

## 312 PU LLM

### 1 of 100

181 PU\_2016\_312\_E

The Constitution of India is:-

- federal constitution
- unitary constitution
- an unwritten constitution
- None of the options is correct

### 2 of 100

163 PU\_2016\_312\_E

Cancellation of shares under section 61 of the Companies Act, 2013:-

- is illegal and punishable with fine.
- is illegal and punishable with a fine which may extend up to INR 50,000 and imprisonment upto 3 years
- Amounts to reduction of Capital
- is not deemed to be a reduction of capital

### 3 of 100

130 PU\_2016\_312\_E

The inadequacy test relates to:-

- Claim for liquidated damages
- Claim for specific performance
- Claim for unliquidated damages
- All of the above

### 4 of 100

106 PU\_2016\_312\_E

The acceptance of an offer:-

- results in a contract
- is prohibited by the Contract Act, 1872
- leads to further negotiation Indian
- None of the options are correct

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168 PU\_2016\_312\_E

Assertion (A): Company, being a separate legal person, is not bound by the Memorandum of Association  
Reason (R): Company is not a party to the Memorandum of Association. Thus there is no privity of contract between the company.

- A is correct but R is not the correct explanation of "A".
- A is correct and R is the correct explanation of "A".

- Both A and R are wrong
- A is correct R is wrong

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199 PU\_2016\_312\_E

To be appointed as Advocate-General, a person should have qualified to be a judge of:-

- High Court
- Supreme Court
- District Court
- None of the options is correct

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197 PU\_2016\_312\_E

The guardian of the Constitution is:-

- President of India
- The Supreme Court
- Indian Army, Indian Navy and Indian Air Force
- Parliament

**8 of 100**

165 PU\_2016\_312\_E

Which of the following companies may be would up under the Companies Act, 2013?

1. Public Limited Co. registered under the Companies Act, 1956.
2. Private Limited Co, registered under the Companies Act, 1956.
3. Foreign company

- 1 only
- 1, 2 and 3
- 1 and 2 only
- 2 only

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152 PU\_2016\_312\_E

Every public company except sec.43 A companies shall have a minimum of:-

- 2 Directors
- 7 Directors
- 5 Directors
- 3 Directors

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210 PU\_2016\_312\_E

Which of the following court(s) have writ jurisdiction?

- Both the Supreme Court and the High Courts
- Neither the Supreme Courts nor the High Courts
- The Supreme Court only
- The High Courts only

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120 PU\_2016\_312\_E

What is the difference between pledge and hypothecation?

- a) Pledge involves delivery of goods and Hypothecation involves no delivery of goods
- b) Pledge relates to borrowing of money while hypothecation is not
- c) Both (a) and (b)
- d) None of the options is correct

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105 PU\_2016\_312\_E

An agreement to do impossible act is:-

- A voidable contract
- A valid agreement
- A unilateral agreement
- A void agreement

**13 of 100**

164 PU\_2016\_312\_E

Which of the following statement (s) are/is true?

1. Partly paid up shares cannot be transferred
2. Partly paid up shares can be converted into stock:-

- 1 only
- 2 only
- Neither 1 nor 2
- Both 1 and 2

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132 PU\_2016\_312\_E

Jurisdiction of the State Consumer Dispute Redressal Commission includes:-

- appeals against the orders of any District Forum within the State
- Complaints where the value of the goods or services and compensation, if any, claimed exceeds rupees *ten lakhs* but does not exceed rupees *one crore*
- Both of the above
- None of the above

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134 PU\_2016\_312\_E

Agreement without consideration is:-

- Not valid
- Valid when it is in writing
- Valid when it is in writing and is registered
- None of the options is correct

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184 PU\_2016\_312\_E

Ms. "A" was required by police to give specimen signature and thumb impression in relation to an inquiry. She refused to sign and to give thumb impression:-

- "A" has protection as regards thumb impression only
- "A" is fully protected under Article 20 (3).
- Article 20 (3) protection does not extend to this case.
- "A" has protection as regards signature only.

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213 PU\_2016\_312\_E

Assertion: the Prime Minister cannot be a member of the Parliament.

Reason: The Constitution prohibits holding of office of profit by members of Parliament:-

- A is false but R is true
- A is true and R is correct explanation of "A"
- A is true and R is not the correct explanation of "A"
- Both A and R are false

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183 PU\_2016\_312\_E

In relation to right to education under Article 21A, which of the following statements are correct?

- i. The State shall provide education to all children of 6 and 14 years of age.
- ii. State shall provide the education free of charge.
- iii. All schools including unaided minority schools are required to admit students under the law.

- i and ii are correct
- ii is correct
- i, ii and iii are correct
- i is correct

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166 PU\_2016\_312\_E

When corporate veil may be lifted?

1. Tax evasion
2. Determination of enemy character of a company
3. Tortuous liability
4. Fraud and improper conduct:-

- 1, 2 and 4 only
- 3 and 4 only
- 1,2,3 and 4
- 1 and 2 only

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150 PU\_2016\_312\_E

In which of the following cases the court held that company is a separate legal entity?

- In re Kondoli Tea Co Ltd*
- Solomon v Solomon and Co Ltd*
- Lee v Lee Air Farming Co Ltd*
- All of these cases

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123 PU\_2016\_312\_E

Which of the following is a tripartite contract?

- Agency
- sale
- Indemnity
- None of the options is correct

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182 PU\_2016\_312\_E

Which of the following languages were included in the VIII Schedule by the Constitution (Ninety-second Amendment) Act, 2003?

- Bodo, Dogri and Manipuri
- Bodo, Mathilli and Santhali
- Dogri, Mathilli and Santhali
- Bodo, Dogri and Mathilli

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121 PU\_2016\_312\_E

Doctrine of ratification means:-

- Approval of unauthorized acts of agent and principal.
- Approval of unauthorized acts of an agent.

- Approval of unauthorized acts of principal.
- None of the options is correct

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103 PU\_2016\_312\_E

A contract between A and B is concluded based on misrepresentation given by "A". It is:-

- Voidable at the option of A
- Fully Valid
- Void
- Voidable at the option of B

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131 PU\_2016\_312\_E

Who could become the President of District Consumer Redressal Forum:-

- A person who is a district judge
- A person who is, has been, or qualified to be, a district judge
- A person who has been a district judge
- A person who is qualified to be a district judge

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211 PU\_2016\_312\_E

Which of the following can make laws with extra-territorial operation?

- Parliament
- Parliament as well as the State Legislature when there is a territorial nexus
- State legislature
- Neither Parliament nor State Legislature

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214 PU\_2016\_312\_E

The *Aadhaar* (Targeted Delivery of Financial and Other Subsidies, Benefits and Services) *Bill*, 2016 was introduced under:-

- Article 109
- Article 108
- Article 107
- None of the options is correct

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107 PU\_2016\_312\_E

Acceptance must be:-

- Conditional

- Absolute
- Absolute and unqualified
- None of the options are correct

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122 PU\_2016\_312\_E

Pledge relates to:-

- a) Borrowing of a sum of money
- b) Deposit of goods as security
- c) Both a and b
- d) None of the options is correct

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193 PU\_2016\_312\_E

Schedule VIII of the Constitution relates to:-

- Disqualification on the ground of defection
- Disqualification on the ground of corruption
- Languages of India
- Disqualification on the ground of moral turpitude

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137 PU\_2016\_312\_E

When finder of thing commonly on sale may sell it?

- when the lawful charges of the finder, in respect of the thing found, amount to one-thirds of its value
- when the thing is in danger of perishing or of losing the greater part of its value
- when the thing is in danger of perishing
- when the thing is in danger of perishing or of losing the greater part of its value or when the lawful charges of the finder, in respect of the thing found, amount to one-thirds of its value

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162 PU\_2016\_312\_E

Which of the following is true in case of public offer?

1. Issuer has to comply with Clause 49 of the listing agreement.
2. Issuer has to comply with SEBI (LODR) Regulations
3. Noncompliance of clause 49 will lead to the forfeiture of entire issued capital by SEBI.

- 2 is true
- 1 is true
- 1 and 3 are true
- 1 and 2 are true

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104 PU\_2016\_312\_E

Benefits received by a party to a void agreement or a contract became void shall be returned under:-

- Sec. 61 of the Contract Act, 1872.
- Sec. 65 of the Contract Act, 1872.
- Sec. 63 of the Contract Act, 1872.
- None of the options is correct

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196 PU\_2016\_312\_E

Doctrine of Precedent means:-

- The law declared by the Supreme Court is binding on all courts in India
- The law declared by the High Courts is binding on all courts in India
- Both of the above
- None of the options is correct

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180 PU\_2016\_312\_E

Right to equality means that:-

- the state shall give equal opportunity to everyone
- the state may apply reasonable classification
- the state shall extend equal protection of laws to everyone
- all of the above

**36 of 100**

100 PU\_2016\_312\_E

Proposal may be communicated by:-

- Words of mouth, writing or conduct
- Writing
- Words of mouth
- Conduct

**37 of 100**

124 PU\_2016\_312\_E

Doctrine of subrogation means:-

- Surety acquires the rights of creditor against the principle debtor
- Surety has no right in case of repayment of loan by him
- Creditor has no right against the principle debtor
- None of the options is correct



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191 PU\_2016\_312\_E

Laws protected under Articles 31A and 31B are in:-

- Schedule VII
- Schedule VIII
- Schedule X
- Schedule IX

**39 of 100**

108 PU\_2016\_312\_E

An offer may be accepted:-

- Within the time fixed for acceptance
- Any point of time
- By a way of counter offer
- None of the options are correct

**40 of 100**

102 PU\_2016\_312\_E

Who may not be a party to a contract?

- Company
- Individual
- Limited liability partnership
- Partnership

**41 of 100**

136 PU\_2016\_312\_E

Who shall perform the contract:-

- the promisor himself, when it was the intention of the parties to the contract or by the representative or an employee of promisor or his representative.
- the promisor himself, when it was the intention of the parties to the contract
- the promisor only
- the representative of the promisor only

**42 of 100**

138 PU\_2016\_312\_E

An agency could be renounced by:-

- Agent only
- Agent or principal
- Principal only
- Neither agent nor principal

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153 PU\_2016\_312\_E

Which of the following persons are eligible to become member of a company:

1. Company 2. Partnership 3. Minor

- 1 and 2 only
- 1 and 3 only
- 1 only
- 2 and 3 only

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190 PU\_2016\_312\_E

Doctrine of Severability means:-

- that the unconstitutional provisions can be severed from the law only by the President of India.
- that the unconstitutional provisions can be severed from the law
- that the unconstitutional provisions cannot be severed from the law
- None of the options is correct

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154 PU\_2016\_312\_E

Which of the following statements are correct?

S1. Transmission and transfer of shares are one and the same.  
S2. In case if transmission of shares, instrument of transfer is not necessary

- S1 only
- Neither S1 nor S2
- Both S1 and S2
- S2 only

**46 of 100**

109 PU\_2016\_312\_E

Who may revoke a cross offer?

- Offeree
- Third party in certain circumstances
- Offeror
- All of the above

**47 of 100**

169 PU\_2016\_312\_E

Assertion (A): Limited Liability protection available for members is an absolute protection  
Reason (R): The Companies Act, 1956 does not specify any limitation on limited liability

- A is right but R is wrong.

- Both A and R are wrong
- A is right and R is a correct explanation of A
- A is wrong but R is right

**48 of 100**

198 PU\_2016\_312\_E

The First citizen of a State is:-

- The President
- The Chief Minister
- The Prime Minister
- The Governor

**49 of 100**

160 PU\_2016\_312\_E

Under the Companies (Amendment) Act, 2002 which of the following are the adjudicatory bodies in relation to company matters?

1. Company Law Board 2. NCLT 3. NCLAT

- 1 and 3 only
- 2 and 3 only
- 1 only
- 1 and 2 only

**50 of 100**

151 PU\_2016\_312\_E

Limited liability a relation to a company means:-

- Liability is transferred to company
- Liability of members is capped
- Liability of direction is unlimited
- No liability for members

**51 of 100**

194 PU\_2016\_312\_E

Supreme Court Advocates-on-Record Association v. Union of India case law is relating to:-

- accountability of judiciary
- independence of judiciary
- transparency of judiciary
- All of the options are correct

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192 PU\_2016\_312\_E

Prisons, Agriculture and residuary powers are in:-

- Union List
- State List
- Concurrent List
- None of the options is correct

**53 of 100**

139 PU\_2016\_312\_E

Assertion (A) : A contract is not voidable because it was caused by a mistake as to any law in force in India.

Reason (R) : Ignorance of law is an excuse:-

- Both A and R are wrong.
- A is right and R is a correct explanation of A.
- A is wrong but R is right.
- A is right but R is wrong.

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167 PU\_2016\_312\_E

In which of the following cases the Supreme Court had said that a company is not a citizen?

- Narasaradpeta Electronic Corpo Ltd V. State of Madras 1951 Comp.Cas.297
- State Trading Corporation V. CTO (1966) 33 Comp. Cas. 1057.
- None of the options is correct
- Needle Industries (India) Ltd V. Needle Industries (Newey) Holding Ltd (1981) 51 Comp. Cas.743

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161 PU\_2016\_312\_E

When a company has neither expressly excluded nor expressly included the provisions of Table 'F' of Schedule I of the Companies Act, 2013 the company:-

- It is illegal for the company to seek any help from Table "A"
- is bound by all the provisions which are not having alternatives
- is bound by Table "A" fully.
- is not bound by Table "A" at all.

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133 PU\_2016\_312\_E

The final appeal under the Consumer Protection Act, 1986 lies before:-

- The National Consumer Dispute Redressal Commission
- The State Consumer Dispute Redressal Commission
- The High Court
- None of the options is correct

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135 PU\_2016\_312\_E

Which of the following statements are correct?

- I. A co-surety will be discharged when other co-sureties are released.
- II. A co-surety is liable to other co-sureties in spite of release of him by the creditor.

- Statement II is correct
- Statement I is correct.
- Both statements I and II are correct
- None of the options is correct

**58 of 100**

101 PU\_2016\_312\_E

Display of books in a shop amounts to:-

- Offer
- Invitation to offer
- Acceptance
- Performance

**59 of 100**

212 PU\_2016\_312\_E

Article 21 of the Constitution deals with:-

- Right to life only
- Right to personal liberty only
- Right to property
- Right to life and personal liberty

**60 of 100**

195 PU\_2016\_312\_E

Which of the following is not a fundamental right?

- Right to Property
- Right to Residence and Settlement anywhere in the country
- Right to freedom of speech
- Right to Profession

**61 of 100**

227 PU\_2016\_312\_M

For a valid attestation under the transfer of Property Act, 1882, a minimum of:-

- 0 witness is required
- 1 witness is required

- 2 witnesses are required
- 3 witnesses are required

**62 of 100**

221 PU\_2016\_312\_M

The Transfer of Property Act, 1882 came into force on:-

- 1 June 1883
- 1 July 1883
- 1 June 1882
- 1 July 1882

**63 of 100**

225 PU\_2016\_312\_M

For the purposes of the Transfer of Property Act, 1882, ' Things attached to earth' includes:-

- Growing crops and grass
- Things rooted in earth such as trees
- Standing timber
- All of the above

**64 of 100**

226 PU\_2016\_312\_M

Transfer of or creating a charge on *Spes Successionis* is:-

- Voidable
- Void ab initio
- Valid
- None of the above

**65 of 100**

228 PU\_2016\_312\_M

Which of the following is an immovable property?

- Sludge
- Water
- Both of the above
- None of the options is correct

**66 of 100**

257 PU\_2016\_312\_M

Under Sec. 105 of the Transfer of Property Act, 1882, in case of a lease, price paid is known as:-

- Rent
- Premium

- Premium or Rent
- None of the above

**67 of 100**

222 PU\_2016\_312\_M

The Transfer of Property Act, 1882 applies to:-

- Transfer by act of parties
- Testamentary succession
- Intestate succession
- All of the above

**68 of 100**

239 PU\_2016\_312\_M

Sec. 35 of the Transfer of Property Act, 1882 deals with:-

- Insolvency of transferee
- Doctrine of Election
- Doctrine of implied consent
- Insolvency of transferor

**69 of 100**

220 PU\_2016\_312\_M

Which of the following is/are NOT movable property?

- Fixtures
- Land
- Building
- Land, building and fixtures

**70 of 100**

229 PU\_2016\_312\_M

Attestations based on personal acknowledgement were invalidated by the Privy Council in:-

- Abdul v Saliman
- Shamu Patter v Abdul Kader
- Ganga v Shiam Sundar
- None of the options is correct

**71 of 100**

224 PU\_2016\_312\_M

"Chattels Real" means:-

- rights in land for a term of years
- An estate for life

- both of the above
- None of the options is correct

**72 of 100**

237 PU\_2016\_312\_M

Rule against perpetuity does not apply to:-

- A gift
- Lease
- Sale
- All of the above

**73 of 100**

255 PU\_2016\_312\_M

S1: The pleas on title and adverse possession are mutually inconsistent.

S2: Adverse possession does not begin to operate until the former is renounced:-

- Statement 1 is true and 2 is false
- Statements 1 and 2 are true
- Statement 1 and 2 are false
- Statement 1 is false and 2 is true

**74 of 100**

236 PU\_2016\_312\_M

The word perpetuity in Sec. 14 of the Transfer of Property Act, 1882 means:-

- Infinity
- 7 years
- 18 years
- None of the above

**75 of 100**

238 PU\_2016\_312\_M

Immediate right of present enjoyment or a present right for future enjoyment is known as:-

- Vested Interest
- Contingent Interest
- Profits a *pendre*
- None of the above

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258 PU\_2016\_312\_M

In relation to Sec. 108 of the Transfer of Property Act, 1882, which of the following statements are correct?



- I. The lessee has the right to do the repairs himself in case of lessor's default after reasonable notice  
II. The lessee can terminate the tenancy for lessor's default in repairing

- I only  
 II only  
 Both I and II  
 None of the above

**77 of 100**

235 PU\_2016\_312\_M

Under Sec.13 of the Transfer of Property Act, 1882 property is transferred to:-

- Idols of gods and goddess  
 Juvenile  
 Unborn person  
 All of the above

**78 of 100**

259 PU\_2016\_312\_M

Assertion (A) : A Collateral or personal covenant cannot enforced against assigns.

Reason (R) : A Collateral or personal covenant does not run with a land except under the equity:-

- A is true and R is not the correct explanation of "A"  
 A is false but R is true  
 A is true and R is correct explanation of "A"  
 Both A and R are false.

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223 PU\_2016\_312\_M

Read the assertion and reason below and choose correct option:

Assertion (A) : State law relating to transfer of agricultural property can override a parallel conflicting provision in the Transfer of Property Act, 1882.

Reason (R) : Agricultural land is NOT an entry in the State List

- Both A and R are false  
 A is true and R is correct explanation of "A"  
 A is false but R is true  
 A is true and R is not the correct explanation of "A"

**80 of 100**

256 PU\_2016\_312\_M

*Nec clam, nec vi, nec precario* is related to:-

- mortgage  
 Adverse possession

- Sale of immovable property
- Sale of movable property

**81 of 100**

260 PU\_2016\_312\_D

Who among the following commonly used the phrase "language games" in relation to the nature of definitions and meaning of law?

- Kant
- Kelson
- Wittgenstein
- Amartiya Sen

**82 of 100**

289 PU\_2016\_312\_D

Which of the following is *not* a main goal of legislation according to Bentham?

- Security
- Subsistence
- Liberty
- Equality

**83 of 100**

268 PU\_2016\_312\_D

How does Austin define a 'Command'?

- An order from a superior to an inferior
- An expression of desire accompanied by the capacity to cause harm
- An expression of desire from the sovereign to a citizen
- None of the above

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265 PU\_2016\_312\_D

The Kelsenian 'ought' functions' by:-

- Treating obligations as critical reflecting standards
- Coercion through social pressure
- Attaching sanctions to contrary behavior
- None of the above

**85 of 100**

261 PU\_2016\_312\_D

Concept of Law was written by:-

- Austin

- Hart
- Glanville Williams
- Fuller

**86 of 100**

263 PU\_2016\_312\_D

Hobbes used social contract to justify:-

- Authoritarian government
- Liberal feminism
- Democratic government
- Pragmatic feminism

**87 of 100**

288 PU\_2016\_312\_D

Bentham's calculus of human action was based on:-

- Pain and pleasure
- Moral and immoral
- Right and wrong
- None of the above

**88 of 100**

278 PU\_2016\_312\_D

In whom or what, according to Aristotle, should final sovereign authority lie?

- Rightly constituted parliaments
- Rightly constituted committees
- Rightly trained judges
- None of the options is correct

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262 PU\_2016\_312\_D

Who developed a theory of law through theory of adjudication?

- R M Dworkin
- A J Ayer
- J Finnis
- L L Fuller

**90 of 100**

276 PU\_2016\_312\_D

Hobbes's Leviathan enjoys powers that are:-

- Restrained by the consent of the people

- Restrained by the social contract
- Not subjected to legal restraints
- Restrained by moral considerations

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286 PU\_2016\_312\_D

Marx defines law as:-

- A tool used by ruling classes to maintain power over the masses
- A tool used by lawmakers to define the means of production
- A tool used by the masses to take control of means of production
- The opiate of the masses

**92 of 100**

287 PU\_2016\_312\_D

In Marx's communist state law will:-

- Wither away
- Regulate private and public life
- Regulate only public life
- None of the above

**93 of 100**

285 PU\_2016\_312\_D

Herbert Spencer claims justice is of two kinds, namely:-

- Corrective and distributive
- Moral and amoral
- Egotistic and altruistic
- Formal and informal

**94 of 100**

279 PU\_2016\_312\_D

Question of class is related to:-

- Feminist Jurisprudence
- Marxist Theory of Law
- Positivism
- Legal Realism

**95 of 100**

269 PU\_2016\_312\_D

B mortgages his house with A, then A forecloses the mortgage and B suffers some detriment. What kind of Hohfeldian relationship best characterizes this fact situation?

- Immunity- disability
- Claim - duty
- Power - liability
- Liberty-no-right

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267 PU\_2016\_312\_D

Which of these do both Hart and Austin agree upon?

- Law as the command of the sovereign
- Internal Morality of Law
- Separation of law and morals
- Habit of obedience

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277 PU\_2016\_312\_D

Locke's government may:-

- Make laws in complete disregard of natural law
- Only adjudicate on the basis of natural law
- Only interpret natural law
- Only enforce natural law

**98 of 100**

266 PU\_2016\_312\_D

Kelsen denotes the fundamental norm of a legal system by the term:-

- Lebensraum
- Wienerschnitzel
- Volksgeist
- None of the options is correct

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264 PU\_2016\_312\_D

Who among the following is not a legal realist?

- Karl Llewellyn
- Kelson
- Oliver Wendell Holmes Jr.
- A. Ross

**100 of 100**

275 PU\_2016\_312\_D

What phrase does Hobbes use to describe the state of nature?

- Prandium gratis non est
- Robertus est avunculus tuus
- Homo homini lupus
- Nemo iudex in causa sua