

BFC

PROVISIONAL ANSWER KEY

Name of The Post	Legal Superintendent (Junior Duty), Class-2
Advertisement No	09/2023-24
Preliminary Test Held On	27-08-2023
Que. No.	1-300
Publish Date	28-08-2023
Last Date to Send Suggestion (S)	05-09 -2023

Instructions / સૂચના (Physical Submission)

Candidate must ensure compliance to the instructions mentioned below, else objections shall not be considered: -

- (1) All the suggestion should be submitted in prescribed format of suggestion sheet **PHYSICALLY.**
- (2) Question wise suggestion to be submitted in the prescribed format (Suggestion Sheet) published on the website.
- (3) All suggestions are to be submitted with reference to the Master Question Paper with provisional answer key (Master Question Paper), published herewith on the website. Objections should be sent referring to the Question, Question No. & options of the Master Question Paper.
- (4) Suggestions regarding question nos. and options other than provisional answer key (Master Question Paper) shall not be considered.
- (5) Objections and answers suggested by the candidate should be in compliance with the responses given by him in his answer sheet. Objections shall not be considered, in case, if responses given in the answer sheet /response sheet and submitted suggestions are differed.
- (6) Objection for each question shall be made on separate sheet. Objection for more than one question in single sheet shall not be considered & treated as Cancelled.
- (7) Candidate who is present in the exam entitled to submit the objection/(s).
- (8) Candidate should attach copy of his/her OMR (Answer sheet) with objection/(s).

ઉમેદવારે નીચેની સૂચનાઓનું પાલન કરવાની તકેદારી રાખવી, અન્યથા વાંધા-સૂચન અંગે કરેલ રજૂઆતો ધ્યાને લેવાશે નહીં

- (1) ઉમેદવારે વાંધા-સૂચનો નિયત કરવામાં આવેલ વાંધા-સૂચન પત્રકથી રજૂ કરવાના રહેશે.
- (2) ઉમેદવારે પ્રશ્નપ્રમાણે વાંધા-સૂચનો રજૂ કરવા વેબસાઈટ પર પ્રસિધ્ધ થયેલ નિયત વાંધા-સૂચન પત્રકના નમૂનાનો જ ઉપયોગ કરવો.
- (3) ઉમેદવારે પોતાને પરીક્ષામાં મળેલ પ્રશ્નપુસ્તિકામાં છપાયેલ પ્રશ્નક્રમાંક મુજબ વાંધા-સૂચનો રજૂ ન કરતા તમામ વાંધા-સૂચનો વેબસાઈટ પર પ્રસિધ્ધ થયેલ પ્રોવિઝનલ આન્સર કી (માસ્ટર પ્રશ્નપત્ર)ના પ્રશ્ન ક્રમાંક મુજબ અને તે સંદર્ભમાં રજૂ કરવા.
- (4) માસ્ટર પ્રશ્નપત્ર માં નિર્દિષ્ટ પ્રશ્ન અને વિકલ્પ સિવાયના વાંધા-સૂચન ધ્યાને લેવામાં આવશે નહીં.
- (5) ઉમેદવારે જે પ્રશ્નના વિકલ્પ પર વાંધો રજૂ કરેલ છે અને વિકલ્પ રૂપે જે જવાબ સૂચવેલ છે એ જવાબ ઉમેદવારે પોતાની ઉત્તરવહીમાં આપેલ હોવો જોઈએ. ઉમેદવારે સૂચવેલ જવાબ અને ઉત્તરવહીનો જવાબ ભિન્ન હશે તો ઉમેદવારે રજૂ કરેલ વાંધા-સૂચન ધ્યાનમાં લેવાશે નહીં.
- (6) એક પ્રશ્ન માટે એક જ વાંધા-સૂચન પત્રક વાપરવું. એક જ વાંધા-સૂચન પત્રકમાં એકથી વધારે પ્રશ્નોની રજૂઆત કરેલ હશે તો તે અંગેના વાંધા-સૂચનો ધ્યાને લેવાશે નહીં.
- (7) પરીક્ષામાં હાજર રહેલ ઉમેદવાર જ વાંધા - સૂચન રજૂ કરી શકશે .
- (8) ઉમેદવારે વાંધા-સૂચન સાથે પોતાની જવાબવહીની નકલ બિડાણ કરવાની રહેશે.



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271. As per the Forest (Conservation) Act, 1980 whoever contravenes or abets the contravention or any of the provisions of section 2, shall be punishable with simple imprisonment for a period which may extend to?
- (A) Twenty days (B) One month
 (C) Fifteen days (D) Six months
272. Which Article of the Constitution of India makes the Supreme Court the Court of Record?
- (A) Article 127 (B) Article 128
 (C) Article 129 (D) Article 130
273. Which was the first Commonwealth country in the world to adopt the Ombudsman system?
- (A) India (B) Sweden
 (C) New Zealand (D) United Kingdom
274. In disputes regarding possession of land, or water or the boundaries thereof which is likely to cause breach of peace:
- (A) The Magistrate under section 145 of the Code of the Criminal Procedure, 1973 goes onto the question of title to ascertain dispute
 (B) If possession has been wrongfully taken within two months of police report or other information, the person so dispossessed is to be taken as a person in possession
 (C) If Magistrate ascertains that one party is owner of the property the other party shall be immediately evicted
 (D) The Magistrate is ought not to take cognizance of the decision of the Civil court to the context
275. A Copy of FIR recorded under section 154 of the Code of the Criminal Procedure, 1973:
- (A) Shall be given forth with free of cost to the informant
 (B) Refusal on the part of police officer to record FIR may be sent to SP by post
 (C) FIR is not a condition precedent to the setting in motion by the police of a criminal investigation who may on their own motion undertake an investigation into the truth of matter alleged
 (D) All above statements are correct
276. The principle of law, de minimis noncuratlex is embodied in:
- (A) Section 95 of the Indian Penal Code, 1860
 (B) Section 87-94 of the Indian Penal Code, 1860
 (C) Section 85 ad 86 of the Indian Penal Code, 1860
 (D) Section 84 of the Indian Penal Code, 1860
277. Who said that ‘crimes are wrongs whose sanction is punitive and is in no way remissible by any private person; but is remissible by crown alone if remissible at all’?
- (A) Paton (B) Keeton
 (C) Blackstone (D) Kenny

278. Which of the following test have been developed and employed by Courts in India for distinguishing an attempt to commit an offense from thereof?
- (A) The Proximity rule (B) Doctrine of Locus Poenitentiae
(C) The Equivocality test (D) All of the above
279. A threatens Z that he will keep Z's child in wrongful confinement, unless Z will sign and deliver to A a promissory note binding Z to pay certain monies to A. Z signs and delivers the note. A is guilty of:
- (A) Force (B) Wrongful confinement
(C) Extortion (D) Criminal intimidation
280. Whoever commits an affray, shall be punished with imprisonment of either description for a term which may extend to _____ or with fine which may extend to one hundred rupees, or with both.
- (A) One month (B) Six months
(C) One year (D) Two years
281. In which of the following case, Supreme Court upheld Section 124A of the Indian Penal Code, 1860 as constitutional?
- (A) Kedar Nath v State of Bihar (B) Ram Nandan v State of Uttar Pradesh
(C) Tara Singh Gopichand v State (D) Nazir Khan v State of Delhi
282. Which of the following is true for unlawful assembly under section 141 of the Indian Penal Code, 1860?
- (A) That there was an assembly of four or more persons
(B) They must have common intention
(C) The common object must be one of the five specified in the section 141
(D) The common intention must be one of the six specified in the section 141
283. Culpable homicide will not be murder on account of grade and sudden provocation. This exception is subject to the following conditions:
- (A) the provocation should not have been sought for voluntarily by the offender as an excuse for killing or doing any harm to any person
(B) the provocation is not as a result of an act done in obedience of the law or by the act of a public servant in the lawful exercise of his powers
(C) the provocation is not a result of anything done in the exercise of the right of private defense
(D) All of the above
284. A man showing pornography against the will of a woman is guilty of:
- (A) Voyeurism (B) Sexual harassment
(C) Stalking (D) None of the above
285. In Re Berubari Union & Exchange of Enclaves:
- (A) The preamble was held to be part of Constitution
(B) The preamble was held not to be part of the Constitution
(C) The preamble was held as valuable aid in the construction of the provisions of the Constitution
(D) The preamble was interpreted by the Court

286. Which Article of the Constitution of India requires the State to secure for the citizens a Uniform Civil Code throughout the territory of India?
- (A) Article 42 (B) Article 43
 (C) Article 44 (D) Article 46
287. The power of the President to Promulgate an Ordinance is governed by which Article of the Constitution of India?
- (A) Article 213 (B) Article 123
 (C) Article 223 (D) Article 331
288. The constitutionality of Anti Defection law was upheld by Supreme Court at:
- (A) Kihota Hollohon v Zachilhu
 (B) Rajendra Singh Rana v Swami Prasad Maurya
 (C) Dr Kashinath G. Jal mi v The Speaker
 (D) Jagjit Singh v State of Haryana
289. Additional Judges may be appointed in the High Court by the President of India for the maximum period of:
- (A) Six months (B) One year
 (C) Two year (D) One month
290. Which of the following group of Articles deal with “Right against Exploitation?”
- (A) Articles 23-24 (B) Articles 24-25
 (C) Articles 25-26 (D) Articles 26-27
291. The law which violates the Fundamental Rights is not nullity or *void ab initio* but becomes only unenforceable. The above statement relates to:
- (A) Doctrine of Severability (B) Doctrine of eclipse
 (C) Doctrine of Waiver (D) None of the above
292. Which Article of the Constitution of India deals with protection against double jeopardy?
- (A) Article 20 (B) Article 21
 (C) Article 22(4) (D) Article 20(2)
293. Which Articles of the Constitution of India lay down the provision for a National Commission for SC and ST?
- (A) Article 337 and 337A (B) Article 334 and 334A
 (C) Article 338 and 338A (D) Article 339 and 339A
294. 73rd Amendment of the Constitution of India, is related to which among the following?
- (A) Townships (B) District Boards
 (C) Panchayats (D) Municipalities
295. Dispute between the states in India comes before the Supreme Court under its:
- (A) Appellate jurisdiction (B) Original Jurisdiction
 (C) Advisory jurisdiction (D) None of the above

296. Any person interested in filing an objection against the imposition of prohibition or restrictions on carrying on of processes or operations as notified by Central Government under Rule 5 of The Environment (Protection) Rules, 1986:
- (A) May do so in writing to the Central Government within sixty days from the date of publication of the notification in the Official Gazette
 - (B) May do so in writing to the Central Government within thirty days from the date of publication of the notification in the Official Gazette
 - (C) May do so in writing to the Central Government within forty five days from the date of publication of the notification in the Official Gazette
 - (D) May do so in writing to the Central Government within ninety days from the date of publication of the notification in the Official Gazette
297. Which of the following is not the functions of environmental laboratories:
- (A) To evolve standardized methods for sampling and analysis of various types of environmental pollutants
 - (B) To collect samples as provided under sub-section (1) of section 11 of the Environment (Protection) Act, 1986
 - (C) To carry out such investigations as may be directed by the Central Government to lay down standards for the quality of environment and discharge of environmental pollutants, to monitor and to enforce the standards laid down
 - (D) To send periodical reports regarding its activities to the Central Government
298. Where the discharge of an environmental pollutant in excess of the prescribed standards occurs, the person in charge of the place where such discharge occurs shall forth intimate the fact to:
- (A) The officer-in-charge of emergency or disaster relief operation
 - (B) Central Board or a State Board as the case may be and its regional officer
 - (C) The statutory authorities or agencies as specified under The Environment (Protection) Rules, 1986
 - (D) All of the above
299. Letters Patent Appeal is not maintainable from an order passed under Section 8 of the Arbitration and Conciliation Act, 1996.
- (A) The above statement is true
 - (B) The above statement is false
 - (C) The above statement is true provided Order is final
 - (D) The above statement is true as it has been expressly provided in the Section 30 of Arbitration Act
300. Which of the following is incorrect for Letter patents appeal?
- (A) It is an Intra-court appeal
 - (B) It is an Appeal in civil proceedings
 - (C) It is an appeal in criminal proceedings
 - (D) None of the above