and deliver to readers.
 - (B) They encourage a complete and immediate shift to digital media as a way of ensuring newspapers are not outpaced by other sources of information.
 - (C) They offer ways to reduce production costs, which would offset the losses caused by readers shifting allegiance to faster sources of information.
 - (D) They offer alternative means for newspapers to become competitive and profitable, but do not solve the problem of how newspapers can become faster sources of information.



XXII. In this moment, the developed countries — I point to them, because these countries have already burnt massive amounts of carbon dioxide for energy to build their economies — are faced with a real energy conundrum. On the one hand, developed countries are battered because of a fast-heating planet; temperatures have gone through the roof; droughts and extreme weather events are hitting them as well. On the other hand, ordinary people in these countries are worried, not just because of climate change but because of the lack of energy to heat their homes this coming winter. In the US, gas prices went up in summer, so much so that people travelled less and consumption of fuel dropped. But now prices are down and it is business as usual.

The fact is that this energy disruption has provided the much-needed vault to the beleaguered fossil fuel industry. Governments are asking this industry to supply more. Europe has baptised natural gas, a fossil fuel less polluting than coal but still a major emitter of carbon dioxide, as “clean”. The US has passed a climate bill, which will invest in renewable energy but conditional to increased spends on oil and gas and the opening up of millions of hectares of federal land for drilling. Through this bill the US will do more than ever before to build a manufacturing base for renewable energy, particularly solar. Europe, even in this desperate scramble for gas, is working to ramp up its investment in renewable power. So, it is the worst of times. It could be the best of times, but there are some caveats. One, this renewed interest in fossil fuels must remain temporary and transient. Given the nature of economies, once the investment has been made in this new infrastructure or the supply of fossil fuel has increased from new oil and gas discoveries, it will be difficult to wean off. Two, these countries should not be entitled to more use of fossil fuels in our world of shrunk carbon budgets. They need to reduce emissions drastically and leave whatever little carbon budget space that is remaining to poorer countries to use, thereby satisfying such poorer countries’ demands.

[Extracted, with edits and revisions, from “New energy conundrum”, by Sunita Narain, *DownToEarth*]

118. Which of the following is the author most likely to agree with?
- (A) People in the US are not worried at all about climate change.
 - (B) People in the US are worried about climate change, and these concerns affect their energy consumption habits more than anything else.
 - (C) Climate change has resulted in the increase of energy prices across the world, and as a result, governments have had to invest in finding newer sources of renewable energy.
 - (D) Changes in the energy consumption habits of people in the US are affected more by energy prices than concerns of climate change.
119. Which of the following is most similar to the author’s statements about developed countries’ renewed interest in fossil fuels?
- (A) Developed countries should not, under any circumstances, invest any resources in fossil fuel energy extraction, and must immediately put a halt to all fossil fuel consumption.
 - (B) Things could improve if developed countries recognise the difficulty of moving away from reliance on such sources of energy and make a conscious effort to move to alternate or renewable energy sources quickly.
 - (C) Since investments in energy extraction of any kind are very expensive, developed countries must ensure that they make permanent and continuing investments in fossil fuels.
 - (D) Developing countries must not, under any circumstances, consume fossil fuels, and leave whatever carbon budget space is remaining to richer countries to use.



120. If the information in the passage above is correct, which of the following must necessarily be true?
- (A) The fossil fuel industry in developing countries will face reduced sales in the short term, with increased sales in the long term.
 - (B) The cost of making, installing, and using solar panels will reduce substantially in the coming years.
 - (C) Passing a bill in the US is a huge effort, and it would not have been possible to pass the new climate bill unless the current energy crisis had compelled lawmakers to do so.
 - (D) The fossil fuel industry in developing countries will see an increase in business, at least in the short term.
121. Which of the following, if true, would most weaken the author's argument about why travel and fuel consumption in the US reduced in summer?
- (A) People like to travel regardless of season, and the only thing that would prevent them from travelling at any time of the year would be high costs.
 - (B) Airlines raised ticket prices as a response to increase in fuel prices, and therefore, fewer people were able to buy air tickets to travel.
 - (C) Strict lockdowns were imposed in the US in summer, because of which people travelled less; further, temperatures were moderate, and this meant people had to use less fuel to heat or warm their homes.
 - (D) Widespread geopolitical tensions in the first half of the year meant that fuel prices were at an all-time high in summer; but prices have now eased off somewhat, making fuel slightly more affordable in the US.
122. Which of the following, if true, would resolve the 'conundrum' the author says developed countries face now?
- (A) The development of adequate renewable power sources in the near term that would lead to a reduction in consumption of fossil fuels.
 - (B) Finding new sources of fossil fuels that will ensure there is no shortage of energy to heat homes in the winter.
 - (C) Switching immediately to renewable power sources, even if it leads to a shortage in energy supply for people.
 - (D) Providing adequate aid to poorer countries so that they can develop renewable power sources for their use.
123. Assuming the aim of the US climate bill is to reduce fossil fuel consumption, which of the following would be the strongest argument that it will fail to achieve such an aim?
- (A) The bill promotes investments in renewable energy but does not provide for enough increase in investments in developing more sources of fossil fuel-powered energy.
 - (B) The bill is written in technical language, which ordinary people cannot easily understand.
 - (C) The bill is self-defeating, since it makes investments in renewable energy conditional to more expenditure on oil and gas and making millions of hectares of federal land available for drilling, which would lead to an increased consumption of fossil fuels.
 - (D) The bill does not provide any means of increasing carbon budgets, thereby making more room for fossil fuel consumption.



XXIII. While men and women are both considered to be more capable as they get older, only women bear the brunt of being seen as “less warm” as they age, new research has found. This series of studies is reportedly the first to look at both gender and age to determine how perceptions of women and men differ. “It’s just stunning... These stereotypes are so hard-wired and deeply entrenched that they come out even when absolutely identical information is provided about a man and a woman,” Jennifer Chatman, Distinguished Professor of Management at UC Berkeley’s Haas School of Business, said. In an analysis of professors’ evaluations, female professors witnessed a decline as they moved from their 30s to 40s, hitting an all-time low around the age of 47. All this while, the evaluation of male professors remained consistent. Interestingly, after the age of 47, the evaluations for women increased again, becoming equal with those of men around the early 60s. “At that point, there are different stereotypes of women, and they may benefit from being seen as more grandmotherly,” said Laura Kray, faculty director of the Center for Equity, Gender, and Leadership at Berkeley Haas and an author of the study.

Women around the age of mid 30s to late 40s also face what is called “the motherhood penalty,” where assumptions around parenting duties lead people to believe women are less committed to their careers than men. This has several repercussions, most particularly evident in hiring, promotions and wages. Women executives further pointed out that they face “hyper-scrutiny” and “scepticism” which harks back to perceptions of likeability versus agency. Gendered networks in the workplace, with men gaining greater access to senior leaders, become cemented mid-career, pose another difficulty for working women. Negative perceptions of women in middle-age can also be linked to stereotypes around menopause. In 2008, psychologists studied the attitudes of people towards women in different reproductive stages. They found that while the pregnant women or the woman with the baby were thought about in glowing terms, menopausal women were associated with negative emotions, illness and ageing.

[Extracted, with edits and revisions, from “How Stereotypes Affect Middle-Aged Women’s Careers”, by Ananya Singh, *The Swaddle*]

124. Which of the following is most likely to be true if the author’s statements about gendered networks in the workplace are true?
- (A) Mid-career women do not find it as easy to get access to senior leaders, who are usually male, as their male colleagues. They therefore find career progression or new opportunities easier to come by.
 - (B) Mid-career women find it easier to get access to senior leaders, who are usually male, as their male colleagues. They therefore find career progression or new opportunities easier to come by.
 - (C) Mid-career women do not find it as easy to get access to senior leaders, who are usually male, as their male colleagues. They therefore find career progression or new opportunities harder to come by.
 - (D) Mid-career women find it easier to get access to senior leaders, who are usually male, as their male colleagues. They therefore do not find career progression or new opportunities harder to come by.
125. Which of the following is most likely to be an outcome of what the author describes as the “motherhood penalty”?
- (A) People are more hesitant to hire men from their mid 30s to their late 40s but may be more willing to hire women of a similar age.
 - (B) People are more hesitant to hire women from their mid 30s to their late 40s but may be more willing to hire men of a similar age.
 - (C) Women from their mid 30s to their late 40s always prioritise parenting responsibilities and so are not really interested in pursuing a career.
 - (D) Women who have children are less committed to their careers than men.



126. If professors' evaluations are the most important criteria in awarding promotions, then which of the following would be the most likely outcome, based on the information provided in the passage?
- (A) Male professors are likely to be promoted at an even rate throughout their career, while women professors would experience a lower likelihood of promotion in the mid-career stage.
 - (B) Since there is a wide disparity between the evaluations that male and female professors receive, the practice of relying upon such evaluations will quickly be abandoned.
 - (C) Male and female professors will receive promotions at a similar rate throughout the course of their career.
 - (D) Women professors are likely to be promoted at an even rate throughout their career, while male professors would experience a lower likelihood of promotion in the mid-career stage.
127. Which of the following is the author most likely to disagree with?
- (A) Women going through menopause often quit the workforce voluntarily.
 - (B) Women going through menopause are more likely to be perceived negatively at the workplace and to have difficulty achieving professional success.
 - (C) Women going through menopause should be permitted to take a mid-career sabbatical.
 - (D) Women going through menopause are more likely to be perceived positively at the workplace and to achieve professional success.
128. Which of the following, if true, would most strengthen the main argument in the passage?
- (A) Several independent studies conducted in different countries have shown that women in the workplace are perceived positively and are favourably treated as they age.
 - (B) Several independent studies conducted in different countries have shown that women in the workplace are perceived negatively and are unfairly treated as they age.
 - (C) The studies mentioned in the passage have been discredited after they were published, and no reliance should be placed on them.
 - (D) The studies mentioned in the passage were conducted on very small sample sets and cannot be used to make general statements about the difference in perception between men and women.
129. Which of the following, if true, would most weaken Laura Kray's arguments?
- (A) Women professors perceived as being 'grandmotherly' are regarded as being likeable and caring.
 - (B) Women professors perceived as being 'grandmotherly' are treated better by their colleagues and students.
 - (C) Women professors perceived as being 'grandmotherly' are regarded as being slow, inefficient, and outdated in their field.
 - (D) Women professors perceived as being 'grandmotherly' are regarded very highly and receive much more respect than younger women professors.



XXIV. Why are we humans so susceptible to the doom and gloom of the news? Two reasons. The first is what psychologists call negativity bias: we're more attuned to the bad than the good. Back in our hunting and gathering days, we were better off being frightened of a spider or a snake a hundred times too often than one time too few. Too much fear wouldn't kill you; too little surely would.

Second, we're also burdened with an availability bias. If we can easily recall examples of a given thing, we assume that thing is relatively common. The fact that we're bombarded daily with horrific stories about aircraft disasters, child snatchers and beheadings — which tend to lodge in the memory — completely skews our view of the world.

In this digital age, the news we're being fed is only getting more extreme. In the old days, journalists didn't know much about their individual readers. They wrote for the masses. But the people behind Facebook, Twitter and Google know you well. They know what shocks and horrifies you, they know what makes you click. They know how to grab your attention and hold it so they can serve you the most lucrative helping of personalised ads. This modern media frenzy is nothing less than an assault on the mundane. Because, let's be honest, the lives of most people are pretty predictable. Nice, but boring. So while we'd prefer having nice neighbours with boring lives, 'boring' won't make you sit up and take notice. 'Nice' doesn't sell ads. And so Silicon Valley keeps dishing us up ever more sensational clickbait, knowing full well, as a Swiss novelist once quipped, that "News is to the mind what sugar is to the body."

[Extracted, with edits and revisions, from *Humankind: A Hopeful History*, by Rutger Bregman, Bloomsbury Publishing, London, 2021.]

130. Which of the following, if true, would most weaken the author's arguments?
- (A) Behavioural traits that helped us in the days when we were hunter-gatherers continue to be present in modern-day humans.
 - (B) Behavioural traits that helped us in the days when we were hunter-gatherers are no longer found in modern-day humans.
 - (C) The negativity bias makes us more likely to be affected by depressing or sad news.
 - (D) We have certain behavioural characteristics that affect how we perceive and are affected by sad news.
131. Which of the following is the author most likely to agree with?
- (A) Contemporary media continuously exposes us to exciting news and information, which may be just like the things we usually experience in our lives.
 - (B) Contemporary media continuously exposes us to exciting news and information, which may be very unlike the kinds of things we usually encounter in our lives.
 - (C) Contemporary media continuously exposes us to boring news and information, which may be very unlike the kinds of things we usually encounter in our lives.
 - (D) Contemporary media continuously exposes us to boring news and information, which may be just like the things we usually experience in our lives.



132. Based only on the author's statement that "we'd prefer having nice neighbours with boring lives", and the author's argument about the nature of news that modern media exposes us to, which of the following would the author be most likely to agree with?
- (A) Constantly being exposed to negative news gives us a warped perspective of the world.
 - (B) In our hunting and gathering days, it was better for us to be unnecessarily scared rather than being scared too little.
 - (C) The news modern media exposes us to is just like our day-to-day experiences.
 - (D) The news modern media exposes us to is very different from our day-to-day experiences.
133. The author's statements about negativity bias, if true, provide most support for which of the following conclusions?
- (A) We are more likely to notice a story about a billionaire donating their money to charity than a story about an airplane crash.
 - (B) We are more likely to be attracted to a news article about a rise in life expectancy in our country than a news article about a murder in our city.
 - (C) We are more likely to notice a story about increasing pollution levels than a story about improving educational levels in schools.
 - (D) We are more likely to form our opinion of the world based on the information available to us rather than information we do not have access to.
134. Which of the following would be the most effective way of countering the effects of what the author describes as our 'availability bias'?
- (A) Ensuring that we do not seek out news sources and stories that we may not otherwise have been exposed to.
 - (B) Following only one news source and limiting our perspective of the world to that one source.
 - (C) Avoiding all positive news stories, and instead only reading news stories about disasters and tragedies.
 - (D) Ensuring that we seek out news sources and stories that we may not otherwise have been exposed to.
135. The author says that "The fact that we're bombarded daily with horrific stories about aircraft disasters, child snatchers and beheadings — which tend to lodge in the memory — completely skews our view of the world." The conclusion the author draws in this argument follows logically if which of the following is assumed?
- (A) Our ideas about the world are shaped by the information we are exposed to.
 - (B) Modern media is concerned only with making massive profits.
 - (C) Modern journalists generate news stories much faster than in the old days.
 - (D) Humans once lived as hunter-gatherers.

**Quantitative Techniques**

XXV. The findings of Oxfam India's latest 'India Discrimination Report 2022' indicate that there is a significant gap in the earnings between men and women in the case of regular and self-employment in urban areas. The lower wages for salaried women are due to 67 percent of discrimination and 33 percent due to lack of education and work experience. The average earning is ₹ 16,000 for men and merely ₹ 6,600 for women in urban areas in self-employment. The average earning of men is ₹ 19,800 as against ₹ 15,600 for women in regular/salaried employment in urban areas. Also, in urban areas the average earnings of men (₹ 9,000) are significantly higher than women (₹ 5,700) even in casual employment. Apart from women, historically oppressed communities along with religious minorities also continue to face discrimination in accessing jobs, livelihoods, and agricultural credit. The mean income for Scheduled Castes or Scheduled Tribes ("SC/ST") persons in urban areas who are in regular employment is ₹ 15,300 as against ₹ 20,300 for persons belonging to the non-SC/ST category. The average earning of self-employed workers is ₹ 15,900 for non-SC/STs and ₹ 10,500 for SC/STs. The average monthly earning for the SC/ST workers in casual work is ₹ 8,000 below the corresponding figure of ₹ 8,600 for the non-SC/ST.

[Data Source: Oxfam India]

[Note: Values have been approximated to the nearest hundred]

136. Choose the correct option:
- (A) Women's average earnings in urban areas in casual work is 30% lower than that of men
 - (B) Men's average earning in urban areas in self-employment is nearly 2.5 times that of earnings of women
 - (C) In casual work, women earn more in rural areas than in urban areas
 - (D) The difference in earnings of men and women in regular/salaried employment in urban areas is ₹ 3,500
137. Of the regular employed in urban areas, the earnings of a non-SC/ST worker is what percent more than a SC/ST worker?
- (A) Between 20% and 25%
 - (B) Less than 15%
 - (C) Between 30% and 35%
 - (D) More than 35%
138. Of those in casual employment, if a man's average earnings was deposited at a rate of 16% simple interest for 20 years, in how many years at the same rate of simple interest a SC/ST worker must deposit their average earnings to earn the same amount as a man in 20 years?
- (A) 24 years
 - (B) 22.5 years
 - (C) 21 years
 - (D) 23.2 years



139. The findings also indicate discrimination as a driving factor behind low Women's Labour Force Participation Rate (LFPR) in the country. As per the Union Ministry of Statistics & Programme Implementation (MoSPI), LFPR for women in India was only 25.1 percent in 2020-21 for urban and rural women. This is considerably lower than South Africa where the LFPR for women is 46 percent in 2021 as per the latest World Bank estimates. The LFPR for women in India has rapidly declined from 42.7 percent in 2004-05 to mere 25.1 percent in 2020-2021 showing the withdrawal of women from the workforce despite rapid economic growth during the same period. In 2019-20, 60 percent of all males aged 15 years and more have regular salaried and self-employed jobs while 19 percent of all similarly aged females get regular and self-employment. Use the additional data in the passage above to answer this and the next question.

If the number of women in India in 2020-2021 is 670 million which is 24% more than in 2004-2005, what is the difference in the number of women in LFPR 2004-05 and 2021?

- (A) Less than 5 crores (B) Between 6 and 8 crores
(C) Between 10 and 12 crores (D) More than 15 crores

140. In 2019-20, if the number of males aged 15 years and more is 76% of the total male population and the number of females aged 15 years and more is 72% of the total female population and the total male population is 1.05 times the total female population, what is the ratio of females to males aged 15 years and more that have regular salaried and self-employed jobs?

- (A) 2 : 7 (B) 3 : 10 (C) 5 : 9 (D) 1 : 3

XXVI. World fruit production went up 54 percent between 2000 and 2019, to 883 million tonnes. Five fruit species accounted for 57 percent of the total production in 2019, down from 63 percent in 2000. Use the data in the passage to answer the following questions.

[Data source: FAO]

141. What was the world fruit production in 2000?
(A) 474 million tonnes (B) 517 million tonnes
(C) 573 million tonnes (D) 406 million tonnes
142. Of the five fruit species mentioned in the passage above, the share of bananas and plantains increased by 1 percentage point between 2000 and 2019, watermelons in 2019 was 6 percentage points lower than bananas and plantains in 2000, apples remained stable at 10%, and the percentage share of oranges and grapes reduced to half of bananas in 2019. What was the percentage of bananas and plantains in 2019?
(A) 17% (B) 18% (C) 16% (D) 21%
143. Of the watermelons in 2000, one-eighth perished, one-fifth of the remaining was sold to be juiced and 30% of the remaining was exported. If the percentage share of oranges in 2000 was equal to the percentage share of watermelons in 2019, how many watermelons were retained for home sale and consumption?
(A) 39.2 million tonnes (B) 1.6 million tonnes
(C) 16.8 million tonnes (D) 2.7 million tonnes



144. Assume that all grapes and apples were sold through a single organisation in 2000. Grapes and apples were sold to 4 different customers such that a certain quantity of apples were sold to the first customer, same number of apples were sold to the second customer as to the first and a certain number of grapes were sold to that customer after which apples were over. Twice the quantity of grapes sold to the second was sold to the third customer and twice the quantity sold to the third was sold to the fourth customer. The total quantity of grapes is equal to the total quantity of apples sold and the remaining grapes were stored. How many grapes were sold to each customer?

(A) 19.1 million tonnes (B) 8.2 million tonnes
(C) 28.6 million tonnes (D) 9.4 million tonnes

145. Frutopia and Fruitfix both sold oranges at the same selling price. However, Frutopia gave customers a 15% discount on the marked price whereas Fruitfix sold the oranges for a discount of 20% on the marked price. If the marked price of oranges on Frutopia is ₹ 75/kg, what is the marked price of oranges on Fruitfix?

(A) ₹ 78 (B) ₹ 82 (C) ₹ 90 (D) ₹ 80

XXVII. Players are selected for Judo based on their body weights from the following 10 weight groups:

- | | |
|--------------------|---------------------|
| 1. (48 kg - 52 kg) | 6. (68 kg - 72 kg) |
| 2. (52 kg - 56 kg) | 7. (72 kg - 76 kg) |
| 3. (56 kg - 60 kg) | 8. (76 kg - 80 kg) |
| 4. (60 kg - 64 kg) | 9. (80 kg - 84 kg) |
| 5. (64 kg - 68 kg) | 10. (84 kg - 88 kg) |

The average weight of the players after selecting one player from each group is 68 kg. If one of the players (named *S*) leaves the team, their average weight comes down to 66.5 kg.

146. Player *S* is from the weight group:

(A) 1 (B) 9 (C) 5 (D) 10

147. If *S* leaves the group and two new players join the group, their average weight increases to 68 kg. These players can NOT be from groups:

(A) 1 and 3 (B) Both from group 7 (C) 4 and 10 (D) 5 and 9

148. What is the average weight of all the players taken together?

(A) 68 kg (B) 66 kg (C) 69 kg (D) Cannot be determined

149. In the average of all the groups together, which group contributes most in overall average?

(A) 10 (B) 8 (C) 1 (D) Cannot be determined

150. If one of the new two players is from group 4, which group the other player is from?

(A) 5 (B) 7 (C) 10 (D) None of the above



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APPENDIX II: PROVISIONAL ANSWER KEY: CLAT 2023 - UNDERGRADUATE

(Question Numbers as per Master Question Booklet)

Q. No.	Correct Answer (Option)	Q. No.	Correct Answer (Option)	Q. No.	Correct Answer (Option)	Q. No.	Correct Answer (Option)
1	B	41	A	81	B	121	C
2	C	42	B	82	A	122	A
3	A	43	B	83	D	123	C
4	C	44	C	84	C	124	C
5	B	45	B	85	A	125	B
6	A	46	D	86	C	126	A
7	C	47	C	87	A	127	D
8	C	48	A	88	D	128	B
9	A	49	C	89	B	129	C
10	B	50	D	90	C	130	B
11	B	51	D	91	C	131	B
12	B	52	D	92	A	132	D
13	C	53	B	93	C	133	C
14	D	54	A	94	D	134	D
15	A	55	C	95	C	135	A
16	B	56	D	96	D	136	B
17	A	57	B	97	C	137	C
18	C	58	C	98	B	138	D
19	D	59	C	99	B	139	B
20	D	60	D	100	C	140	A
21	A	61	A	101	C	141	C
22	B	62	D	102	C	142	B
23	D	63	B	103	B	143	A
24	B	64	C	104	C	144	B
25	B	65	D	105	B	145	D
26	D	66	B	106	B	146	B
27	B	67	C	107	C	147	A
28	A	68	D	108	D	148	D
29	D	69	B	109	A	149	D
30	C	70	A	110	B	150	C
31	A	71	C	111	A		
32	C	72	B	112	B		
33	A	73	A	113	A		
34	A	74	B	114	D		
35	D	75	D	115	C		
36	B	76	D	116	A		
37	D	77	D	117	D		
38	A	78	B	118	D		
39	B	79	C	119	B		
40	D	80	A	120	D		



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NATIONAL LAW SCHOOL OF INDIA UNIVERSITY

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**APPENDIX III: MASTER QUESTION BOOKLET FOR CLAT 2023
POSTGRADUATE**

Surya Law Academy - Law Entrance Experts | 8591850950



PG 2023

LL.M. Programme

QUESTION BOOKLET NO.

ADMIT CARD NUMBER

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(In Figures)

INSTRUCTIONS TO CANDIDATES

Duration of Test : 2 hours (120 minutes)

Maximum Marks : 120

1. This Question Booklet (QB) contains 120 (One hundred and Twenty) Multiple Choice Question across 44 (Forty Four) pages including 3 (Three) blank pages for rough work. No additional sheet(s) of paper will be supplied for rough work.
2. You shall enter your Admit Card No. on the first page of the QB at the start of the test.
3. You have to answer ALL questions in the separate carbonised Optical Mark Reader (OMR) Response Sheet supplied along with this QB. You must READ the detailed instructions provided with the OMR Response Sheet on the reverse side of this packet BEFORE you start the test.
4. No clarification can be sought on the QB from anyone. In case of any discrepancy in the QB, request the Invigilator to replace the QB and OMR Response Sheet. Do not use the previous OMR Response Sheet with the fresh QB.
5. You should write the QB No., and the OMR Response Sheet No., and sign in the space/column provided in the Attendance Sheet circulated during the test.
6. You should retain the Admit Card duly signed by the Invigilator, as the same has to be produced at the time of admissions.
7. The QB for the Post Graduate LL.M. Programme is for 120 marks. Every **Right Answer** secures 1 mark. Every **Wrong Answer** results in the deduction of 0.25 marks. There shall be no deductions for Unanswered Questions.
8. You may retain the QB and the Candidate's copy of the OMR Response Sheet after the test.
9. The use of any unfair means shall result in your disqualification. Possession of Electronic Devices including mobilephones, headphones and digital watches is strictly prohibited in the test premises. Impersonation or any other fraudulent practice may be a criminal offence, and will lead to your disqualification and possibly, penal action under the law.

DO NOT OPEN TILL 2 P.M.



Don't write anything on this page

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- I. Our society is governed by the Constitution. The values of constitutional morality are a non-derogable entitlement. Notions of “purity and pollution”, which stigmatise individuals, can have no place in a constitutional regime. Regarding menstruation as polluting or impure, and worse still, imposing exclusionary disabilities on the basis of menstrual status, is against the dignity of women which is guaranteed by the Constitution. Practices which legitimise menstrual taboos, due to notions of “purity and pollution”, limit the ability of menstruating women to attain the freedom of movement, the right to education and the right of entry to places of worship and, eventually, their access to the public sphere. Women have a right to control their own bodies. The menstrual status of a woman is an attribute of her privacy and person. Women have a constitutional entitlement that their biological processes must be free from social and religious practices, which enforce segregation and exclusion. These practices result in humiliation and a violation of dignity. Article 17 prohibits the practice of “untouchability”, which is based on notions of purity and impurity, “in any form”. Article 17 certainly applies to untouchability practices in relation to lower castes, but it will also apply to the systemic humiliation, exclusion and subjugation faced by women. Prejudice against women based on notions of impurity and pollution associated with menstruation is a symbol of exclusion. The social exclusion of women, based on menstrual status, is but a form of untouchability which is an anathema to constitutional values. As an expression of the anti-exclusion principle, Article 17 cannot be read to exclude women against whom social exclusion of the worst kind has been practised and legitimised on notions of purity and pollution. Article 17 cannot be read in a restricted manner. But even if Article 17 were to be read to reflect a particular form of untouchability, that Article will not exhaust the guarantee against other forms of social exclusion. The guarantee against social exclusion would emanate from other provisions of Part III, including Articles 15(2) and 21. Exclusion of women between the age group of ten and fifty, based on their menstrual status, from entering the temple in Sabarimala can have no place in a constitutional order founded on liberty and dignity.

[Extracted from *Indian Young Lawyers Association v. State of Kerala*, (2019) 11 SCC 1 (hereafter *IYLA*)]

1. In *IYLA*, the Supreme Court held that the worshippers of Lord Ayyappa:
- (A) are not a religious denomination because they have not registered themselves as such
 - (B) are not a religious denomination because they do not have a distinct name, a common set of beliefs, and a common organisational structure
 - (C) are a religious denomination because they have been recognised as such by the state
 - (D) are a religious denomination because they have consistently been treated as such by themselves as well as by society in general



2. The Supreme Court determined whether a religious practice falls within Article 25 using the:
(A) Essential Religious Practice Test (B) Sincerity of Belief Test
(C) Proportionality Test (D) Constitutional Morality Test
3. Parliament gave effect to Article 17 by enacting:
(A) *The Abolition of Untouchability Act, 1951*
(B) *The Protection of Civil Rights Act, 1955*
(C) *The Constitutional Offences Act, 1951*
(D) *The Untouchability Offences (Prohibition, Protection, and Remedies) Act, 1950*
4. Justice D.Y. Chandrachud's reliance on *Constituent Assembly Debates* to determine the scope of Article 17 is best explained by this method of constitutional interpretation:
(A) Living Constitutionalism (B) Originalism
(C) Structuralism (D) Textualism
5. In *IYLA*, Justice D.Y. Chandrachud held that Article 17 has:
(A) Vertical application (B) Horizontal application
(C) Indirect horizontal application (D) None of the above
6. In the review petition against this judgment, the Supreme Court has framed which of the following questions for determination by a 9-judge bench?
(A) Scope of "public order, morality and health" in Article 25(1)
(B) Scope of expression "section of Hindus" in Article 25(2)(b)
(C) Scope of "judicial recognition" to PILs filed by people not belonging to a religious denomination to contest a religious practice
(D) All the above
7. Which judge on the bench in *IYLA* disagreed with Justice Chandrachud on the application of Article 17?
(A) Justice R.F. Nariman
(B) Justice Dipak Misra
(C) Justice Indu Malhotra
(D) None of the above



8. In reaching his conclusion on the scope of Article 17, Justice D.Y. Chandrachud cited which of the following works of Dr. B.R. Ambedkar?

- (A) *Coming out as Dalit* (B) *Goolami*
- (C) *Annihilation of Caste* (D) All the above

9. In the passage above, what does the term “non-derogable” mean?

- (A) Cannot be extracted under any circumstances
- (B) Cannot be precisely determined
- (C) Cannot be infringed under any circumstances
- (D) None of the above

10. The petition filed by the Indian Young Lawyers Association in this case was a:

- (A) Special Leave Petition from the decision of the Kerala High Court
- (B) Public Interest Litigation
- (C) Writ Appeal from a petition filed under Article 226
- (D) None of the above

II. An Ordinance which is promulgated by the Governor has (as clause 2 of Article 213 provides) the same force and effect as an Act of the legislature of the State assented to by the Governor. However - and this is a matter of crucial importance - clause 2 goes on to stipulate in the same vein significant constitutional conditions. These conditions have to be fulfilled before the ‘force and effect’ fiction comes into being. These conditions are prefaced by the expression “but every such Ordinance” which means that the constitutional fiction is subject to what is stipulated in sub-clauses (a) and (b). Sub-clause (a) provides that the Ordinance “shall be laid before the legislative assembly of the state” or before both the Houses in the case of a bi-cameral legislature. Is the requirement of laying an Ordinance before the state legislature mandatory? There can be no manner of doubt that it is. The expression “shall be laid” is a positive mandate which brooks no exceptions. That the word ‘shall’ in sub-clause (a) of clause 2 of Article 213 is mandatory, emerges from reading the provision in its entirety. As we have noted earlier, an Ordinance can be promulgated only when the legislature is not in session. Upon the completion of six weeks of the reassembling of the legislature, an Ordinance “shall cease to operate”.

Article 213(2)(a) postulates that an ordinance would cease to operate upon the expiry of a period of six weeks of the reassembly of the legislature. The Oxford English dictionary defines the expression “cease” as : “to stop, give over, discontinue, desist; to come to the end.” P Ramanatha Aiyar’s, The Major Law Lexicon defines the expression “cease” to mean “discontinue or put an end to”. Justice C K Thakker’s Encyclopaedic Law Lexicon defines the word “cease” as meaning: “to put an end to; to stop, to terminate or to discontinue”. The expression has been defined in similar terms in Black’s Law Dictionary.



...

The expression “cease to operate” in Article 213(2)(a) is attracted in two situations. The first is where a period of six weeks has expired since the reassembling of the legislature. The second situation is where a resolution has been passed by the legislature disapproving of an ordinance. Apart from these two situations that are contemplated by sub-clause (a), sub-clause (b) contemplates that an ordinance may be withdrawn at any time by the Governor. Upon its withdrawal the ordinance would cease to operate as well.

[Extracts from the judgment of majority judgment in *Krishna Kumar Singh v. State of Bihar*, Civil Appeal No. 5875 of 1994, decided on January 2, 2017 hereafter ‘KK Singh’]

11. The power to promulgate an ordinance is an instance of the:
 - (A) Executive power of the Governor
 - (B) Delegated power of the Governor
 - (C) Sovereign prerogative power of the Governor
 - (D) None of the above
12. The Constitution Bench in *D.C. Wadhwa v. State of Bihar* (1987) 1 SCC 378 held that re-promulgation of an Ordinance was a ‘fraud on the Constitution’ because:
 - (A) Legislative power is vested in the legislatures by the *Constitution of India*
 - (B) It is a colourable exercise of power under the *Constitution of India*
 - (C) The role of the Executive is to implement a law, not make it
 - (D) None of the above
13. In States which are bicameral, the Governor can promulgate an Ordinance only when:
 - (A) Both Houses are not in session
 - (B) When a Proclamation of Emergency is in operation
 - (C) When the state has been placed under President’s rule
 - (D) None of the above
14. Under Article 213, an Ordinance once promulgated by the Governor shall be laid before the Legislative Assembly of the State or where it is bicameral, before both the Houses. Keeping in mind the constitutional provisions, an ordinance promulgated by the Governor can remain effective for a maximum period of:
 - (A) Six weeks
 - (B) Six months
 - (C) Seven-and-a-half months
 - (D) One year



15. *KK Singh* overruled two 5-Judge decisions of the Supreme Court, to hold:

- (A) An Ordinance which is not laid before the Legislature in the manner prescribed by Article 213 shall not have any legal effect and consequences.
- (B) An Ordinance which is not laid before the Legislature in the manner prescribed by Article 213 shall be void from the date that it should have obtained approval.
- (C) An Ordinance which is not laid before the Legislature in the manner prescribed by Article 213 shall be void from the date the ordinance is replaced by a law made by the Legislature to replace the Ordinance.
- (D) An Ordinance which is not laid before the Legislature in the manner prescribed by Article 213 shall be considered as a temporary statute.

16. An Ordinance promulgated by the Governor:

- i. Shall be treated to be 'law' for the purposes of Article 13 of the *Constitution of India*.
 - ii. Shall in all cases require the prior approval of the President.
 - iii. Shall not be constrained by the subject-matter requirements of Article 246 read with the Seventh Schedule of the *Constitution of India*.
- (A) i alone is correct (B) i and ii are correct
(C) i, ii and iii are correct (D) None of the above are correct

17. Article 213 requires the Governor to reserve an Ordinance for the consideration of the President:

- i. In all cases when the state is placed under President's Rule under Article 356.
 - ii. When the Ordinance pertains to the proviso to Article 304(b) and seeks to impose reasonable restrictions in the public interest on the freedom of trade, commerce or intercourse with or within that state.
 - iii. When the Ordinance is on a matter enumerated in the Concurrent List (of the Seventh Schedule) and which is repugnant to a law made by Parliament.
- (A) i, ii, and iii are correct (B) ii and iii are correct
(C) i and iii are correct (D) None is correct



18. The power of the Governor to promulgate an Ordinance is subject to the Governor being satisfied that “circumstances exist which render it necessary for him to take immediate action.” The 7-judge bench in *KK Singh* held that the satisfaction of the Governor:
- (A) Is not subject to judicial review since it is a political question
 - (B) Is subject to judicial review with regard to the relevancy of the material on which such satisfaction is based
 - (C) Is subject to judicial review with regard to the adequacy of materials on which such satisfaction is based
 - (D) None of the above
19. Section 6 of the *General Clauses Act, 1897* protects rights, privileges, obligations and liabilities in cases of repeal of an enactment. The majority in *KK Singh* held that:
- i. The Ordinance that ‘ceases to operate’ is distinct from a law that is void.
 - ii. An Ordinance that ‘ceases to operate’ is distinct from a temporary statute.
 - iii. An Ordinance that ‘ceases to operate’ is distinct from a repealed statute.
 - iv. An Ordinance that ‘ceases to operate’ is not ‘saved’ in the absence of any ‘savings clause’ in Article 213.
- (A) i, ii, and iii are correct
 - (B) ii and iii are correct
 - (C) i and iii are correct
 - (D) All the above are correct
20. A resolution by the Legislature disapproving an Ordinance promulgated under Article 213 by the Governor is:
- (A) Statutory in nature and has binding effect upon the Government
 - (B) A mere expression of the opinion of the House
 - (C) A decision of the House relating to the control of its proceedings
 - (D) An exercise of delegated legislation

III. The other material which prompted the High Court to reach the conclusion that the subsoil/minerals vest in the State is ... recitals of a patta which states that if minerals are found in the property covered by the patta and if the pattadar exploits those minerals, the pattadar is liable for a separate tax in addition to the tax shown in the patta and certain standing orders of the Collector of Malabar which provided for collection of seigniorage fee in the event of the mining operation being carried on. We are of the clear opinion that the recitals in the patta or the Collector’s standing order that the exploitation of mineral wealth in the patta land would attract additional tax, in our opinion, cannot in any way indicate the ownership of the State in the minerals. The power to tax is a necessary incident of sovereign authority (*imperium*) but not an



The only other submission which we are required to deal with before we part with this matter is the argument of the learned counsel for the State that in view of the scheme of the *Mines and Minerals (Development and Regulation) Act, 1957* (hereafter 'MMDRA') which prohibits under Section 4 the carrying on of any mining activity in this country except in accordance with the permit, licence or mining lease as the case may be, granted under the Act, the appellants cannot claim any proprietary right in the sub-soil...

21. The MMDRA enacted by Parliament grants the Union Government the:

22. *T Jacob* dealt with the question of traditional proprietary rights of ownership of subsoil rights, and held that:

- i. Sub-soil rights are treated as 'commons' and are held by the State in public trust.
- ii. There is nothing in the law which declares that all mineral wealth/ subsoil rights vest in the State.
- iii. The owner of the land can be deprived of sub-soil rights by law.
- (A) i is correct
- (B) ii and iii are correct
- (C) i and iii are correct
- (D) None of the above is correct



23. The power to impose a tax on the produce of some land should be treated as:
- (A) Assertion that land is partly owned by government
 - (B) Power of eminent domain
 - (C) Assertion of a proprietary right
 - (D) Assertion of a sovereign right
24. In common law, the owner of a piece of land is entitled to:
- i. Work on the surface of the land.
 - ii. Entitled to everything beneath the surface down to the centre of the earth.
 - iii. Entitled to everything below the surface except those minerals included under the MMDRA.
- (A) All are correct
 - (B) Only i is correct
 - (C) Only i and ii are correct
 - (D) Only i and iii are correct
25. Under the *Constitution of India*, all property and assets, which vested in the British Crown for the purposes of the Government of the Dominion of India and Governor's Provinces, stood:
- (A) Confiscated without payment
 - (B) Repatriated back to the Crown
 - (C) Vested in the Union of India
 - (D) Vested in the Union of India and the States
26. The *Constitution of India*, vests all lands, minerals, and other things of value under the ocean floor within the territorial waters:
- (A) In the Union of India
 - (B) In the respective States having a shoreline
 - (C) In the Union and all States in the Union
 - (D) Are treated as 'res commune'
27. The Supreme Court in *State of Meghalaya v. All Dimas Students Union Hasao* [2019] held that in the Sixth Schedule State of Meghalaya, where most lands are either privately or community-owned:
- i. Landowners of privately owned/ community owned lands can lease their lands for mining.
 - ii. The State Government alone can grant a lease for mining in privately owned/ community owned lands.
 - iii. Landowners of privately owned/ community owned lands can lease their lands for mining after obtaining previous approval of the Central Government through the State Government.
 - iv. All of the above
- (A) iv is correct
 - (B) ii and iii are correct
 - (C) i and iii are correct
 - (D) None of the above is correct



28. Section 105 of the *Transfer of Property Act, 1882* states that a lease of immovable property is a transfer of a right to enjoy such property under certain conditions. The right to 'enjoy such property':
- (A) Includes the right to carry on mining operation in the surface of the land
 - (B) Includes the right to carry on mining operation in the sub-soil of the land
 - (C) Includes the right to extract the specified quantity of the minerals found therein, to remove and appropriate that mineral
 - (D) All the above
29. The need for environmental clearance under the *Environment Protection Act, 1986* is required for a project of coal mining:
- (A) In all lands whether privately, community, or publicly owned
 - (B) Only in lands owned by the Union Government
 - (C) Only in lands owned by the State Government
 - (D) Only where sustainability is threatened
30. The *Constitution of India* provides that all properties within the territory of India that do not have a lawful heir, successor or rightful owner, accrue to the Union or State where it is situate through:
- (A) Escheat
 - (B) Lapse
 - (C) *Bona vacantia*
 - (D) All the above

IV. A nationwide lockdown was declared by the Central Government from 24 March 2020 to prevent the spread of the CoVID-19 pandemic. Economic activity came to a grinding halt. The lockdown was extended on several occasions, among them for the second time on 14 April 2020. On 17 April 2020, the Labour and Employment Department of the State of Gujarat issued a notification under Section 5 of the Factories Act to exempt all factories registered under the Act "from various provisions relating to weekly hours, daily hours, intervals for rest etc. for adult workers" under Sections 51, 54, 55 and 56. The stated aim of the notification was to provide "certain relaxations for industrial and commercial activities" from 20 April 2020 till 19 July 2020.

Section 5 of the Factories Act provides that in a public emergency, the State Government can exempt any factory or class or description of factories from all or any of the provisions of the Act, except Section 67. Section 5 is extracted below: "5. Power to exempt during public emergency. — In any case of public emergency the State Government may, by notification in the Official Gazette, exempt any factory or class or description of factories from all or any of the provisions of this Act except section 67 for such period and subject to such conditions as it may think fit: Provided that no such notification shall be made for a period exceeding three months at a time. Explanation.— For the purposes of this section 'public emergency' means a grave emergency whereby



the security of India or of any part of the territory thereof is threatened, whether by war or external aggression or internal disturbance.” (emphasis supplied)

The notification in its relevant part is extracted below:

“... NOW, THEREFORE, in exercise of the powers conferred by Section 5 of the Factories Act, 1948, the ‘Factories Act’ PART B Government of Gujarat hereby directs that all the factories registered under the Factories Act, 1948 shall be exempted from various provisions relating to weekly hours, daily hours, intervals for rest etc. of adult workers under section 51, section 54, and section 55 and section 56 with the following conditions from 20th April till 19th July 2020, –

- (1) No adult worker shall be allowed or required to work in a factory for more than twelve hours in any day and Seventy Two hours in any week.
- (2) The Periods of work of adult workers in a factory each day shall be so fixed that no period shall exceed six hours and that no worker shall work for more than six hours before he has had an interval of rest of at least half an hour.
- (3) No Female workers shall be allowed or required to work in a factory between 7:00 PM to 6:00 AM.
- (4) Wages shall be in a proportion of the existing wages (e.g. If wages for eight hours are 80 Rupees, then proportionate wages for twelve hours will be 120 Rupees).”

[Extract from judgment of the Supreme Court in *Gujarat Mazdoor Sabha v. The State of Gujarat* decided on 1 October, 2020, (hereafter ‘GMS’)]

31. Section 5 of the *Factories Act, 1948* provides for the power of exemption from certain provisions of the Act due to the occurrence of a public emergency. In *GMS*, the Supreme Court held that:
- i. Situations of grave emergency require an actual threat to the security of the state.
 - ii. Emergency powers can be used to avert the threat posed by war, external aggression or internal disturbance.
 - iii. Emergency powers must not be used for any other purpose.
- (A) Only i and iii are correct (B) Only ii is correct
(C) Only i and ii are correct (D) All the above statements are correct
32. In order for a Proclamation of Emergency to be made under Article 352 of the *Constitution of India*, the President must be satisfied that a grave emergency exists whereby the security of India or of any part of the territory thereof is threatened:
- (A) By war or external aggression or internal disturbance
 - (B) By war or external aggression or financial instability
 - (C) By war or external aggression or armed rebellion
 - (D) By war or armed rebellion or internal disturbance



33. Following the *Constitution (Forty-fourth Amendment) Act, 1978*, in order for a Proclamation of Emergency to be issued, such decision has:
- (A) To be taken by the Prime Minister and conveyed to the President
 - (B) To be taken by the Council of Ministers of Cabinet rank and approved by both Houses of Parliament
 - (C) To be taken by the Council of Ministers of Cabinet rank and communicated to the President in writing
 - (D) To be taken by the Council of Ministers of Cabinet rank and approved by at least half the State Legislatures
34. Article 355 of the *Constitution of India* casts a duty upon the Union to protect every state against, *inter alia*, internal disturbance. The Supreme Court has noted that the Sarkaria Commission recognised a range of situations which could amount to internal disturbance, including:
- (A) Situations of financial exigencies
 - (B) Breaches of public peace
 - (C) Inefficient administration
 - (D) None of the above
35. The Supreme Court in *Sarbananda Sonowal v. Union of India*, AIR 2005 SC 2920, held that the duty of the Union to protect every state against external aggression and internal disturbance extends to:
- (A) Situations where there are large-scale cases of illegal migrants from other countries
 - (B) Situations where there are large-scale cases of migration from other parts of India
 - (C) Cases of external aggression which are similar to 'war'
 - (D) None of the above
36. In deciding whether the CoVID-19 pandemic and the ensuing lockdown imposed by the Central Government to contain the spread of the pandemic, have created a public emergency as defined by the explanation to Section 5 of the *Factories Act, 1948* the Supreme Court in *GMS* held:
- i. The economic slowdown caused by the pandemic constitutes a public emergency.
 - ii. The situation created by the CoVID-19 pandemic was similar to a national emergency caused by external aggression or war.
 - iii. The economic slowdown created by the CoVID-19 pandemic qualifies as an internal disturbance threatening the security of the state.
- (A) Only i and iii are correct
 - (B) Only ii and iii are correct
 - (C) Only i and ii are correct
 - (D) None of the above statements are correct



37. The Supreme Court in *Ram Manohar Lohia v. State of Bihar*, AIR 1966 SC 740, *Arun Ghosh v. State of West Bengal*, 1970 SCR 288, and later cases, has indicated that matters affecting law and order can be determined:
- (A) Not by the nature of the act alone e.g., a case of stabbing of one person by another
 - (B) The degree to which public tranquility is disturbed
 - (C) Whether the even tempo of life of a community continues undisturbed or not
 - (D) All the above
38. The Supreme Court has indicated that matters that affect public order are to be determined:
- i. By looking at the nature of the act, how violent it is irrespective of its context.
 - ii. The degree and effect any action has on the life of the community.
 - iii. By consideration of factors related to the maintenance of law and order.
- (A) Only i and iii are correct (B) Only ii is correct
(C) Only i and ii are correct (D) All the above statements are correct
39. The *Factories Act, 1948*, stipulates the maximum number of hours that can be worked per week and also that overtime wages need to be double the normal wage rate. In *GMS* the exemption relied upon by State government to extend the working hours to 12 hours a day and at the usual wage rate without payment of overtime across all factories was deemed to be:
- i. Justified in view of the grave emergency cause by the CoVID-19 pandemic.
 - ii. Violative of the rule of law.
 - iii. Violative of just and humane conditions of work.
- (A) Only i and iii are correct (B) Only ii is correct
(C) Only ii and iii are correct (D) All the above statements are correct



40. The rationale of the *Factories Act, 1948* in providing double the wage rate for periods of overtime work is based on:
- i. Compensating the worker for the extra strain on their health in doing overtime work.
 - ii. Enabling the worker to maintain proper standard of health and stamina.
 - iii. Protecting the worker against exploitation.
- (A) i, ii, and iii are correct (B) Only i and iii are correct
(C) Only ii is correct (D) Only ii and iii are correct

- V. In view of various counter claims regarding registration or non-registration, what is necessary is only that the information given to the police must disclose the commission of a cognizable offence. In such a situation, registration of a FIR is mandatory. However, if no cognizable offence is made out in the information given, then the FIR need not be registered immediately and perhaps the police can conduct a sort of preliminary verification or inquiry for the limited purpose of ascertaining as to whether a cognizable offence has been committed. But, if the information given clearly mentions the commission of a cognizable offence, there is no other option but to register a FIR forthwith. Other considerations are not relevant at the stage of registration of FIR, such as, whether the information is falsely given, whether the information is genuine, whether the information is credible etc. These are the issues that have to be verified during the investigation of the FIR. At the stage of registration of a FIR, what is to be seen is merely whether the information given ex facie discloses the commission of a cognizable offence. If, after investigation, the information given is found to be false, there is always an option to prosecute the complainant for filing a false FIR.

[Excerpted from the judgment delivered by Sathasivam, C.J.I. in *Lalita Kumari v. State of Uttar Pradesh*, (2014) 2 SCC 1 (hereafter '*Lalita Kumari*')]]

41. In the concluding part of the judgment excerpted above, preliminary inquiries were permitted for which of the following class or classes of cases?
- (A) Offences related to matrimonial disputes
(B) Allegations of corruption against public officers
(C) Where the information was received after substantial delay, such as more than three months after the alleged incident
(D) All the above
42. In the recent judgment of the Supreme Court in *Netaji Achyut Shinde (Patil) v. State of Maharashtra*, (2021) SCC Online SC 247, a three-judge bench of the Court reiterated which of the following principles relating to a FIR?
- (A) That a cryptic phone call, without complete details and information about the commission of a cognizable offence cannot always be treated as a F.I.R.
(B) That non-reading-over of the recorded complaint by the police to the informant will vitiate the recording of the F.I.R.
(C) That F.I.R.s are substantive pieces of evidence at the trial and can be duly proved to establish the facts in issue at a trial.
(D) That F.I.R.s are necessarily hearsay statements and cannot be relied upon to prove the truth of the matters asserted therein.



43. Upon receipt of a complaint disclosing the commission of a cognizable offence from an informant, the station house officer of a police station proceeds to record the substance of the complaint in the Station House Diary. Thereafter, he proceeds to conduct investigation by going to the spot of the incident, collecting materials from the scene, and recording statements of persons he believes have information about the alleged crime. On the next day, he calls the informant to the police station again, and this time, proceeds to record a formal F.I.R. for the offences. He then gives a copy of the registered F.I.R. to the informant and sends him home. The duly registered F.I.R. can be challenged on which of the following grounds?
- (A) That the police officer has not followed the mandatory procedure of sending a copy of the F.I.R. to the jurisdictional magistrate upon registration.
 - (B) That the statement recorded as the F.I.R. is a hearsay statement made by the police officer himself and therefore cannot be admissible in evidence.
 - (C) That the recorded F.I.R. becomes a statement under Section 161, *Code of Criminal Procedure, 1973*, because the Station House Diary entry will be considered the F.I.R.
 - (D) That the procedure set out in Section 190, *Code of Criminal Procedure, 1973* has been violated by the police officer.
44. In the case of *Aghnoo Nagesia v. State of Bihar*, AIR 1966 SC 119, the accused himself walked to the police station and registered an F.I.R. against himself for the murder of his family members. There was no formal information of the commission of the offence prior to the accused himself having the F.I.R. registered. *Per* the judgment in the case, such an F.I.R. would be considered:
- (A) Violative of right against self-incrimination under Article 20(3) of the *Constitution of India*.
 - (B) A statement that cannot be proved as a confession hit by Section 25, *Indian Evidence Act, 1872*.
 - (C) A statement that can be used as substantive evidence against its maker, since there was no accusation against him at the time he made the statement.
 - (D) A statement that can be retracted by the accused person at the time of trial, and thereafter the commission of the offence cannot be proved.
45. In the case of *Pakala Narayanaswami v. King Emperor*, 1939 Cri LJ 364 (PC), the Privy Council held that a statement would be a confession if it:
- (A) Admitted the commission of the offence in the terms of the offence.
 - (B) Admitted the commission of the ingredients for the commission of the offence.
 - (C) Either (A) or (B)
 - (D) Both (A) and (B)



46. In the excerpt above, the Supreme Court refers to the standard of *ex facie*. Such a standard in law can be explained as:
- (A) Refers to a standard where a document by its stated terms displays the sought fact.
 - (B) Refers to a standard where a document by very simple perusal displays the sought fact.
 - (C) Refers to a standard which calls for an application of mind by the finder of fact to infer a conclusion.
 - (D) Refers to a standard which requires no consideration unless proved otherwise by the opposite side.
47. In *Lalita Kumari* the Supreme Court provides a timeline for the completion of preliminary inquiries by the police prior to the registration of the F.I.R. As per the Court, such an inquiry should be concluded:
- (A) Within a period not exceeding fifteen days
 - (B) Within a period not exceeding seven days
 - (C) As expeditiously as possible but the Court did not specify a timeline
 - (D) Within such time as may be permitted by the jurisdictional Magistrate
48. An F.I.R. is considered the first information of the commission of a cognizable offence. Where the information discloses the commission of both cognizable offences as well as non-cognizable offences as part of the same facts, such information must be treated in the following manner:
- (A) The entire information will be treated as disclosing cognizable offences and registered as an F.I.R.
 - (B) The police officer will sever the parts disclosing non-cognizable offences and shall only register the parts disclosing cognizable offences.
 - (C) The police officer shall refer the informant to the jurisdictional Magistrate for a direction to register the F.I.R., and thereafter, once such direction is received, register the F.I.R.
 - (D) The F.I.R. registered, which contains information of non-cognizable offences, is subject to confirmation by a Magistrate under Sections 156 and 157 of *Cr.P.C.*



49. The power of the police to launch an investigation is provided for under Sections 154 and 157 of Cr.P.C. The threshold to be met for launching an investigation under Section 157, according to *Lalita Kumari*, is
- (A) Cogent and reliable information disclosing the commission of a cognizable offence.
 - (B) Higher than the requirement under Section 154 of Cr.P.C. as the Section uses the term “reason to suspect the commission of an offence”.
 - (C) Precisely the same standard under Section 154 of Cr.P.C. and the police have no discretion in the matter.
 - (D) At the same standard as for a non-cognizable complaint being scrutinised by a Judicial Magistrate.

50. According to the decision of the Supreme Court in *Lalita Kumari*, the police may not consider the genuineness of information disclosing the commission of a cognisable offence at the time of registering an F.I.R. What does this mean?
- (A) That the informant must be believed for the purposes of registering the F.I.R.
 - (B) That the information must be taken as true for the purposes of registering the F.I.R.
 - (C) That the police cannot reject any information disclosing the commission of a cognisable offence on the basis of it being false.
 - (D) All the above

- VI. The non-obstante clause in sub-section (1) of the *Indian Evidence Act, 1872* makes it clear that when it comes to information contained in an electronic record, admissibility and proof thereof must follow the drill of Section 65B, which is a special provision in this behalf — Sections 62 to 65 being irrelevant for this purpose. However, Section 65B(1) clearly differentiates between the “original” document — which would be the original “electronic record” contained in the “computer” in which the original information is first stored and the computer output containing such information, which then may be treated as evidence of the contents of the “original” document. All this necessarily shows that Section 65B differentiates between the original information contained in the “computer” itself and copies made therefrom — the former being primary evidence, and the latter being secondary evidence.



Quite obviously, the requisite certificate in sub-section (4) of the *Indian Evidence Act* is unnecessary if the original document itself is produced. This can be done by the owner of a laptop computer, a computer tablet or even a mobile phone, by stepping into the witness box and proving that the concerned device, on which the original information is first stored, is owned and/or operated by him. In cases where “the computer”, as defined, happens to be a part of a “computer system” or “computer network” (as defined in the *Information Technology Act, 2000*) and it becomes impossible to physically bring such network or system to the Court, then the only means of proving information contained in such electronic record can be in accordance with Section 65B(1), together with the requisite certificate under Section 65B(4). This being the case, it is necessary to clarify what is contained in the last sentence in paragraph 24 of *Anvar P.V.* (supra) which reads as “... if an electronic record as such is used as primary evidence under Section 62 of the Evidence Act ...”. This may more appropriately be read without the words “under Section 62 of the *Evidence Act*, ...”. With this minor clarification, the law stated in paragraph 24 of *Anvar P.V.* (supra) does not need to be revisited.

[Excerpted from the judgment delivered by R.F. Nariman, J., in *Arjun Panditrao Khotkar v. Kailash K. Gorantyal*, (2020) 7 SCC 1.]

51. The Supreme Court judgment excerpted above held that compliance with Sections 65A and 65B of the *Indian Evidence Act, 1872* for admitting secondary evidence of electronic records is:
- (A) Mandatory as held in the case of *Anvar v. Basheer*, (2014) 10 SCC 473
 - (B) Discretionary upon the trial court judge to insist or waive the requirement
 - (C) To be read together with the mode of proof of non-electronic documents under Sections 62-65, *Indian Evidence Act, 1872*
 - (D) None of the above
52. In Indian evidence law, the proof of the contents of documents must necessarily follow a sequence of procedure; this sequence (not necessarily covering all stages) can be illustrated as:
- (A) Admitting the document, marking the document, authenticating the document
 - (B) Authenticating the document, receiving evidence of its contents, marking the document
 - (C) Proving the contents of the document, authenticating the document, marking the document
 - (D) Marking the document, authenticating the document, receiving the document as evidence



53. Where the original document, such as the original computer device containing the electronic record is produced before the court, the provisions of Section 65B(4) of the *Indian Evidence Act, 1872* need not be complied with. However, the owner of the device must be present as a witness and testify that the device belongs to them. This function by a witness is most appropriately understood as:
- (A) The act of authentication of a document
 - (B) The act of proving contents of a document
 - (C) The act of corroborating the evidence of a document
 - (D) The act of solving the problem of hearsay associated with documents
54. Under the *Indian Evidence Act, 1872*, oral evidence as to the contents of documents:
- (A) Cannot be admitted
 - (B) Generally cannot be admitted except when accepted as admissible secondary evidence under Section 65, *Indian Evidence Act, 1872*
 - (C) Generally can be admitted except when barred by the rule against hearsay
 - (D) Generally can be admitted except when considered unreliable due to impeachment of the witness
55. Where primary evidence of an electronic record cannot be produced in court, and the secondary evidence is not accompanied by a certificate required under Section 65B(4), *Indian Evidence Act, 1872*, the court may:
- (A) Never admit such evidence
 - (B) May only admit such evidence where it is satisfied that procuring such a certificate for the party adducing the document into evidence would result in unfair prejudice, and where the document is crucial evidence
 - (C) May admit such evidence if satisfied that the party adducing such evidence was unable to procure the certificate despite best efforts and that it was impossible for them to do so
 - (D) Admit such evidence after a scrutiny of the fact it purports to prove, and only do so for the proof of relevant facts, and never for the proof of facts in issue as defined under Section 3, *Indian Evidence Act, 1872*.



56. A plaintiff seeks to adduce a secondary electronic record into evidence and does not comply with the requirements under Section 65B, *Indian Evidence Act, 1872*, for the same. The respondent does not object to the admission of such evidence at trial. Subsequently, upon appeal, a ground is taken by the original respondent that such evidence should not have been admitted as it did not comply with the procedure under Section 65B. Relying on the Supreme Court's judgment in *Sonu v. State of Haryana*, (2017) 8 SCC 570, the court should hold:
- (A) An appellate court should declare the evidence inadmissible in line with the mandatory nature of Section 65B.
 - (B) An appellate court should remand the matter to trial declaring the said evidence inadmissible.
 - (C) An objection to the method of proof cannot be raised at the appellate stage as the original plaintiff cannot rectify the error.
 - (D) Since the respondent did not object to the admissibility of the evidence, the document is held to be proved.
57. The Supreme Court in *Anvar v. Basheer*, (2014) 10 SCC 473, overruled the decision of *State (NCT of Delhi) v. Navjot Sandhu*, (2005) 11 SCC 600, on which of its holdings?
- (A) That in cases of criminal conspiracy, the method of proof of the conspiracy is controlled by Section 10, *Indian Evidence Act, 1872*, and not Section 65B.
 - (B) That irrespective of compliance with Section 65B, contents of electronic documents could be proved through Sections 62-65 of the *Indian Evidence Act, 1872*.
 - (C) That electronic documents being a special class of general documents, had to be proved through expert opinion under Section 45, *Indian Evidence Act, 1872*.
 - (D) That the document sought to be proved must first be marked and then admitted into evidence for its contents, and that this sequence may not be reversed.
58. The judgment of the Supreme Court in *Tomaso Bruno v. State of U.P.*, (2015) 3 SCC (Cri) 54, has been held to be *per incuriam*. In law, a judgment is *per incuriam* when:
- (A) The judgment is against binding precedent of a higher court or larger bench.
 - (B) The judgment is against binding provisions of law applicable to the subject.
 - (C) Both (A) and (B)
 - (D) Neither (A) nor (B)



59. X gets his Will made. The final Will is drawn up by a scribe who takes down the dictation of the terms and averments of the document, and thereafter, the Will is executed by the testator. The execution of the Will is also attested to by two witnesses. Upon the death of X, the Will falls into controversy. Y, one of X's sons, challenges the validity of the Will. To prove due execution of the document, Z, X's other son, who supports the Will, calls one of the attesting witnesses to court. This witness states that he does not remember the due execution of the Will nor does he remember attesting the Will. Thereafter, Z seeks to examine the scribe who wrote the Will as a witness to its execution. Can the scribe be examined at this stage?
- (A) Yes, since one of the attesting witnesses has not recalled the execution, any other evidence is now admissible to prove execution under Section 71, *Indian Evidence Act, 1872*.
 - (B) No, since there is another attesting witness who has not been summoned to court, that witness must be first examined under Section 68, *Indian Evidence Act, 1872*.
 - (C) No, since one attesting witness has denied the execution, no other evidence can prove the execution of the Will.
 - (D) Yes, since the scribe is a direct witness to the execution of the Will, and his evidence is admissible under Section 60, *Indian Evidence Act, 1872*.
60. In terms of the time when the certificate required under Section 65B(4) of the *Indian Evidence Act, 1872* must be produced, and specifically in the context of criminal trials, the Supreme Court has held:
- (A) That the certificate must generally be produced at the time of production of documents, which would mean filing of the chargesheet in a criminal case.
 - (B) That the documents, if missing, or deficient, can be supplied at a later stage in the trial and the court can be asked to take them on record.
 - (C) That generally speaking, any application during trial to take additional documents on record must be examined as to not cause unfair prejudice to the accused.
 - (D) All the above

VII. There are two different ways we can think about law and law-making. To put it crudely: we can think of law as partisan, as nothing more than the expression in legislative terms of the particular ideology or policies of a political party; or we can think of law as neutral, as something that stands above party politics, at least in the sense that once passed it ought to command the obedience and respect of everyone...

[Political] Parties compete for control of Parliament because they want their values, their ideology, and their programme to be reflected in the law of the land... ..no-one



doubts that the Commons stage is the most important, and the reason surely is that the House of Commons is the institution most subject to popular control. If laws passed by one Parliament turn out to be unpopular, the electorate can install a majority that is sworn to repeal them. That is what elections and representative politics are all about. On this model, it is simply fatuous to pretend that law is somehow 'above' politics. Maybe there are some laws on which everyone agrees, no matter what their ideology. Everyone agrees there should be a law against murder, for example, and that there should be basic rules of the road. But as soon as we turn to the fine print, it is surprisingly difficult to find a consensus on the detail of any legislative provision. And in many cases, even the fundamental principles are the subject of fierce political dispute... What this model stresses, then, is that legislative attitudes are necessarily partisan attitudes. So long as there is tight party discipline in Parliament, legislative decisions will be taken on the basis of the ideology of the leadership of the party in power. The partisan model stresses the legitimacy of these attitudes and this form of decision-making...

By contrast, what I call 'the neutral model' enjoins a certain respect for law and law-making which goes beyond purely partisan views. According to this model there is something special about law, and it carries with it special non-partisan responsibilities. Proponents of the neutral model do not deny that laws are made by party politicians, and that legislation is often motivated by disputed values and ideologies... ..their view is that when a law is being made, something solemn is being decided in Parliament in the name of the whole society. Though it is reasonable for bills to be proposed and debated along partisan lines, the decision procedures of Parliament are designed to indicate not merely which is the stronger party, but what is to be the view of society as a whole on some matter for the time being... ..the result, the outcome, is a decision of the House as a whole: it is, literally, an act of Parliament, not merely an act of the Conservative party or an act of the Labour party, whichever commands the majority. By virtue of the parliamentary process, it transcends partisan politics, and presents itself as a norm enacted for and on behalf of the entire community...

...on the neutral model, the social function idea tends to receive more emphasis than the political provenance. For this reason, the neutral model often focuses on aspects of the legal system that do not involve explicitly partisan initiatives. It focuses on those areas of law where there is something approaching unanimity (such as the fundamental



principles of the criminal law and some of the basic tenets of private law). And it focuses particularly on ‘the common law’... ..when common law doctrine strikes out in new directions, the change is usually presented as the product of reasoning which is independent of politics, as though there were an evolving ‘logic’ of the law which could proceed untainted by partisan values or ideology.

[Excerpted, with edits, from *The Law*, by Jeremy Waldron, Routledge, Oxon, 1990.]

61. Partyland is a democratic republic that has a federal legislative body called the Senate. The Senate is the most powerful legislative body in the country, and its decisions cannot be overruled by the judiciary. The Personal Party wins the general elections by an overwhelming majority and implements several of its policies through legislation during its term in power. In the next general elections, the Public Party wins an overwhelming majority at the polls and passes several legislation reversing the Personal Party’s changes. It also introduces new laws to implement its own policies. Which of the following is Waldron most likely to agree with?
- (A) Partyland is not an actual democracy
 - (B) The situation in Partyland is an illustration of the neutral model of law
 - (C) The situation in Partyland is an illustration of the partisan model of law
 - (D) Partyland is not an actual republic
62. The Public Party wins a second term in power and introduces sweeping changes to Partyland’s laws. Judges now have limited or no discretion in deciding cases but are expected to apply the codified laws of the country strictly. Which of the models of law described in the passage do these changes align most closely with?
- (A) The neutral model of law
 - (B) The partisan model of law
 - (C) Equally with both, the neutral and the partisan model of law
 - (D) With neither the neutral nor the partisan model of law
63. The Public Party now introduces new laws that require all workers to pay a “workers’ tax” equal to 10% of their earnings. The amount collected from this tax would be deposited into a fund for the welfare of workers. Partyland is divided into several states, and there are separate elections to the legislatures of states. The Worker’s Party is in power in one state, and it announces that the new law is “anti-worker”. The Worker’s Party refuses to implement the new law in that state. Which of the models of law described in the passage does the Worker’s Party’s conduct most closely align with?
- (A) The partisan model of law
 - (B) The neutral model of law
 - (C) Equally with both, the neutral and the partisan model of law
 - (D) With neither the neutral nor the partisan model of law



64. Based on the information provided in the passage, which of the following is the most accurate as regards the Basic Structure doctrine in Indian Constitutional law?
- (A) As it places limits on the amending power of Parliament, it is closer to the partisan rather than the neutral model of law.
 - (B) As it emerged from a series of judicial decisions rather than legislation, it is a product of partisan rather than neutral law-making.
 - (C) It does not reflect any of the attributes of either the neutral or partisan model of law.
 - (D) As it places limits on the amending power of Parliament, it is closer to the neutral rather than the partisan model of law.
65. Based on the passage above, which of the following is Waldron most likely to agree with?
- (A) Legislators always make laws based on their party's ideology, rather than any non-partisan interests
 - (B) Legislators make laws based on non-partisan considerations
 - (C) Laws are made on the basis of the needs and demands of society from time to time
 - (D) Law and law-making can be understood using the partisan or the neutral model
66. Which of the following most strongly supports the neutral model of law and law-making?
- (A) The fact that once enacted, a legislation is regarded as an act of Parliament as a whole, rather than any political party
 - (B) The fact that party whips ensure party members vote in accordance with their party's ideological position
 - (C) The fact that social welfare legislation are enacted for the benefit of the weaker sections of society
 - (D) The fact that elections to legislatures are hotly contested
67. Which of the following is a proponent of the neutral model of law-making most likely to agree with?
- (A) Everyone agrees that democracy is desirable, and the fact that the voter turnout in recent years has increased tremendously shows that law-making is non-partisan.
 - (B) Everyone agrees that legislators should represent their constituents' interests, and so, they should vote only for laws that their party has promised to the electorate in the election manifesto.
 - (C) Everyone agrees that child pornography is heinous, and that fact that politicians across parties have voted for strong punishments to be imposed on child pornographers shows that law-making is non-partisan.
 - (D) Everyone agrees that judges are not elected, and so, they should not have any law-making powers, directly through legislation or indirectly through interpretation.



68. Which of the following arguments most strongly supports the partisan model of law-making?
- (A) Calling a legislation an act of Parliament rather than the act of a political party shows that it is the view of society as a whole on some matter, and thus deserving of respect by members of all political parties.
 - (B) Merely calling a legislation an act of Parliament does not take away from the fact that it is partisan, since it was introduced by a political party, and voted for by its members on the party's directions, in furtherance of the party's ideological agenda.
 - (C) Calling a legislation an act of Parliament indicates that politicians have the liberty to vote for or against legislation on the basis of their idea of the rule of law, rather than on the basis of their party's ideological agenda.
 - (D) The mere act of calling a legislation an act of Parliament shows that it is the result of the collective effort of legislators from different political parties, and therefore, non-partisan in nature.
69. General elections are held again in Partyland, and yet again, the Public Party wins power. It now introduces a new law, which provides that legislators who vote against their party whip may not be disqualified from membership of their party for that reason alone. Which of the models of law described in the passage does this new law align most closely with?
- (A) The neutral model of law
 - (B) The partisan model of law
 - (C) Equally with both, the neutral and the partisan model of law
 - (D) With neither the neutral nor the partisan model of law
70. Which of the following, if true, would most weaken the neutral model of law's arguments about the common law?
- (A) Common law doctrine evolves over time, and in some instances may take much longer to evolve than the passage of a legislation.
 - (B) Common law doctrine only evolves based on a form of reasoning specific to the law and is not affected by the personal values or ideologies of judges.
 - (C) The evolution of common law doctrine proceeds in a purely logical manner and is not affected by any partisan values or ideology.
 - (D) The evolution of common law doctrine is directed by the partisan interests of judges and is not divorced from political values or ideology.



VIII. ...If a person enters into a transaction which is surely likely to result in loss, he cannot be accused of insider trading. In other words, the actual gain or loss is immaterial, but the motive for making a gain is essential.

The words, “likely to materially affect the price” appearing in the main part of Regulation 2(ha) gain significance for the simple reason that profit motive, if not actual profit should be the motivating factor for a person to indulge in insider trading. This is why the information in Item No.(vii) of the Explanation under Regulation 2(ha) may have to be examined with reference to the words “likely to materially affect the price”. Keeping this in mind let us now come back to the facts of the case.

Gammon Infrastructure Projects Limited (“**GIPL**”) was awarded a contract for the execution of a project, whose total cost was admittedly ₹ 1,648 crores. Simplex Infrastructure Limited (“**SIL**”) was awarded a contract for a project whose cost was ₹ 940 crores. Both GIPL and SIL created Special Purpose Vehicles and then they entered into two shareholders Agreements. Under these Agreements, GIPL and SIL will have to make investments in the Special Purpose Vehicles created by each other, in such a manner that each of them will hold 49% equity interest in the other’s project.

It means that GIPL could have acquired 49% equity interest in the project worth ₹ 940 crores and SIL would have acquired 49% equity interest in a project worth ₹ 1,648 crore.

In arithmetical terms, the acquisition by GIPL, of an equity interest in SIL’s project was worth ₹ 460 crores approximately. Similarly, the acquisition by SIL, of the equity interest in GIPL’s project was worth ₹ 807.52 crores. Therefore, the cancellation of the shareholders Agreements resulted in GIPL gaining very hugely in terms of order book value. In such circumstances an ordinary man of prudence would expect an increase in the value of the shares of GIPL and would wait for the market trend to show itself up, if he actually desired to indulge in insider trading. But the respondent did not wait for the information about the market trend, after the information became public. The reason given by him, which is also accepted by the Whole-Time Member (“**WTM**”) and the Tribunal is that he had to dispose of his shares as well as certain other properties for the purpose of honouring a Corporate Debt Restructuring (“**CDR**”) package. It is on record that if the CDR package had not gone through successfully, the parent company of GIPL namely, Gammon India Ltd., could have gone for bankruptcy.

Therefore, the Tribunal was right in thinking that the respondent had no motive or intention to make undeserved gains by encashing on the unpublished price sensitive information that he possessed.



As a matter of fact, the Tribunal found that the closing price of shares rose, after the disclosure of the information. This shows that the unpublished price sensitive information was such that it was likely to be more beneficial to the shareholders, after the disclosure was made. Any person desirous of indulging in insider trading, would have waited till the information went public, to sell his holdings. The respondent did not do this, obviously on account of a pressing necessity.

[Excerpted from the judgment delivered by Ramasubramanian, J., in *Securities and Exchange Board of India v. Abhijit Rajan*, CA No. 563 of 2020 (hereafter 'A Rajan')]

71. In *A Rajan*, which of the following are essential prerequisites for an insider to fall within the mischief of “insider trading” under the *Securities and Exchange Board of India (Prohibition of Insider Trading) Regulations, 1992* (the “**Insider Trading Regulations**”)?
- (A) Lack of access to price sensitive information
 - (B) A profit motive
 - (C) *Mens rea*
 - (D) Abstaining from dealing in securities of a company about which the insider has price sensitive information
72. Which of the following are the key facts in *A Rajan*?
- (A) The respondent sold the shares of the company about which he had unpublished price sensitive information (“**UPSI**”) after the rise in price of the shares consequential to the disclosure of the UPSI.
 - (B) The respondent did not possess any UPSI about the company whose shares he sold.
 - (C) The respondent sold the shares of the company about which he had UPSI before the rise in price of the shares consequential to the disclosure of the UPSI in his possession.
 - (D) The response did not sell any shares of the company about which he had UPSI.



73. Based on the passage, what is 'insider trading' under the Insider Trading Regulations?
- (A) Dealing in the securities of a company about which one does not have UPSI, without any desire to make a profit.
 - (B) Dealing in the securities of a company about which one has UPSI, without any desire to make a profit.
 - (C) Dealing in the securities of a company about which one does not have UPSI, with the desire to make a profit.
 - (D) Dealing in the securities of a company about which one has UPSI, with the desire to make a profit.
74. Based on the passage, what was the impact of the cancellation of the shareholders' agreements between SIL and GIPL?
- (A) There was a decrease in the closing prices of the shares after this information was disclosed.
 - (B) There was an increase in the closing prices of the shares after this information was disclosed.
 - (C) There was no change in the closing prices of the shares after this information was disclosed.
 - (D) The company's securities were delisted from the stock exchange.
75. Which of the following approaches has been adopted in several jurisdictions, including India, to determine cases of insider trading?
- (A) Parity of information
 - (B) Lifting the corporate veil
 - (C) Indoor management
 - (D) Constructive notice
76. What reason did *A Rajan* give for selling his shares in the company about which he had UPSI?
- (A) He expected a huge rise in the share price of GIPL upon the disclosure of the UPSI in his possession.
 - (B) It was a compulsory requirement under the shareholders' agreement with SIL.
 - (C) He needed funds to buy the securities of SIL.
 - (D) He needed funds to honour a CDR package.



77. Which of the following did the court in *A Rajan* say was clarified in *SEBI v. Kanaiyalal Baldevbhai Patel*, (2017) 15 SCC 1, as regards the *SEBI (Prohibition of Fraudulent and Unfair Trade Practices relating to Securities Market) Regulations, 2003* (the “**FUTP Regulations**”)?
- (A) That *mens rea* is an indispensable requirement to attract the rigour of the FUTP Regulations
 - (B) That *mens rea* is not an indispensable requirement to attract the rigour of the FUTP Regulations
 - (C) That *mens rea* is not an indispensable requirement to attract the rigour of the Insider Trading Regulations
 - (D) That *mens rea* is an indispensable requirement to attract the rigour of the Insider Trading Regulations
78. The Insider Trading Regulations are no longer in force. Which of the following is the current set of regulations governing insider trading in India?
- (A) The FUTP Regulations
 - (B) The *SEBI (Issue of Capital and Disclosure Requirements) Regulations, 2018*
 - (C) The *SEBI (Prohibition of Insider Trading) Regulations, 2015*
 - (D) The *SEBI (Listing Obligations and Disclosure Requirements) Regulations 2015*
79. What did *A Rajan* hold regarding the information related to the termination of the shareholders’ agreements between GIPL and SIL?
- (A) It was not in the respondent’s possession
 - (B) It had no impact on the closing price of GIPL’s shares
 - (C) It was not price sensitive information
 - (D) It was price sensitive information
80. In *A Rajan*, the court opined that a person who wanted to indulge in insider trading would have:
- (A) Held on to the shares, and only sold them after the news about the termination of the shareholders’ agreements with SIL was made public.
 - (B) Sold the shares before the news about the termination of the shareholders’ agreements with SIL was made public.
 - (C) Held on to the shares and not sold them under any circumstances whatsoever.
 - (D) Never have bought GIPL’s shares in the first place.



IX. The Russian Federation's specific claims alleging genocide, and invoking that alleged genocide as the basis for military action against Ukraine, include:

- a. On 21 February 2022, the President of the Russian Federation stated in an official address that there was a "genocide" occurring in Ukraine, "which almost 4 million people are facing."...
- c. The President of the Russian Federation then announced a "special military operation" and stated that "[t]he purpose of this operation is to protect people who, for eight years now, have been facing humiliation and genocide perpetrated by the Kiev regime."...
- f. In an interview on 25 February 2022, the Russian Ambassador to the European Union was asked about President Putin's reference to genocide as justification for Russia's unlawful acts against Ukraine and said "[w]e can turn to the official term of genocide as coined in international law. If you read the definition it fits pretty well."

Ukraine has emphatically denied that any act of genocide has occurred in the Luhansk and Donetsk oblasts or elsewhere in Ukraine, and that Russia has any lawful basis whatsoever to take action in and against Ukraine for the purpose of preventing and punishing genocide...

...Therefore, the parties' dispute over first, the existence of acts of genocide, and second, Russia's claim to legal authority to take military action in and against Ukraine to punish and prevent such alleged genocide, is a dispute that concerns the interpretation, application or fulfilment of the [1] Convention. Accordingly, the Court should recognize its jurisdiction on a prima facie basis for purposes of indicating provisional measures.

[Excerpted from: *Request for the Indication of Provisional Measures Submitted by Ukraine*, February 26, 2022, in *Allegations of Genocide under the Convention on the Prevention and Punishment of the Crime of Genocide (Ukraine v. Russian Federation)*, International Court of Justice]

81. Ukraine filed the application excerpted above concerning "a dispute . . . relating to the interpretation, application and fulfilment of" an international convention (the "**Convention**"), whose name has been replaced with '[1]' in the excerpt above. What is the full name of the Convention?

- (A) *Convention on the Elimination of All Forms of Discrimination against Women, 1979*
- (B) *Convention on the Prevention and Punishment of the Crime of Genocide, 1948*
- (C) *International Covenant on Civil and Political Rights, 1966*
- (D) *Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, 1984*



82. Article IX of the Convention provides that disputes between Contracting Parties relating to the interpretation, application or fulfilment of the Convention, shall be submitted to the International Court of Justice (the “ICJ”) at the request of:
- (A) The United Nations High Commissioner for Refugees
 - (B) Any State not party to the dispute
 - (C) The Secretary-General of the United Nations
 - (D) Any of the parties to the dispute
83. Article II of the Convention defines ‘genocide’ to mean certain acts, “committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group”. Which of the following is not included in the list of such acts under Article II of the Convention?
- (A) Killing members of the group
 - (B) Promoting the cultural activities of the group
 - (C) Imposing measures intended to prevent births within the group
 - (D) Forcibly transferring children of the group to another group
84. The ICJ held hearings for provisional measures in response to Ukraine’s application excerpted above on March 7, 2022. Which of the following did the Russian Federation do in relation to these hearings?
- (A) It appeared before the ICJ, and also submitted written pleadings objecting to the ICJ’s jurisdiction over the matter
 - (B) It chose not to appear before the ICJ, and did not submit any written pleadings either
 - (C) It chose not to appear before the ICJ, and submitted written pleadings objecting to the ICJ’s jurisdiction over the matter
 - (D) It appeared before the ICJ, but chose not to submit any written pleadings
85. Which of the following relates to the conditions under which States may resort to war or the use of armed force in general?
- (A) *Jus gentium*
 - (B) *Jus ad bellum*
 - (C) *Jus in bello*
 - (D) *Jus cogens*
86. Who among the following is the author of the work *Mare Liberum*, and is also often called the ‘Father’ of modern international law?
- (A) Jeremy Bentham
 - (B) Baruch Spinoza
 - (C) Hugo Grotius
 - (D) Mohamed ElBaradei



87. Article 38(1) of the *Statute of the International Court of Justice* recognises certain sources of law that it must apply in deciding disputes submitted to it. Which of the following is or are included under Article 38(1)?
- (A) International conventions, whether general or particular, establishing rules expressly recognised by the contesting states
 - (B) International custom, as evidence of a general practice accepted as law
 - (C) The general principles of law recognized by civilized nations
 - (D) All the above
88. Article 38(2) of the *Statute of the International Court of Justice* provides that Article 38 “shall not prejudice the power of the Court to decide a *case ex aequo et bono*, if the parties agree thereto”. Which of the following is the meaning of the phrase *ex aequo et bono*?
- (A) The thing speaks for itself
 - (B) According to the right and good
 - (C) By that very fact or act
 - (D) Towards all
89. Which among the following was established by the General Assembly of the United Nations in 1947, to undertake the mandate of the Assembly, under Article 13(1)(a) of the *Charter of the United Nations* to “initiate studies and make recommendations for the purpose of ... encouraging the progressive development of international law and its codification”?
- (A) The International Law Commission
 - (B) The International Court of Justice
 - (C) The International Criminal Court
 - (D) The World Trade Organisation
90. Who among the following first coined the term ‘genocide’?
- (A) Hersch Lauterpacht
 - (B) Judge Radhabinod Pal
 - (C) Raphael Lemkin
 - (D) Mirjan Damaška
- X. Food Corporation of India (“FCI” or “Corporation”), the Appellant herein, procures and distributes foodgrains across the length and breadth of the country as a part of its statutory duties. In the process, it enters into many contracts with transport contractors. In one such contract, the subject matter of present appeals, the Corporation empowered itself (under clause XII (a)) to recover damages, losses, charges, costs and other expenses suffered due to the contractors’ negligence from the sums payable to them. The short question arising for consideration is whether the demurrages imposed on the Corporation by the Railways can be, in turn, recovered by the Corporation from the contractors as “charges” recoverable under clause XII (a) of the contract. In other words, does contractors’ liability for “charges”, if any, include demurrages?



“XII [Road Transport Contract]. Recovery of losses suffered by the Corporation (a) *The Corporation shall be at liberty to reimburse themselves for any damages, losses, charges, costs or expenses suffered or incurred by them, or any amount payable by the Contractor as Liquidated Damages as provided in Clauses X above....*”

Interpretation of contracts concerns the discernment of the true and correct intention of the parties to it. Words and expressions used in the contract are principal tools to ascertain such intention. While interpreting the words, courts look at the expressions falling for interpretation in the context of other provisions of the contract and also in the context of the contract as a whole. These are intrinsic tools for interpreting a contract. As a principle of interpretation, courts do not resort to materials external to the contract for construing the intention of the parties. There are, however, certain exceptions to the rule excluding reference or reliance on external sources to interpret a contract. One such exception is in the case of a latent ambiguity, which cannot be resolved without reference to extrinsic evidence. Latent ambiguity exists when words in a contract appear to be free from ambiguity; however, when they are sought to be applied to a particular context or question, they are amenable to multiple outcomes....”. It observed that “...Extrinsic evidence, in cases of latent ambiguity, is admissible both to ascertain where necessary, the meaning of the words used, and to identify the objects to which they are to be applied.

The Corporation in the present contract has chosen not to include the power to recover demurrages and as such the expression “charges” cannot be interpreted to include demurrages. Demurrage is undoubtedly a charge, however, such a textual understanding would not help us decipher the true and correct intention of the parties to the present contract”. After examining the contract in its entirety, including its nature and scope, the Court concluded that the contractors’ liability in the present contract was clearly distinguishable from other contracts entered into by the Corporation in 2010 and 2018, which included loading and unloading of foodgrains from the railway wagons within the scope of contractors’ duties, thereby necessitating the inclusion of demurrages as a penalty for non-performance of contractual duties.

[Extracted from: *Food Corporation of India v. Abhijit Paul*, (CA 8572-8573/2022). Judgment of Justices A.S. Bopanna and P.S. Narasimha, 18 November 2022]

91. According to the Court, how was this Road Transport Contract different from FCI’s earlier contracts with transport contractors?

- (A) FCI’s earlier contracts had expired
- (B) The present contract did not include loading and unloading of foodgrains from the railway wagons within the scope of contractor’s duties
- (C) Earlier contracts were executed by FCI with contractors who were both handlers and transporters
- (D) Earlier contracts were not validly executed



92. What is the extrinsic evidence that the Court used?
- (A) Work order under the Road Transport Contract
 - (B) FCI's Handling and Transport Contracts of 2010 and 2018
 - (C) Tender documents filed by the contractors
 - (D) FCI's Handbook on Movement Operations
93. The Court referred to *Union of India v. Raman Iron Foundry* (1974), to explain that contractual terms cannot be interpreted in isolation, following strict etymological rules or be guided by popular connotation of terms, at variance with the contractual context. This principle of interpretation of contracts is known as
- (A) Ejusdem generis
 - (B) Mischief rule
 - (C) Literal rule
 - (D) Rule of contextual interpretation
94. In Clause XII (Road Transport Contract), discussed in the extract above, the FCI may reimburse itself for damages etc., as Liquidated Damages. What does the term 'liquidated damages' mean?
- (A) Stipulated amount payable on breach of contract
 - (B) Amount payable for actual damage caused due to breach
 - (C) Amount intended to secure performance of contract
 - (D) Damages payable for breach, where the exact amount is not pre-agreed
95. The High Court had held that the Corporation was only entitled to recover losses that were incurred due to the contractor's dereliction of duties under Section 73 of the *Indian Contract Act, 1872*. What does Section 73 provide for?
- (A) Obligation of parties to perform their promise
 - (B) Compensation for breach of contract where penalty stipulated for
 - (C) Compensation for loss or damage caused by breach of contract
 - (D) Effect of refusal of party to perform promise wholly
96. The Court used the expression "*Ex praecedentibus et consequentibus optima fit interpretatio*". What does this mean?
- (A) Of the same kind
 - (B) The best interpretation is made from the context
 - (C) An exception proves the rule
 - (D) No action arises on an immoral contract
97. In the case excerpted above, the Court used the following as an internal aid to interpret the contract:
- (A) Schedule
 - (B) Title
 - (C) Words and expressions
 - (D) Proviso



98. What was the latent ambiguity in the contract discussed in the case excerpted above?
- (A) if the parties had capacity to perform the contract
 - (B) if the parties intended to execute the contract
 - (C) whether the term “charges” was exclusive of liability for demurrages
 - (D) whether the Corporation can recover charges under the contract
99. What does the term ‘latent ambiguity’ mean?
- (A) A glaring ambiguity, obvious from the face of the contract
 - (B) A contractual term is reasonably, but not obviously, susceptible to more than one interpretation
 - (C) A contractual term written in plain language and clearly understood
 - (D) A contractual term that is illegal and against the public good
100. Which one of the following cases is a key precedent on contextual interpretation of contracts?
- (A) *Louisa Carlill v. Carbolic Smoke Ball Company*, [1892]
 - (B) *Dunlop Pneumatic Tyre Co. Ltd. v. New Garage & Motor Co. Ltd.*, [1914]
 - (C) *Investors Compensation Scheme Limited v. West Bromwich Building Society*, [1997]
 - (D) *Home Office v. Dorset Yacht Co. Ltd.*, [1970]

- XI. The Plaintiff is a world-renowned company, carrying on business in the field of sealants and adhesives, construction and paint chemicals, art materials, industrial adhesives, industrial and textile resins and organic pigments and preparations since at least 1969. The mark M-SEAL was conceived and adopted by the Plaintiff’s predecessors in title... in or about the year 1968, and has been continuously, extensively and in an uninterrupted manner used since then.

The said mark and the artistic representation thereof have been acquired by the Plaintiff pursuant to agreement dated 27 March 2000, together with the goodwill thereof and the Plaintiff is the registered proprietor of the mark M-SEAL and/or marks consisting of M-SEAL as one of its leading, essential and distinctive features.

Plaintiff’s earliest trade mark registration bearing no. 282168 [is] in respect of the mark M-SEAL, dated 16th August 1972, claiming use from 1st December 1968... The registrations are valid and subsisting and the entries appearing on the register of trade marks including the dates of use thus constitute prima facie evidence of such facts.



It is stated that the Plaintiff's M-SEAL registration bearing No. [...] contains a disclaimer with regard to the word PHATAPHAT, however the mark as a whole is registered and to that extent all features taken as a whole stand protected by the registration. Further, it is stated that registration bearing no. [...] contains a disclaimer with regard to the word SEAL and the registrations bearing nos. [...] have a condition imposed on it viz "Registration of this trade mark shall give no right to the exclusive use of all other descriptive matters appearing on the label". However, the Plaintiff states that these conditions do not limit the rights of the Plaintiff including for reasons set out hereinafter and in any event the rest of the M-SEAL registrations have no conditions/limitations.

The unique and distinctive artistic representation of M-SEAL i.e., (including in particular the unique line below the mark which is an extension from the first letter of the mark) as well as the M-SEAL Labels are original artistic works in respect of which copyrights subsist and such copyrights are owned by the Plaintiff.

The Plaintiff states that in or about December 2020, the Plaintiff was shocked and surprised to come across sealant products of the Defendant being sold under the mark R-SEAL, which mark is deceptively similar to the Plaintiff's registered trade mark M-SEAL... The said product of the Defendant is identical to the M-SEAL product of the Plaintiff and the Defendant's product also bears an impugned packaging/labels/trade dress which is a reproduction of and/or in appearance, almost identical or deceptively similar to the M-SEAL products of the Plaintiff, and the M-SEAL Labels... The impugned products of the Defendant also bear the impugned identification mark JHAT-PAT that is deceptively similar to the Plaintiff's identification mark PHATAPHAT.

In comparing rival marks / labels to consider whether they are similar, the Supreme Court in *Cadilla Healthcare Limited v. Cadilla Pharmaceuticals Limited*, 2001 (2) PTC 541 SC10 lays down that attention and stress is to be given to the common features in the two rather than on differences in essential features.

[Source: *Pidilite Industries Limited v. Riya Chemy* 1-IA (L) 15502 of 2021 in Comm. IP. Su. 147 of 2022. Decision of Justice R. I. Chagla of the Bombay High Court, 11 November, 2022]

101. The main complaint against the Defendant in the case excerpted above is that their mark is "_____" to the Plaintiff's registered trademarks.
- (A) reasonably close in expression (B) same as
(C) different from (D) deceptively similar
102. In order to prove infringement of copyright here, the Defendant's work:
- (A) should be the exact reproduction of the Plaintiff's work/label
(B) looks similar to or like a copy or is reproduction of substantial part of the Plaintiff's work
(C) bears no resemblance to the Plaintiff's work/label
(D) should be created only by the Defendant or its authorised agents



103. Which one of the following is not part of the Plaintiff's claim for infringement in this case?
- (A) trademark (B) tagline (C) patent (D) trade dress
104. What is the test of prior use of trademark?
- (A) open, continuous, extensive, uninterrupted use and promotion for a long time
- (B) owner waives rights over trademark and permits subsequent use of the mark
- (C) reasonable parody, comment of a registered trademark
- (D) use of trademark in good faith mainly for a descriptive purpose
105. Section 29 of the *Trademarks Act, 1999*, applicable in this case, considers which of the following as an infringement of a trademark?
- (A) Misrepresentation of ownership of a trademark
- (B) Infringement of an unregistered trademark
- (C) Interference with exclusive right to use a registered trade mark
- (D) Infringement of a registered trademark by use of an identical or deceptively similar trademark in relation to identical or similar goods
106. Use of a trademark violates exclusive rights of the prior user or proprietor when:
- (A) usage has introduced differences or changes in the work
- (B) usage is likely to cause confusion and deception amongst members of the trade and public
- (C) usage of the work is authorised by the user or proprietor
- (D) the trademark enjoys goodwill
107. Dilution of a brand by the Defendant would result in commission of which of the following?
- (A) a civil wrong (B) not actionable per se
- (C) a criminal wrong (D) violates fundamental rights
108. What is the defence of acquiescence?
- (A) no confusion or difference in essential features of the trademark
- (B) waiver of right over trademark and permission for use of the mark
- (C) invalidity of the registered trademark
- (D) use of the trademark in good faith



109. Which decision established the three elements of passing off, otherwise known as the “Classical Trinity”?
- (A) *Academy of Motion Picture Arts v. GoDaddy.Com, Inc.*, (2015)
 - (B) *Yahoo! Inc. v. Akash Arora and Another*, (1999)
 - (C) *Reckitt & Colman Products Ltd. v. Borden Inc.*, (1990)
 - (D) *Coca-Cola Company v. Bisleri International Pvt. Ltd.*, (2009)
110. Which of these is not, in itself, a defence to infringement of a registered trademark?
- (A) honest and concurrent use
 - (B) acquiescence
 - (C) prior adoption and use
 - (D) fair use

XII. The philosophy of Corporate Social Responsibility (“CSR”) has had a long-standing history in India. India is one of the first countries in the world to create a legal framework on CSR and statutorily mandate companies to report on the same. It emanates from the Gandhian principles of trusteeship and giving back to the society. The intent of the law is to mainstream the practice of business involvement in CSR and make it socially, economically and environmentally responsible.

The Companies Act, 2013 (the ‘Act’) mandates companies meeting a certain minimum threshold in terms of turnover/net worth/net profit to undertake CSR activities as per Schedule VII of the Act. Schedule VII specifies the areas or subjects to be undertaken by the company as CSR activities. These areas broadly align with national priorities and relate to sustainable and inclusive development. The Act does not recognise any expenditure on areas/activities outside of Schedule VII as CSR expenditure. Companies (CSR Policy) Rules, 2014 prescribes the operational framework and manner in which companies should comply with CSR provisions under the Act. The mode of implementation of CSR activities, content of CSR policy, impact assessment, reporting requirements and disclosure for CSR are covered under these Rules. The CSR architecture is disclosure-based and CSR-mandated companies are required to file details of CSR activities annually in the MCA-21 registry in e-form AOC-4.

A High-Level Committee set up in 2018 to review the CSR framework recommended that Schedule VII of the Act be mapped with Sustainable Development Goals (‘SDGs’). The Committee noted that companies need to balance CSR spending between local area/areas around where it operates, and less developed regions such as aspirational districts.

The Government of India launched the ‘Transformation of Aspirational Districts’ Programme (‘ADP’) in January 2018 with the aim to improve [the] socio-economic status of the least developed regions across India. The programme is based on five socio-economic themes such as – Health & Nutrition, Education, Agriculture and Water Resources, Financial Inclusion and Skill Development and improvement of basic infrastructure... As on date, 112 aspirational districts are recognised by the Government wherein Jharkhand has the highest number of aspirational districts



i.e., 19 followed by Bihar (13), Odisha and Chhattisgarh (10 each). The Government has been taking various initiatives to encourage CSR in aspirational districts and to remove regional disparities.

[Source: Ministry of Corporate Affairs, Government of India “Compendium on Corporate Social Responsibility in India” (2021)]

111. Which of the following criteria should a company satisfy during the immediately preceding financial year to qualify for CSR under the *Companies Act, 2013*?
- (A) Net profit of ₹ 5 crores or more (B) Net profit of ₹ 1,000 crores or more
(C) Turnover of ₹ 5,000 crores or more (D) Net worth of ₹ 5,000 crores or more
112. What is the minimum spending obligation on CSR activities for a company under Section 135 of the *Companies Act, 2013*?
- (A) 5% of the average net worth of the company of the preceding three financial years
(B) 2% of average net profits of the company made during the three immediately preceding financial years
(C) 7% of the average turnover of the company of the previous financial year
(D) 5% of the average net profits of the company made during the preceding financial year
113. Company A is incorporated in FY 2020-21, Company B is incorporated in FY 2019-20, and Company C is incorporated in FY 2018-19. Which company is covered under Section 135(1) of the *Companies Act, 2013* for CSR in FY 2020-21?
- (A) Company A (B) Company B (C) Company C (D) All the above
114. Which of these activities is not specified in Schedule VII of the *Companies Act, 2013*?
- (A) promoting education and employment enhancing vocation skills
(B) eradicating hunger, poverty and malnutrition
(C) rural development projects
(D) maintenance of law and order
115. CSR policy is based on which of the following principles?
- (A) trusteeship and giving back to society
(B) utmost good faith
(C) leveraging India’s managerial, technological and innovative skills
(D) promoting greater protection for the environment



116. Which of the following falls within the scope of the *Companies (CSR Policy) Rules, 2014*?
- (A) determination of the amount of expenditure to be incurred by companies on CSR activities
 - (B) reporting on the amount remaining unspent by the Company for CSR activities with detailed reasons for failing to spend the amount
 - (C) impact assessment and disclosure requirements for CSR
 - (D) detailing the company's sponsorship activities for deriving marketing benefits for its products or services
117. The chief objective of the Government's aspirational district programme is to:
- (A) ensure access to financial services like banking, remittance, credit, insurance, pension in an affordable manner
 - (B) promote entrepreneurship in India in manufacturing and other sectors
 - (C) improve India's ranking in the Human Development Index
 - (D) facilitate easy access to credit facilities for people belonging to vulnerable populations
118. Which one of the following comes within the scope of the ADP?
- (A) Labour Welfare
 - (B) Skill Development
 - (C) Maternity Benefits
 - (D) Urban Employment
119. Which Indian State has the highest number of 'aspirational districts'?
- (A) Jharkhand
 - (B) West Bengal
 - (C) Karnataka
 - (D) Bihar
120. The High-Level Committee reviewing the CSR framework in 2018 recommended that:
- (A) a national CSR data portal be set up to monitor the progress of implementation of CSR policies by companies
 - (B) spending of CSR funds on CoVID-19 related activities be considered as an eligible CSR activity
 - (C) CSR implementing agencies should mandatorily register with the central government
 - (D) companies should balance CSR spending between local areas and the less developed regions of the country
-