



CS EXECUTIVE

***JURISPRUDENCE,
INTERPRETATION
& GENERAL LAWS***

BIRD'S EYE VIEW
IMPORTANT QUESTIONS

CS AMIT VOHRA

AVAILABLE ON WEBSITE
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June 2019 Exam Paper

Jurisprudence, Interpretation & General Law

Ocean In Hands

Bird's Eye View

Most Important Questions

Ch-1 RTI Act, 2005

Q1 Public Authority

Q2 Obligations of Public Authority

Q3 Sec 6 - Manner of request

Q4 Sec 7 - Disposal of Request

Q5 Sec 8 - Exempted Info

Q6 Sec 10 - Partial Disclosure

Q7 CIC, SIC & Powers

Q8 Sec 19 & 20 - Appeal & Penalty

2 Imp Cases

① Raj Narain v/s State of Rajasthan

② RPL v/s Indian Express Newspapers

Ch-2 Law of Torts

Q1 Damnum Sine Injuria & Injuria Sine Damnum] With Case Laws

Q2 Kinds of Torts or Wrong to Personal Safety & Freedom

Q3 Vicarious Liability
 Master-Servant
 Principal-Agent
 Firm-Partner
 Independent Contractor] With Case Laws

Q4 Vicarious Liability of State

Q5 Strict Liability v/s Absolute Liability] With Case Laws

Q6 Judicial & Extra Judicial Remedies in Tort.

Ch-3 Information Technology Act, 2000

Q1 Transactions to which IT Act, 2000 doesn't apply.

Q2 Defⁿ.

a) Computer

b) Asymmetric Crypto System

c) Cyber Security

d) Intermediary

e) Secure System

f) Computer Contaminant & Virus

Q3 Sec 3 & 3A - DSC & ESC

Q4 Sec 4 - Legal Recognition

Q5 Sec 11, 12 & 13 - Attribution, Dispatch & Receipt of E-records

Q6 Sec 35 & 38 - Procedure to obtain & Revocation of ESC

Q7 Penalty & Compensation for Damage to Computer

Q8 Network Service Provider & Cyber Crimes

Ch-4 Sources of Law

Q1 Definition of Law

- Natural
- Positivistic
- Historical
- Sociological
- Realistic

Q2 Primary Sources of Indian Law

Customs & its Valid Requisites

Kinds of Judicial Precedents

Personal Laws as integral source of law

Q3 Important Doctrine = *Stare Decisis* + *Ratio Decidendi* + *Obiter Dicta*

Q4 Jurisprudence & its related aspects

Q5 Theories of Law

Jeremy Bentham

Austin

H.L.A. Hart

Justice Salmond

Roscoe Pound

Kelsen's Pure Theory

Ch-5 Administrative Law

Q1 Meaning, Need & Sources of Administrative Law.

Q2 Administrative Discretion

Q3 Judicial Control & its Kinds

- Constitutional
- Statutory
- Ordinary

Judicial Review & its related Case Laws

Q4 Principles of Natural Justice & its exceptions (With Case Laws)

Rule of Fair Hearing

or
Rule of Nemo Jurex in Causa Sua

Ch-6 Indian Stamp Act, 1899

Q1 Important Terms

- a) Document b) Instrument c) Deed d) Conveyancing
e) Bill of Lading f) Lease g) Marketable Security h) Promissory Note
i) Bill of Exchange j) Stamp

Q2 [Sec 3] - Documents liable & exempted from Stamp Duty.

Q3 [Sec 4 & 5] - Instruments & Transactions [With Case Laws]

Q4 Ambiguous or Multi Description Instrument

Q5 Provisions regarding Adhesive & Impressed Stamps

Q6 Persons liable to pay Stamp Duty

Q7 Denoting Duty & E-Stamping

Ch-7 Registration Act, 1908

Q1 Instruments with Compulsory, Not Compulsory & Optional registration.

Q2 Sec 23 + Sec 25 + Sec 23 A + Sec 26

Q3 Place of registration i.e. Sec 28 & 30.

Q4 Who may apply for registration [Sec 32]

When may registrar refuse to register transfer [Sec 35]

Q5 Effect of Non-Registration [With Case Law]

↳ Kalyana Sundaram vs Kumarappa

Q6 Appeal against Sub-registrar

Q7 Duties of Registrar

Ch-8 Interpretation of Statutes

Q1 Kinds of Statutes

Q2 Presumptions

ABOUT CS AMIT VOHRA

All India Author of CS Executive

Books with

BHARAT PUBLICATIONS

14 years of Experience

**Taught more than
18000 students**

One to qualify CS Before Graduation

**Awarded as LAW QUIZ WINNER
by ICSI for all 3 Laws**

Q3 Internal & External Aids of Interpretation

Q4 Rules of Interpretation (With Case Laws)

- a) Reasonable Construction or *Ut Res Magis Valeat Quam Periret*
- b) Mischief Rule or Heydon's Rule or Purposive Construction or Beneficial Interpretation
- c) Harmonious Construction
- d) *Noscitur A Sociis*
- e) *Expressio Unius Est Exclusio Alterius*
- f) *Ejusdem Generis*
- g) *Contemporanea Expeditio Est Optima Et Fortissima In Lege*

Ch-9 General Clauses Act, 1897

Q1 Object, Purpose & Importance of GCA, 1897.

Q2 Interpretation of a) Means w/s Include
b) Shall w/s May c) And w/s or

Q3 [Sec 14-19] Powers & Functionaries

Ch-10 Indian Penal Code, 1860

Q1 Intra & Extra Territorial Jurisdiction

Q2 Fundamental Elements & Stages of Crime

Q3 Mens Rea with forms & exceptions

Q4 Presumption of Innocence & Burden of Proof

Q5 Kinds of Punishments

Q6 Criminal Conspiracy & its Punishment

Q7 Cheating & its essential. Also explain kinds of Cheating with relevant examples.

Q8 Criminal Misappropriation of Property

Q9 Criminal breach of Trust with Case Laws

Q10 Forgery with relevant examples & Case Laws

Q11 Defamation, kinds & its Exceptions

Q12 Defences under IPC, 1860.

Ch-11 Criminal Procedure Code, 1973

Q1 Diff b/w-

- Bailable & Non-Bailable Offences
- Bail & Anticipatory Bail
- Cognizable & Non-Cognizable Offences
- Investigation, Inquiry & Trial
- Summon Cases & Warrant Cases

Q2 Factors to be considered by Court while granting anticipatory bail.

Q3 [Sec 29 & 30] Powers of Criminal Courts & Imprisonment in lieu of Fine

Q4 [Sec 41-45] Arrest of a Person

Q5 Summon with essential elements & related provisions

Q6 Short Notes

- Arrest Warrant
- Search Warrant
- Unlawful Assembly
- Summary Trial
- Issuing Proclamation

Q7 [Sec 154] - FIR & its refusal by Police Officer

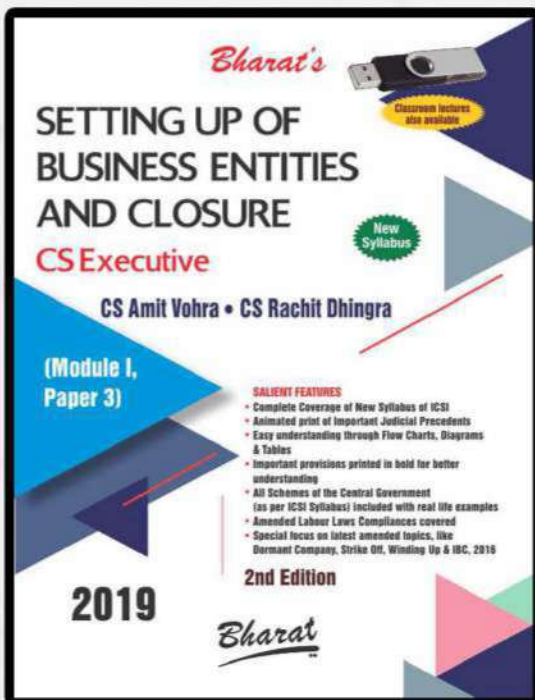
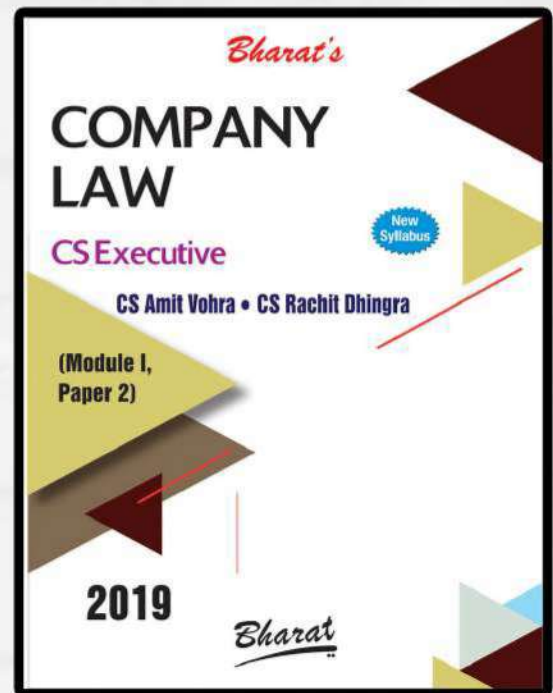
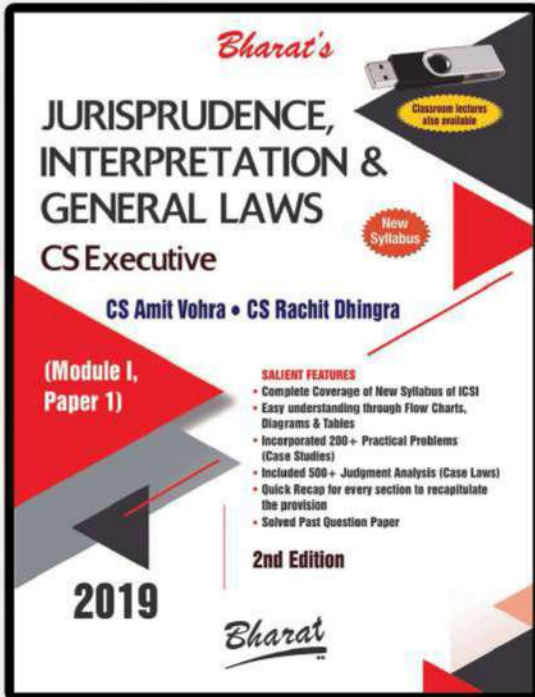
Note - Student needs to put in Extra Efforts on Practical Problems (Questions) under IPC, 1860 and Cr PC, 1973.

Ch-12 Civil Procedure Code, 1908

Q1 Diff between

- Order & Decree
- Decree Holder & Judgement Debtor
- Res Subjudice & Res-Judicata (With Case Laws)

Books with BHARAT PUBLICATIONS



Q2 [Sec 15-20] Place of Filing Suits (Practical Problem)

Q3 Appeal & its kinds

Q4 Reference, Review & Revision

Q5 Summary Procedure

Q6 Suits by or Against Minor

Ch-13 Constitution of India [Every quesⁿ with Case Laws]

Q1 Indian Constitution - Federal or Unitary.

Q2 Explain the following

a) Equality before Law & Equal Protection of Law.

b) Equality in Public Employment

c) 6 Freedoms to Citizens of India (Article 19)

d) Double Jeopardy & Ex post Facto Laws

e) Right to Life & Personal Liberty

f) Preventive Detention & its Safeguards

g) Freedom of Religions, Cultural & Educational Rights (Article 25-30)

Q3 Short Notes

a) Doctrine Waiver Severability
Eclipse

b) Fundamental Duties

c) Directive Principles of State Policy

d) Power of Parliament to pass laws on State matters.

e) Pith & Substance

f) Colourable Legislation

g) Plenary Powers

Q4 Explain in detail

a) Delegated Legislation

b) Article 12 - Defⁿ of State

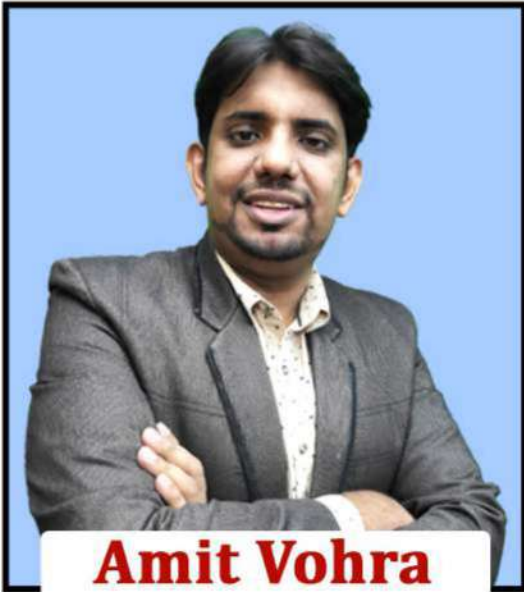
c) Article 368 - Amendability of Fundamental Rights

d) Article 32 - Writ Petition or Right to Constitutional Remedies

e) Article 123 & 213 - Ordinance Making Powers

EXECUTIVE Module 1

PEN DRIVE CLASSES



Amit Vohra
Company Secretary

Company Law

**Jurisprudence, Industrial
& General Laws**

**Setting Up of Business Entities
& Its Closure**

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Ch-14 Limitation Act, 1963

- Q1 "Vigilantibus et Non Dormientibus Jura Subveniunt." Explain
- Q2 Doctrine of Sufficient Cause
- Q3 [Sec 6, 7, 8] - Period of Limitation in Case of Persons under Legal Disability. [With Practical Problem]
- Q4 Effect of Acknowledgement in Writing & Part Performance
- Q5 "Limitation bars remedy but doesn't extinguish right." Explain

Ch-15 Arbitration & Conciliation Act, 1996

- Q1 Short Note
- a) Alternative Dispute Resolution (ADR)
 - b) International Centre for ADR
 - c) Arbitration Agreement
 - d) International Commercial Arbitration
 - e) Meaning of Legal Representative
- f) Foreign Award
g) Settlement Agreement
- Q2 Explain in detail
- a) Power of Judicial Authority to refer parties to arbitration (With Practical Problem)
 - b) Matters referable & non-referable to Arbitration.
 - c) How does an arbitrator gets appointed. Can his appointment be challenged. If yes, what is the procedure?
 - d) Termination & Substitution of Arbitrator
 - e) Procedure of Arbitral Proceedings.
- Q3 What do you mean by Arbitral Award. What are its essential elements. State the provisions regarding Form & Contents of such award.
- Q4 Grounds for setting aside of an Arbitral Award.

Module 2

PEN DRIVE CLASSES



Amit Vohra
Company Secretary

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SLCM 85

EBCL 80

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Ch-16 Special Courts & Tribunals

Q1 NCLT, its composition & tenure.

Q2 NCLAT, its composition & tenure.

Q3 Removal of members of NCLT & NCLAT.

Q4 Procedure for Proceedings NCLT & NCLAT & appeal to NCLAT & Supreme Court.

Q5 Short Note on Special Court

Ch-17 Indian Evidence Act, 1872

Q1 Difference between

- Admission & Confession
- Fact in Issue & Relevant Fact
- Legal Relevancy & Logical Relevancy

Q2 Practical Problem related to Sec 24, 25, 27, 30.

Q3 Persons who can't be called as Witness.

Q4 Hearsay Evidence is no Evidence. Comment.

Q5 What do you mean by Privilege Communication.
List the matters covered under such Communication.

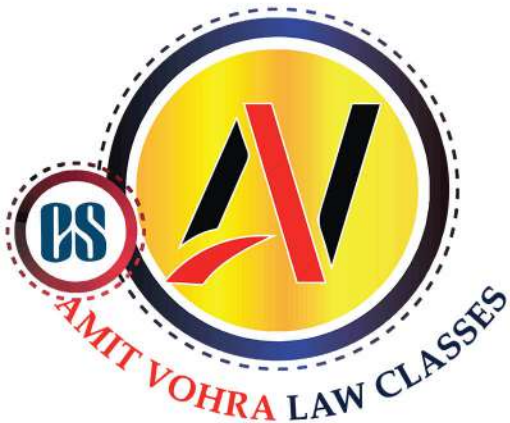
Q6 List out the circumstances where opinions of 3rd party is considered by the Court of Law.

Q7 Short Notes

- Res Hestae
- Inconsistent Fact
- Motive, Preparation & Conduct
- Witness with Case Law

ALL THE BEST

Vohra



JURISPRUDENCE, INTERPRETATION & GENERAL LAWS

HANDWRITTEN LMR

by
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LAST MONTH REVISIONARY NOTES

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