Delhi Public School, Howrah

PERIODIC TEST-III (2025-2026)

Class-XII

Care must be taken not to write anything on the question paper. All the questions must be attempted in the correct sequence.

SUBJECT: LEGAL STUDIES (CODE- 074)

TIME ALLOWED- 3 HOURS **MAXIMUM MARKS-80**

General Instructions:

1. The question paper contains four sections – **A, B, C and D.**
1.1 **Section A** – Q.1-Q.20 – Multiple choice questions.
1.2. **Section B** – Q.21 – Q.28 **2** Marks each. The answers should not exceed **40** words each.
1.3**. Section C** – Q.29 – Q36. **3** marks each. The answers should exceed **100** words each.
1.4. **Section D** – Q.37 – Q.40. **5** marks each. The answers should not exceed **140** words each
2. Internal choice is given in the paper. There is no overall choice.

SECTION- A

1. A country argues that it cannot be held responsible for breaching an international trade agreement because its domestic law prohibits the required action. Which principle does the International Court of Justice uphold in this case? **1**

A. Domestic law can be used as a defense for violating international law.
B. International law is subordinate to domestic law.
C. A change in domestic law invalidates international treaty obligations.
D. Domestic law cannot serve as a defense for breaching international law.

2. In the following question, there are two statements as assertion and reason. Read the statements and choose the correct option from the choices given below. **1**

Assertion (A): The major advantage of an ombudsman is that he or she avoids the conflicts of interests inherent in self-policing.

Reason (R): Duties of an ombudsman are to investigate complaints and attempt to resolve them, usually through recommendations (binding or not) or mediation.

In view of the above statements find the correct option from the following.

A. Both A and R are correct and R is correct explanation of A.
B. Both A and R are true but R is not correct explanation of A.
C. A is true but R is false.
D. A is false but R is true.

3. Read the following statements and choose the correct options given below. **1**

Principle: According to Section 2(j) of Indian Contract Act, a contract becomes void when it ceases to be enforceable by law.

Fact: There is an agreement between London based company A to supply a particular chemical to India based Pharma company B. After few years of the agreement the Indian Government banned the use of that chemical in the medicine. What will be the nature of the contract between A and B in this case?

A. The contract will remain valid as it was signed before the enactment.
B. The contract will become void as it ceases to be enforceable by law.
C. The contract will be discharged on the ground of breach of contract.
D. The contract will be discharged on the ground of impossibility of performance.

4. In the following question, there are two statements as assertion and reason. Read the statements and choose the correct option from the choices given below. **1**

Assertion (A): The judiciary in India derives its powers and functions from the Constitution.

Reason (R): The Constitution, till date remains the fundamental legal text for the functioning of Indian democracy.

A. Both A and R are correct and R is correct explanation of A.

B. Both A and R are true but R is not correct explanation of A.

C. A is true but R is false.

D. A is false but R is true.

5. Which of the following scenarios best demonstrates the importance of registering a trademark for a business? **1**

A. A local bakery wants to ensure that its unique recipe for sourdough bread is not copied by other bakeries.

B.A software company seeks to protect the source code of its innovative application from being used by competitors.

C. A fashion designer wishes to secure the exclusive design pattern used in their clothing line against replication.

D. A new coffee shop aims to protect its brand name and logo from being used by others.

6. Which of the following is **NOT** a rationale behind suggesting the increase in the retirement age of judges in India? **1**

A. The judge-population ratio in India is among the lowest in the world, necessitating an increase in the number of judges to handle pending cases.

B. Advanced economies have a much higher litigation-to-population which is expected to grow in India as its economy expands.

C. Increasing the retirement age of judges will ensure that they do not take up roles in tribunals as chairman or members.

D. Senior lawyers decline judgeship due to the lower retirement age of 62, especially in High Courts, which could be rectified by raising the retirement age

7. Read the following statements and choose the correct options given below. **1**

Statement I: The intentional tort of false imprisonment is satisfied whenever there is intent to unlawfully confine or restrain the claimant in a bounded area.

Statement II: The tort of conversion occurs when the defendant has the intent to physically invade real property of the claimant.

A. Both I and II are true.

B. Both I and II are false.

C. I is true but II is false.

D. I is false but II is true.

8. What does the term 'Improvinistic' Policy refer to in environmental protection? **1**

A. Policies that impose a ban on environmentally harmful activities.

B. Policies that promote the use of alternative methods for improving the environment.

C. Policies that focus only on legislative measures.

D. Policies that promote industrialization at any cost.

9. With regard to a Senior Advocate in India, which of the following statements is **NOT** true? **1**

A. Argues cases in court upon instructions from another advocate.

B. Officially designated in such position by the Supreme Court or High Court.

C. Wears gowns that have flaps on the back.

D. Cannot file a vakalatnama in any court or tribunal.

10. Under whose chairmanship a committee on judicature was set up to implement the legal aid scheme? **1**

A. Justice Krishna Iyer.

B. Justice P.N. Bhagwati.

C. Justice Kaniya.

D. Justice M.C. Shetalvad.

11. Examine the following situations and choose the correct options given below. **1**

Situation 1: An industrial workman wants to file a case against his employer for not payment of his wages.

Situation 2: To resolve the dispute with his tenant for the non-payment of rent Ramesh approached Permanent Lok Adalat.

Which of the following statements best describes both the situations.

A. The matter in situation 1 can be referred to the Lok Adalat but in situation 2 cannot.

B. Situation 1 cannot be referred to Lok Adalat but situation 2 can be.

C. Both the matters in situation 1 and 2 can be referred to Lok Adalat.

D. None of the cases can be referred to Lok Adalat.

12. Arrange the following in chronological order on the basis of their enactment year- **1**

i) Article 39A of the Constitution inserted in 42nd Amendment Act.

ii) NALSA Regulations.

iii) 14th Report of the Law Commission of India.

iv) Legal Services Authorities Act.

A. (i) (ii) (iii) (iv)

B. (iii) (iv) (ii) (i)

C. (iii) (i) (iv) (ii)

D. (i) (iv) (iii) (ii)

13. The Arbitration and Conciliation Laws in India have been largely influenced by significant movements of judicial reforms and conflict management across the world: The Indian Arbitration and Conciliation Act, 1996 is modelled on which law? **1**

A. Universal Declaration of Human Rights.

B. United Nations Commission on International Trade Law Model Law on International Commercial Arbitration (UNCITRAL).

C. United Nations Commission on International Trade Law Model Law on Arbitration.

D. Vienna Convention.

14 Jagdish and Susheela, neighbours in the same residential complex, are experiencing a disagreement regarding the boundary wall between their houses. They would like to resolve this dispute through a method that encourages open communication and mutual agreement. Which of the following options is best suited to their situation? **1**

A. Litigation

B. Lok Adalat

C. Negotiation

D. Mediation

15. Match the following: **1**

Writs	Meaning
1. Habeas Corpus	a. To prevent a subordinate court from continuing on a case
2. Mandamus	b. To order the release of a person who is unlawfully detained
3. Prohibition	c. To issue directive to a person to vacate an office wrongfully occupied
4. Quo Warranto	d. Order to a public authority to do its duty

A. 1-c, 2-d, 3-b, 4-a

B. 1-b, 2-d, 3-a, 4-c

C. 1-a, 2-b, 3-c, 4-d

D. 1-d, 2-a, 3-b, 4-c

16. Ms. Muskaan is a mediator for a dispute between Sanjeev and Vivek. Her role is not to provide an evaluation of their case but to facilitate the conversation between Sanjeev and Vivek. Which of the following types of mediation is this? **1**

A. Mediation with arbitration

B. Facilitative mediation

C. Transformative mediation

D. Online mediation

17. Dhiraj is an advocate practicing in India. In order to attract more clients, he got a hoarding made for himself with his latest photograph in his black gown. He also mentioned his fee per hearing in that hoarding. Dhiraj was served a show cause notice by the Bar Council of India. Which of the following holds good in the given situation? **1**

A. Dhiraj is not at fault as he has the right to market his services.

B. Dhiraj is at fault as he did not get the content displayed on the hoarding approved by the Bar Council of India.

C. Dhiraj is at fault, as the Bar Council of India does not permit the advocates to publicise themselves and their profession as products through any medium.

D. Dhiraj is at fault as the Bar Council of India allows advocates to post information on their websites after intimating and taking approval from the Bar Council of India.

18. In which case, the Indian Courts used the provisions of the Convention on Elimination of all forms of Discrimination against Women, (CEDAW), to create legally binding obligations regarding sexual harassment? **1**

A. Vishaka v. State of Rajasthan

B. Hussainara Khatun Vs. State of Bihar

C. Maneka Gandhi v. Union of India

D. Magan Bhai Patel v Union of India

19. Simran is 22 years old and has completed her LLB degree from a recognised Indian University. She wants to obtain a license to start her practice. Identify the additional requirement she needs to fulfil. **1**

A. She must have an LLM degree

B. She must get herself registered with BCI

C. She must have completed her internship under a senior advocate

D. She must clear the All India Bar Exam

20. In a situation Ajit was facing both Anmol and Vinay but Vinay's back was towards Anmol, who was aiming a gun towards Vinay. Ajit warned Vinay of the same and even though Anmol did not fire a shot, Vinay sues Anmol for tort of assault. Based on the given situation choose the best option. **1**

A. Anmol is not liable for assault as Vinay had his back towards Anmol and he could not perceive the threat.

B. Anmol is not liable for assault as there was no imminent threat.

C. Anmol is liable as through Ajit an imminent threat was created in the mind of Vinay.

D. Anmol is liable for battery.

SECTION-B

21. The constant struggle between the executive and judiciary over the appointment of judges led to the development of a new system of appointment of judges. Identify the system. How does the new system work? **2**

OR

State the significance of the Supreme Court's guidelines for Public Interest Litigation.

22. Can foreign educated lawyers in the US take the Bar exam without earning the degree locally? **2**

23. State two salient features of a limited liability partnership. **2**

OR

Define the term partnership under the partnership act.

24. Munia, a ten years old girl, living in a village in Chattisgarh is unable to attend school because there is no school in her village or in the neighbouring villages. **2**
Identify if a Fundamental Right has been violated in the above situation and give reasons for your answer.

25. This doctrine is based on principles of equity. Under any instrument if two rights are conferred on a person in such a manner that one right is in lieu of the other, he is bound to elect only one of them. Explain this doctrine. **2**

OR

What are the legal provisions for the transfer of movable and immovable property?

26. Rohit and Radhika are in a marital discord but owing to the well being of their daughter, they want to settle it in an informal manner. Which ADR process is best suited for them? Write two features of it for which this method can be applicable in this case. **2**

27. State any two outcomes of the enactment of Advocates Act, 1961. **2**

28. When can the services of the senior advocate be availed? **2**

SECTION-C

29. 'X' was convicted under Section 302 of IPC for having committed murder of his wife 'Y'. The judgment of trial court is based on the dying declarations made by 'Y' to the police officer and Metropolitan Magistrate who visited the hospital later on. Can the accused be convicted solely on the basis of the dying declaration given by 'Y? Explain with the help of relevant case. **3**

OR

What is an omission? Does an act in actus reus include omissions? Explain it with illustration.

30. Raghav and Kushal entered into an arbitration agreement to resolve their disputes. An arbitrator, Mr. Aakash, was appointed to decide the case. However, after the arbitral award was rendered, Kushal approached the court to invalidate the award, claiming that Mr. Aakash, the arbitrator, was not ap-pointed properly as per the agreement. Based on the given case, explain what are the grounds on which an arbitral award can be invalidated by the courts? **3**

31. State the provisions of the Indian Constitution that demonstrates a commitment to sustainability and Environmental stewardship. **3**

OR

Analyse the purpose of the Environment Protection Act, 1986.

32. A convention is organized by the WHO to bolster coordination of international health workers to combat the 'Monkey pox' virus. Participating countries agreed to strengthen health services and take emergency measures through the signing of a treaty. In this context. **3**

i. Define a treaty.

ii. How can a treaty be binding on the nations, which are signing it?

33. What is the common factor between Kanchipuram silk sari, Madhubani Paintings and Darjeeling tea? State the main objective of it. **3**

OR

Acyclovir hydrochloride is a medicine that is stable when stored as a solid-state under normal conditions. The applicant tried to make a liquid form of the medicine, but it was unstable for the required shelf life. Therefore, they focused on a powder form that could be mixed with water to make a liquid form. The powder form was very similar to the solid form and their-patent claim was rejected. Discuss why the patent claim was rejected in view of the essential ingredients of a successful patent claim.

34. **3**



a. Identify the type of business entity depicted in the given picture.

b. Define it.

c. Highlight at least two advantages of such business entities.

35. Comment with reasons on the type of ADR that can be most effective in resolving the following situations. **3**
(i) A dispute arose between Steel Construction Company and AROM Architectural Design Company with respect to some technical issues relating to engineering design. They want to resolve their dispute but also want to keep matters confidential and their business secrets protected.
(ii) Sudha buys an air conditioner and realizes it isn't cooling, as it is defective. She tries to return it or have the company fix it, but doesn't succeed. She talks with the salesperson, speaks with the manager, and writes mails to the company, and still she's not satisfied with the company's response. The disputing parties agree to refer to the dispute to a neutral third party, Mr. Ranganathan. He evaluates their case and directs them towards settlement.

36. With regard to the provisions of Fundamental Rights' enshrined in Part III of the Indian Constitution, consider the following situations and state whether any violation of Fundamental Rights has happened in both the cases?. **3**
(i) State Government gave reservations to Scheduled Castes, Scheduled Tribes in public employment, who have not been adequately represented in the services under the State.
(ii) Ravi is a rickshaw puller and was not allowed to drink water from public well because he belonged to a backward class.

SECTION-D

37. What are the procedures for transferring a property under the Transfer of Property Act, 1882? **5**

OR

According to Section 8 of the Transfer of Property Act, 1882, by transferring property, the transferor transfers all rights in a property.
In the light of the above line discuss the essentials for a valid transfer.

38. Ravi avails benefits of being a member of scheduled caste in his service under the Central Government. In a dispute regarding the matter of promotion with his department, he moved to the Central Administrative Tribunal. As the matter is pending for a long time, he decides to obtain a speedier redressal of his cause and moves to the National Commission for Scheduled Castes. On the basis of the given situation decide if the matter will be entertained by the Commission. State the various grounds on which the Commission can reject a complaint made to it. **5**

OR

State the recommendations that can be made by the National Human Rights Commission, when a public servant is identified as the perpetrator of a human rights violation.

39. i) State the freedoms which are available to the citizens of India under Article 19 of the Indian Constitution **5**
ii) Which of the following can be a restriction? Give reasons for your answer.
(a) Restrictions on the sale of a book reasonable because of protests by a group of people.
(b) Prohibition on making inciting speeches that may provoke others to commit violence.

40. Palvinder Kaur was arrested for murdering her husband along with their family friend Arvinder Singh. Her husband was a hobbyist photographer and used to keep handy photo developing material which is quick poison. One day, her husband was ill and she brought him some medicine. The medicine was kept near the liquid developer and her husband swallowed it by mistake and died. She got afraid and with the help of Arvinder Singh, she dumped the body in the well. When she was in Police custody, she told the whole story to one of the Lady Constables and expressed her grief over the matter. **5**
a) Will the statement given by Palvinder Kaur amount to Confession or Admission? Give reason for your answer.
(b) State any four differences between Admission and Confession.