

LAHORE HIGH COURT, LAHORE
CIVIL JUDGES CUM JUDICIAL MAGISTRATES
COMPETITIVE EXAMINATION, 2022
PAPER-1 : CIVIL LAW-1

TIME ALLOWED: 03 HOURS

TOTAL MARKS: 100

NOTE: (i) Attempt ONE question from each PART
(ii) All questions carry equal marks

PART-I

Q.No.1. Define and write short notes and principles laid down to the following by the apex courts of Pakistan in various judgements:

- a. Difference between "agreement" and "contract" ;
- b. Difference between "void" and "voidable contract" ;
- c. Effect of "promise" and "reciprocal promises"
- d. Concept of "express" and "implied" authority in the arrangement of Agency;
- e. Mistake of fact and its effect on the contract

Q.No.2. "All agreements are contracts". Discuss all aspects and its essentials as defined in the contract Act (IX of 1872).

PART-II

Q.No.3. Write a detailed note , supported with well celebrated judgements rendered by the apex courts of Pakistan , concerning the procedure prescribed under the Guardians and Wards Act, 1890 for appointment of guardian for the minor as well as rights and obligations of the guardian so appointed thereof.

Q.No.4. Discuss all grounds for the removal of a guardian given in / discussed in the Guardians and Wards Act,1890.

PART-III

Q.No.5. Explain in detail the principle i.e. when time has begun to run no subsequent disability or inability to sue could stop it keeping in view the relevant statutory provisions of Limitation Act,1908 and principles laid down by the apex courts of Pakistan.

Q.No.6. In light of the provisions of Limitation Act, 1908 please discuss whether the principle of limitation shields the transaction having no legal effect or sanctity on account of being suffered from legal infirmity or fraud?

PART-IV

Q.No.7. Write short notes on the following in view of the provisions of the Family Courts Act, 1964:

- a. Scope and extent of jurisdiction of the Family Court to adjudicate matters;
- b. Mechanism concerning institution of suit before the Family Court including presentation of plaint, its form, intimation of institution of suit to the defendant, filing of written statement, pre-trial proceedings, recording of evidence and conclusion of trial;
- c. Forum and limitation of appeal against the order passed by the Family Court;

Q.No.8. Please discuss the procedure prescribed under the Muslim Family Law Ordinance, 1961 for Talaq. Please opine: whether the woman while exercising delegated right of divorce, is required to send a notice to the union council of a place where she resides or to a union council where the marriage was registered as required under the relevant statutory provisions of the Muslim Family Laws Ordinance, 1961 read with the rules framed thereunder?

PART-V

Q.No.9. Mr. X being owner of properties Nos.1 to 9, upon which various commercial shops/ plazas are constructed to be known as Zoom Mart situated in District Khayber, appointed Mr.Y as his special attorney vide duly registered Special Power of Attorney dated 12.03.2021 whereby he authorized, and empowered the latter to let out the said shops/ plazas on rent, after obtaining fresh rent agreements from the new or existing tenants over all the shops/ plazas. Mr. X also authorized Mr. Y, if required, to institute suit for the ejection as well as recovery of the rents etc.

Mr. A and B hired two (2) shops on rent from Mr.Y as landlord and have executed tenancy agreements both dated 12.05.2021 respectively. In this regard, Mr. Y moved an application to the Rent Registrar, Khayber for registration/ incorporating the particulars of the tenancy agreements in the relevant register as required under the statutory provisions of Punjab Rent Premises Act, 2009. Mr. Y also requested the Rent Registrar, Khayber for the return of the original tenancy agreements, after affixing the official seal on the tenancy agreements by retaining the copies of each thereof but the Rent tribunal/ Ex.Officio Rent Registrar, Khayber turned down the request and directed Mr. Y to produce any sort of proof of ownership qua the property.

Keeping in view the above, please opine whether the Rent Tribunal established under the Rented Premises Act, 2009 has any jurisdiction to function as a Rent Registrar and power to require the person to submit title document before registration of the rent agreements?

Q.No.10. Discuss all legal aspects of the following in terms of the Punjab Rented Premises Act, 2009.

- a. Appearances of parties and consequences of non-appearance
- b. Leave to contest
- c. Appeal
- d. Transfer of Ownership

LAHORE HIGH COURT, LAHORE
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COMPETITIVE EXAMINATION, 2022
PAPER-II: CIVIL LAW-II

TIME ALLOWED: 03 HOURS

TOTAL MARKS:100

NOTE:

- (i) Attempt **ONE** question from each part .
- (ii) All questions carry equal marks.

PART-I

Q.No.1. An appeal from a judgement, decree or final order of a High Court lies to the Supreme Court of Pakistan subject to certain conditions prescribed under section 109 of the Code of Civil Procedure, 1908.

- a. For the purpose of above-mentioned provision, what is the test to determine whether an order is a final order?
- b. Elucidate upon, in which eventuality appeal lies and in which same does not lie to the Honorable Supreme Court of Pakistan?

Q.No.2. Discuss the following legal terms as defined by the Code of Civil Procedure, 1908:

- a. Written statement and set off
- b. Subsequent pleadings
- c. Alternate Dispute Resolution
- d. "Special circumstances" and "sufficient cause" in order XXXVII rule IV and order IX rule XIII CPC.
- e. Temporary injunction

PART-II

Q.No.3. Under section 7 of the Court Fees Act, 1870, how the court fee is to be calculated for the following suits:

- a. In suits for Money (including suits for damages or compensation, or arrears of maintenance of annuities or of other sums payable periodically);
- b. In suit for Moveable Property; when the subject property has a market value and no market value;

- c. In suit seeking enforcement of a right of pre-emption;
- d. In suit seeking specific performance of a contract of sale, mortgage, contract of lease, and of an award;
- e. In suit to set aside an attachment of land or of an interest in land or revenue;

Q.No.4. Write short notes on the following:

- a. What is meant by levy of court fee in terms of Ad valorem, on cost, and on mesne profit?
- b. Whether and when, a plaint can be rejected on account of deficiency in the payment of court fees?
- c. Define the term "multifarious suit" and explain the procedure/mechanism prescribed under the law for levying/calculating of the court fee in a multifarious suit?

PART-III

Q.No.5 The Specific Relief Act, 1877 provides for two (2) subtle distinctive remedies; one in form of suit for cancellation of a document, and second in form of a suit for declaration of a document by virtue of its sections 39 and 42. The apex court while rendering judgements on this aspect has numerously held that the crucial feature in terms of opting for any of these remedies essentially is to determine that whether the document in question is void or voidable.

Please discuss the meaning, object, purpose and legislative intent behind promulgating sections 39 and 42 in Specific Relief Act, 1877 along with the case laws.

Q.No.6 Discuss all instances/grounds for refusal of injunction given in section 56 of the Specific Relief Act, 1877.

PART-IV

Q.No.7 Discuss in detail the procedure provided under the Punjab Land Revenue Act, 1967 with respect to the partition of land in following terms:

- a. When and who is competent to apply to the concerned revenue officer for partition of land and what is the procedure to be adopted by the concerned Revenue Officer on the receipt of the application for partition?
- b. What are the restrictions and limits in terms of partition of land imposed under the Act?
- c. How an application for partition is to be disposed of when question to the title of such property as well as the mode of partition are raised?

- d. What is the procedure prescribed under the Act with respect to the delivery of possession of property allotted in proceedings for partition?

Q.No.8 Define the following terms:

- a. Assessment circle
- b. Boundary mark
- c. Encumbrance
- d. Net assets
- e. Rates and cesses

PART-V

Q.No.9 Explain and discuss the procedure prescribed under the West Pakistan Land Revenue Rules, 1968 for the appointment of Headman, the essentials to be considered by the appointing authority while making the said appointment and the grounds on the basis of which Headman shall be removed/dismissed from such post.

Q.No.10 Discuss in detail the duties of a Headman.

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CIVIL JUDGES CUM JUDICIAL MAGISTRATES
COMPETITIVE EXAMINATION, 2022

PAPER III CRIMINAL LAW

TIME ALLOWED: 3 HOURS

TOTAL MARKS: 100

NOTE: Attempt six questions, selecting two from each of the three parts. Questions of **PART I** and **PART II** carry **20 marks** each while questions in **PART III** carry **ten marks** each.

PART I

Q.No.1. Briefly discuss **any five** of the following:-

- | | |
|--|-----------------------------|
| a) Public servant | b) Unlawful assembly |
| c) Rioting | d) Fornication and adultery |
| e) Defamation with three of the ten exceptions | f) Criminal intimidation |
| g) Criminal trespass, house trespass and their punishments | |

Q. No.2. Distinguish between furnishing false information and giving false evidence, give illustrations. Also explain fabrication of false evidence.

Q.No.3. Define stolen property, differentiate and briefly discuss Sections 411, 412, 413 and 414 of the Pakistan Penal Code, 1860.

PART II

Q.No.4. Who can be arrested by the police without a warrant, discuss arrest under Sections 55, 58 and 59 of the Code of Criminal Procedure, 1898.

Q.No.5. Discuss with reference to the provisions, Justice of peace for mufassil, powers and duties of Justice of the peace; Ex-officio Justice of the peace.

Q.No.6. Discuss sentence of imprisonment of several offences at one trial, sentence on offender already sentenced for another offence and return of warrant on execution of sentences as provided in Sections 35, 397 and 400 of the Code of Criminal Procedure, 1898, respectively. Where a youthful offender sentenced shall be confined? Refer the relevant provision of the Code.

PART III

Q.No.7. Define juvenile offender. What does the Juvenile Justice System Act, 2018 say about the arrest of a juvenile, his release on bail, investigation in juvenile cases and determination of age?

Q.No.8. What are the responsibilities of police with regard to unclaimed property as discussed in Chapter XV of the Police Order, 2002?

Q.No.9. Write short notes on **any two** of the following:-

- a) Books/registers to be maintained at each police station, mention any ten.
- b) Action per Chapter XXIV of the Police Rules, 1934 to be taken at police station when
 - i) a non-cognizable offence is reported
 - ii) a report is doubtful
- c) Arrest of women and arrest of sick or wounded person as provided in Chapter XXVI of the Police Rules, 1934.



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CIVIL JUDGES CUM JUDICIAL MAGISTRATES
COMPETITIVE EXAMINATION, 2022
PAPER-IV GENERAL LAW

TIME ALLOWED: 03 HOURS

TOTAL MARKS: 100

NOTE:

- i.** Attempt FIVE questions selecting two questions from Part I and ONE each from Part II, III and IV
- ii.** All questions carry equal marks

PART-I

Q.No.1 Write short notes on the following:

- I. Communications During marriage
- II. Professional communications
- III. Confidential Communications with legal advisors
- IV. Official communications

Q.No.2 Discuss the object of Articles 144,145,146,148 of the Qanoon-e-Shahadat,1984.

Q.No.3 "The court of law should not leave themselves to the mercy of the parties, the witnesses or the counsel but are required to actively participate in the proceedings to determine the truth and the powers under Article 161 of Qanoon-e-shahadat.1984 does not only empower the courts to adopt such a course of action but in fact oblige them to do the same". Do you agree?

PART-II

Q.No.4 Explain the procedure to amend the constitution. Also, explain the importance of basic feature doctrine in amending the constitution.

Q.No.5 Discuss, the privileges and immunities of parliament and its members.

PART-III

Q.No.6 Can a civil court Proceed against a person for contempt of court? What are the instructions to deal with a case of ignorant contemnor?

Q.No.7 How the Court on the receipt of a plaint should examine it?

PART-IV

Q.No.8 Define the following

- I. Government
- II. High Court
- III. Land
- IV. Small cause

Q.No.9 Discuss the judicial hierarchy of civil courts at original and appellate level as set up by the Civil Courts Ordinance, 1962. What are specific powers of different Courts under the Ordinance Ibid.

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LAHORE HIGH COURT, LAHORE
CIVIL JUDGES CUM JUDICIAL MAGISTRATES
COMPETITIVE EXAMINATION ,2022
PAPER -V, ENGLISH

TIME ALLOWED: 03 HOURS

TOTAL MARKS: 100

Q.No.1 Write a precis of the following passage and also suggest a suitable title: **(20)**

A painter of eminence once resolved to finish a piece which should please the whole world. When, therefore, he had drawn a picture, in which his utmost skill was exhausted, it was exposed in the public market place with directions for every visitor to mark with a brush which lay nearby every limb and feature that appeared erroneous. The spectators came and in general applauded; but each, willing to show his talent at criticism, marked whatever he thought proper. At evening, when the painter came, he was mortified to find the whole picture one universal blot-not a single stroke that was not stigmatized with marks of disapprobation: not satisfied with this trial, the next day he was resolved to try them in a different manner, and exposing his picture as before, desired that every spectator would make those beauties he approved or admired. The people complied; and the artist returning found his picture replete with marks of beauty: every stroke that he had seen yesterday condemned, now received the character of approbation "well" cries the painter, I now find that the best way to please one-half of the world is not to mind what the other half says; Since what are fault in the eyes of these, Shall be by those regarded as beauties.

Q.No.2 Write an essay on ONE of the following topic: **(20)**

- I. Pandemics impact on Pakistan
- II. Advantages and Disadvantages of online classes.
- III. Issues of the Muslim ummah
- IV. Are leaders born or made
- V. Describe yourself and your personality to a stranger (please don't mention any name, while writing this essay)

Q.No.3 Use the following idioms in sentences to illustrate their meaning: **(20)**

- I. Fifth wheel
- II. Freak out
- III. Dead ringer
- IV. Gold digger
- V. Straight arrow
- VI. In a fog
- VII. Hit the Hay
- VIII. Seize the day
- IX. Quick and dirty
- X. In a Heartbeat

Q.No.4 Construct sentences to distinguish between the meanings of the following pair of words (20)
(No credit will be given for single correct answer)

Curb, kerb
Crawl, kraal
Moat, Mote
Carat, Caret
Trussed, Trust
Douse, Dowse
Baize, Bays
Coop, Coupe
Rued, Rude
Byte, Bight

Q.No.5 Rewrite correctly the following sentences: (10)

- Anyone can do it if one tries.
- The climate of Multan is hotter than Lahore.
- The jury was divided in its verdict.
- He is suffering from fever for ten days.
- Kashmir is famous for its sceneries.
- The majority of people in Pakistan is poor.
- Although he is poor but he is honest.
- I am too tired to attend to some work.
- Such things which you say are not true.
- Many a soldier lost their life in war.

Q.No.6 Translate the following paragraph into English (10)

بچپن عمر کا بہترین حصہ ہے۔ اس لیے آپ نے اکثر بڑے بوڑھوں سے سنا ہو گا کہ کاش وہ ایک دفعہ پھر بچے بن جائیں شاید اس کی وجہ یہ ہے کہ ہم جوانی اور بڑھاپے کی ذمہ داریوں سے گھبراتے ہیں۔ بچپن میں کوئی ذمہ داری نہیں ہوتی اسی وجہ سے کوئی غم بھی نہیں ہوتا۔ بچہ دن بھر کھیلتا ہے۔ اس کے والدین اس سے محبت کرتے ہیں۔ اچھا کھلاتے ہیں۔ عمدہ لباس خرید کر دیتے ہیں۔ اگر بچے کو کھلونے اور کپڑے نہ بھی ملیں تو وہ اس کی پرواہ نہیں کرتا۔ اس کے لیے زندگی ازخود کھلونا ہے۔ وہ ہر چیز میں ایک نیا پن پاتا ہے۔ لیکن جب بچہ جوانی میں قدم رکھتا ہے تو چیزوں کا نیا پن ختم ہو جاتا ہے۔ اور شاید یہی وجہ ہے کہ اس کی خوشی بھی کم ہو جاتی ہے۔

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PAPER-VI

URDU

TIME ALLOWED: 3 HOURS

TOTAL MARKS: 100

50

سوال نمبر 1۔ درج ذیل عنوانات میں سے کسی ایک پر مضمون تحریر کیجیے۔

(i) زیادہ نقصان دہ، بدعنوانی یا دہشتگردی؟

(ii) ہیں تلخ بہت بندہ مزدور کے اوقات

(iii) کیا ریاست پاکستان فراہمی انصاف کی ذمہ داری پوری کر رہی ہے؟

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سوال نمبر 2۔ تازہ ترین فیصلہ عدالت عظمیٰ پاکستان سے لیے گئے اس اقتباس کا اردو ترجمہ کیجیے۔

“We now consider the *Razinama* and whether its execution was established and, if so, its effect. Out of the 20 signatories thereon only Saifur Rehman was produced to testify and his testimony did not accord with the contents of the *Razinama*. The *Razinama* purported to be a compromise amongst the heirs of the late Habib Khan but it is not signed by even a single one of his heirs. To state the obvious, a compromise cannot be arbitrarily imposed on anyone. Even if for arguments sake it be accepted that a *Jirgah* was convened and decided matters relating to inheritance a *Jirgah* cannot substitute its decision to what is prescribed in the Holy Qur'an”

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سوال نمبر 3۔ درج ذیل عبارت کو عنوان دیجیے اور اسکی تلخیص کیجیے۔

”وہ نو عمری ہی سے ان تنہائیوں سے واقف ہو چکا تھا۔ غریب ماں باپ کا بیٹا تھا جو اپنی حیثیت کے مطابق معمولی سا لکھا پڑھا کر سدھار گئے تھے۔ غربت اور بے کسی کے زمانے میں اسے کسی سے ملنے جانے کی جرات نہ ہوئی اور اس نے تنہائی ہی میں امان سمجھی۔ شباب کا بیشتر زمانہ فکر معاش کی جدوجہد کی نذر ہو گیا۔ آخر جب اس کے دن پھرے اور وہ بھی کوئی چیز سمجھا جانے لگا تو وہ اپنی گوشہ نشینی کا اس قدر عادی ہو چکا تھا کہ کسی قیمت اسے چھوڑنے کو تیار نہیں تھا۔ رفتہ رفتہ اس کے رشتہ دار جو اس کی حالت سدھرتے ہی آپ سے آپ پیدا ہو گئے تھے، اس کی تنہائی میں مزاحم ہونے شروع ہوئے۔

”بھئی تو کیا عمر بھر کنوارے ہی رہو گے۔“ وہ آئے دن آکر اس سے کہا کرتے۔ ”تم مانو چاہے نہ مانو ہم تو چاند سی دلہن لا کے ہی رہیں گے۔“

ایک بزرگ جو رشتہ میں دور کے ماموں ہوتے تھے، کہتے:

”اماں دور کیوں جاؤ۔ اپنے خاندان ہی میں جو ماشا اللہ ایک سے ایک حسین و جمیل لڑکی موجود ہے۔“

ہر بار اس کا انکار پہلے سے کمزور ہوتا گیا اور ایک دن برادری ہی کی ایک قبول صورت تعلیم یافتہ لڑکی کے ساتھ اس کی شادی کر دی گئی۔“

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سوال نمبر 4۔ اسم کیا ہے؟ اسم خاص اور اسم عام کی اقسام لکھیں، مختصراً لوازم اسم بیان کریں۔

سوال نمبر 5. درج ذیل انگریزی قانونی اصطلاحات میں سے صرف پانچ کے معنی لکھیں اور اردو کے جملے میں

استعمال کریں -

i. Bankrupt

ii. Disinter

iii. Appreciation in value

iv. Hearing De novo

v. Gross negligence

vi. Prerogative

vii. Mitigation



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COMPETITIVE EXAMINATION ,2022
PAPER -VII GENERAL KNOWLEDGE

TIME ALLOWED: 03 HOURS

TOTAL MARKS: 100

NOTE:

- I.** Q No. 1 & 2 is compulsory
- II.** Attempt one from each part
- III.** All questions carry equal marks

Q. No. 1: Choose correct answer. Do not reproduce the question.

- I.** Who is known as grand old man of India?
a) Dadabhai Nauroji c) Lala Lajpat Rai
b) Rajgopal Acharya d) Khan Abdul Ghafar Khan

- II.** Who among the following is known as the heroine of 1942 "Quit India Movement"?
a) Annie Basin c) Aruna Asaf Ali
b) Sarojini Naidu d) Kriplani

- III.** The capital of India was shifted to Delhi during the reign of:
a) Minto c) Hardinge
b) Chelmsford d) Curzon

- IV.** According to the Government of India Act, 1935, India had been divided into _____ Provinces:
a) 7 c) 15
b) 11 d) 18

- V.** Lord Mountbatten replaced _____ as the viceroy of India in 1947:
a) Lord Wavell c) Lord Curzon
b) Lord Chelmsford d) Lord Linlithgo

- VI.** Pakistan is located in tropic zone of:
a) East c) North
b) West d) South

- VII.** The first constituent assembly originally consisted of 69 members; subsequently the number of members was increased to:
a) 79 c) 99
b) 89 d) 95

- VIII.** First constituent assembly was dissolved on:
a) August 20, 1953 c) July 18, 1955
b) October 24, 1954 d) June 25, 1954

- IX.** Auditor General of Pakistan takes an oath before:

Q. No. 2: Choose the word or phrase You consider nearest in meaning to the keywords:

I. Perigee

- a) Eclipse c) Point nearest to the earth
- b) Planet d) Apogee

II. Pernicious

- a) Practical c) Destructive
- b) Comparative d) Tangible

III. Perspicacious

- a) Is wise c) Is endowed with the faculty of industry
- b) Is over jealous d) Is endowed with keenness of sight

IV. Animate

- a) Deceive c) Fortify
- b) Kill d) Encourage

V. Profundity

- a) Stupidity c) Studious
- b) Honesty d) Discernment

VI. Pathos

- a) Tender Sorrow c) Trivial
- b) Loss d) Not Active

VII. Peculation

- a) Restraint c) Award
- b) Taxing d) Embezzlement

VIII. Paragon

- a) Square c) Model
- b) Edifice d) Beauty

IX. Paroxysm

- a) Depth of Sea c) A Fit of Passion
- b) Depth of Human Mind d) Smartness

X. Monstrosity

- a) Shapelessness c) Beautification
- b) Smartness d) Solidity

XI. Arduous

- a) Easy c) Balance
- b) Difficult d) Propulsive

XII. Arrogant

- a) Proud
b) Profound
- c) Who makes unwarranted claims
d) Insolent
- XIII. Artless
a) Cunning
b) Simple
- c) Free from Deceit
d) Unsophisticated
- XIV. Antagonist
a) Resourceful
c) Grateful
d) Adversary
- b) Foppish
- XVI. Analogous
a) Corresponding
b) Dissimilar
- c) Showing likeness
d) Haughty
- XVII. Apprehend
a) Obviate
b) Contrast
- c) Understand
d) Set free
- XVII. Aptitude
a) Sarcasm
b) Inversion
- c) Adulation
d) Lack of Talent
- XVIII. Perjury
a) Sticking to an oath
b) Breaking an oath
- c) Illegitimacy
d) Illegality
- XIX. Puerile
a) Half Drunk
b) Childish
- c) Great
d) Mature
- XX. Tribulation
a) Calmness
b) Evasiveness
- c) Tumult
d) Distress

PART- I

Q. No. 3: Analyze the Significance of Lahore Resolution in the freedom movement of Sub- Continent.

Q. No. 4: Write Comprehensive notes on the following

- I. Shudhi Movement
- II. Sangathan Movement
- III. Quit India Movement
- IV. Khilafat Movement

PART- II

Q. No. 5: Discuss economic, political and linguistic problems, which the government of Pakistan had to face after independence.

Q. No. 6: "Pakistan is a poor country where rich people live". What practicable and feasible steps should be taken to eradicate corruption.

PART- III

Q. No. 7: What is significance of "JIHAD" in the light of the Quran & Sunnah? What are its kinds, principles, and conditions?

Q. No. 8: What does "Caliphate" mean? Enumerate its salient features.

ETHICS FOR NON-MUSLIM CANDIDATES

- Discuss the concept of good and evil in ethics?
- Explain the scope, nature and objectives of ethics.

