

MIZORAM PUBLIC SERVICE COMMISSION

MIZORAM CIVIL SERVICE (JUNIOR GRADE) DEPARTMENTAL EXAMINATIONS JULY, 2018

PAPER - III

Time Allowed : 3 hours

Full Marks : 100

Pass Marks : 40

Read the instructions carefully. All questions are compulsory.

Marks allotted are indicated against each questions.

1. Define a “Judgment”. Also state the essential particulars and elements to be contained in a judgment as per the Code of Civil Procedure, 1908 (CPC). (7)
2. What are the pre-requisites of filing a suit against the Govt.? Elaborate, citing relevant provision in the CPC and case laws, if any. ? (7)
3. State and elaborate the provisions pertaining to filing second appeals as given in the CPC. (7)
4. Elaborate the provisions pertaining to the grant of temporary injunction and the consequence of breach of injunction as given in the CPC. (7)
5. Give the definition of “Public Demand”. State and elaborate the provisions pertaining to service of notice upon the certificate debtor and the effect of service as given in the Mizoram Public Demands Recovery Act, 2001.(MPDRA). (7)
6. State the limitation period for filing an appeal against any original order under the MPDRA 2001. What are the grounds open to the appellate authority for cancellation or modification of a certificate filed under the MPDRA 2001. (7)
7. State the procedure to be adopted in case a certificate debtor dies before the certificate filed under the MPDRA- 2001 has been fully satisfied. (7)
8. What are the grounds on which a person is to be disqualified for being elected as a member of a village council as given in the Lushai Hills District (Village Councils) Act, 1953 [LHD(VC) Act]. (7)
9. What are the grounds for removal of the President of a village council. State the provisions regarding voting in the meeting of the village council as given in the LHD (VC) Act 1953. (7)
10. What are the main functions of a village council under the Lushai Hills District (Village councils) Act 1953. (7)

11. (a) Which authorities are charged with the responsibility of carrying out the provisions of the Mizoram Municipalities Act 2007 (MMA) and under whose control lies the municipal administration. Also state the provisions regarding the constitution of Board of councilors. (10)

OR

- (b) State the different kinds of tax that may be levied by a municipality under the MMA 2007 and also state the general limitation placed on the power of the Municipality to levy tax. Also cite the different modes of recovery of taxes as per the said Act. (10)

12. (a) State the provisions under which the court is empowered to pronounce decree for dissolution of marriage under the Mizoram Marriage Divorce and Inheritance of Property Act 2014 (MMDIP Act). Also state the rights of a woman leaving her husband on “Sumchhuah” and on “Mak” as per the said Act. (10)

OR

- (b) Is it open for a husband to apply for alimony or maintenance from his divorced wife under the MMDIP Act – 2014. What are the important points for consideration by the court in an application for permanent alimony and maintenance in the said Act, elaborate, citing relevant provisions thereof. (10)

13. (a) Cite and emphasize the provisions regarding the general importance given to “Welfare of children” and “Reconciliation” incorporated in the MMDIP Act – 2014. (10)

OR

- (b) State the enabling provision for issuance of Inner Line guidelines for Mizoram. State the penalty for crossing the Inner Line without a valid pass, and the procedure and how the offences against the Regulation is to be investigated, inquired into and tried, citing relevant provisions of law thereof, if any. Also state the arrangement indicated in the guidelines for the maintenance and supervision of the Inner Line check gates, periodical and surprise checks of Inner Line Passes in the district in Mizoram. (10)

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