

BIHAR JUDICIAL SERVICE

(SYLLABUS FOR THE POST OF CIVIL JUDGE JUNIOR DIVISION EXAMINATION)

- Eligibility criteria - LL.B.
- Age Limit – 22 – 35 years
- (For SC/ST - 5 years relaxation)

SCHEME OF EXAMINATION

The Examination will be held in three stages namely:

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| 1. Preliminary Examination (Objective) | (250 Marks) |
| 2. Main Written Examination | (850 Marks) |
| 3. Viva-Voce. (Interview) | (100 Marks) |

PRELIMINARY EXAMINATION

It will consist of two papers:

Paper I: (100 Marks)

- (i) General Knowledge
- (ii) General Science

Paper II: (150 Marks)

- (i) Law of Evidence and Procedure
- (ii) Constitutional & Administrative Law of India
- (iii) Hindu Law and Mohammedan Law
- (iv) Transfer of Property Act, Principles of Equity, Law of Trust and Specific Relief Act.
- (v) Law of Contract and Torts
- (vi) Commercial Law :
 - (a) Sale of Goods Act
 - (b) Negotiable Instruments Act
 - (c) Company Law
 - (d) Partnership Act

MAIN WRITTEN EXAMINATION

A. Compulsory Papers

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| 1. General Knowledge including current affairs | (150 Marks) |
| 2. Elementary General Science | (100 Marks) |
| 3. General Hindi | (100 Marks) |
| 4. General English | (100 Marks) |
| 5. Law of Evidence & Procedure | (150 Marks) |

**The syllabus herein is subject to confirmation, amendment, or modification by the concerned State Public Service Commission, Department, or High Court, as applicable.*

Note: Hindi and English are only of qualifying nature. Each candidate must score minimum of 30 marks out of 100 but the marks obtained in this will not be added in the overall total in deciding the merit.

DETAILS OF MAIN EXAMINATION

A. Compulsory Paper

1. General Knowledge (including Knowledge of Current Events) : This paper will also include questions of Indian History, Culture and Geography of a nature which candidates should be able to answer without special study.
2. Elementary General Science : A paper of questions to test such matters of everyday observation and experience in their scientific aspects as may be expected of an educated person who has not made a special study of any scientific subject.
3. सामान्य हिन्दी : (1) इस पत्र का स्तर वही होगा जो बिहार विद्यालय परीक्षा समिति की माध्यमिक परीक्षा में चौथे वर्ग से लगातार हिन्दी का अध्ययन करने वाले परीक्षार्थियों के लिए अभिप्रेत हिन्दी का है। (2) इस परीक्षा में (क) उम्मीदवारों को सरल हिन्दी में अपने भावों को स्पष्ट और शुद्ध शुद्ध व्यक्त करने की सामान्य क्षमता और (ख) परिचित विषयों पर सीधी-सादी हिन्दी की सहज बोध शक्ति की जांच की जायेगी। (3) अंकों का वितरण निम्न प्रकार होगा -

विषय	अंक
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| 1. निबंध | 40 |
| 2. वाक्य विन्यास | 30 |
| 3. व्याकरण | 30 |

4. General English : This paper tests candidates' understanding of English language and his/her ability to write in English. Questions are asked from an unseen passage for summary or precis writing, letter writing and others.
5. Law of Evidence & Procedure
 - (i) Indian Evidence Act, 1872
 - (ii) Civil Procedure Code, 1908
 - (iii) Arbitration and Conciliation Act, 1996
 - (iv) Criminal Procedure Code, 1973
 - (v) Provincial Small Causes Courts Act, 1887

B. Optional Papers (3 Papers to be chosen) (150 × 3 Marks)

1. Constitutional Law of India and Administrative Law : This paper includes
 - a) The Government of India Act, 1935.
 - b) Indian Independence Act, 1947.
 - c) The Constitution of India.

Administrative Law will cover following topics – Delegated legislation, Control of delegated legislation - Judicial and Legislative, Fair hearing-rules of natural justice, rule against bias, audi alteram partem, Tribunals and Quasi judicial authorities-judicial control over them, Regulatory authorities, Judicial review of administrative action, Writ jurisdiction and statutory judicial remedies, scope, extent and distinction, public interest litigation, Tortious liability of state and

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compensation, Promissory estoppel, legitimate expectation and doctrine of proportionality, Government contracts, Ombudsman.

2. **Hindu Law:** Sources of Hindu Law, Different schools of Hindu law, Marriage, Sonship, Adoption, Joint family and joint property, Impartible estates, Debts, Alienation, Partition, Succession, Stridhan, Widows's estate, Wills, Gifts, Religious and charitable endowments.
Mohammadan Law: Sources of Muslim law, Origin and development of different schools, Extent of its application in India, The Shariat Act, 1937, Effect of conversion to Islamic Religion, Succession and Administration, Wills, Hiba, Hiba-bil-Ewaz, Waqf, Maintenance, Parentage legitimacy and acknowledgement, Guardianship.
3. **Law of Transfer of Property and Principles of Equity:** This paper includes the Transfer of Property Act, 1882, Principles of Equity, Law of Trust and Specific Relief Act, 1963. History of Court of Equity, Maxims, Origin of use, Development of trust from custom/usage. Definition of trust, Formalities in constituting trust, Classification of trust, Express, Implied, Resulting, Constructive, Private, Public and benami transactions. Principles of Advancement, Comparison, Duties and rights of trustee, Determination of Trust, Remedies for breach of trust.
4. **Law of Contracts and Torts:** This paper includes Indian Contract Act, 1872 & Law of Torts - Nature of Torts, General Principles of Liabilities, Tortfeasor, Remedies, Nuisance, Injuries to persons, Assault, Battery, False imprisonment, Injuries to Domestic and Contractual Relations, Wrongful dismissal, Defamation, Negligence, The Rule in Rylands vs. Fletcher, Deceit, Conspiracy, Malicious Prosecution.
5. **Commercial Law:** The main principles of law relating to Sale of Goods, Negotiable Instruments, Company Law and Partnership.

INTERVIEW

Candidates qualified in written examination shall appear for viva-voce. Viva-Voce (Interview) shall be of.

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