

UNION & STATE JUDICIARY OF INDIA BASED INDIAN POLITY MCQ PRACTICE QUESTIONS AND ANSWERS PDF WITH EXPLANATION

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Q1. The minimum number of judges to sit on the Constitutional Bench or on Bench which gives its advisory opinion on the reference by the President must be:

- a) One-third of the total strength of the court
 - b) Three
 - c) One half of the total strength of the Supreme Court
 - d) Seven
-

Q2. The Chief Justice of a High Court is appointed by

- a) The President
 - b) Governor of the State
 - c) Chief Minister of the State
 - d) Chief Justice of the Supreme Court
-

Q3. Which one of the following jurisdictions of the Indian judiciary covers **Public Interest Litigation**?

- a) Advisory Jurisdiction
 - b) Epistolary Jurisdiction
 - c) original Jurisdiction
 - d) Appellate Jurisdiction
-

Q4. What does the '**Judicial Review**' function of the Supreme Court mean?

- a) Examine the judicial amendments
- b) Examine the constitutional validity of the constitution

- c) Review its own judgment
- d) Review the functioning of judiciary in the country

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Q5. The guardian of fundamental rights is

- a) None of above
- b) Parliament
- c) Judiciary
- d) Executive

Q6. The Constitution places the High Courts under the control of the Union in certain matters in order to keep them outside the range of regional politics. The Union exercises its control in the matters of:

- I. transfer of Judges from one High Court to another.
- II. being able, to establish a common High Court for two or more States.
- III. determining disputes as to age of High Court Judges.

- a) I, II and III
- b) I only
- c) II and III
- d) I and II

Q7. How many High Courts in India have jurisdiction over more than one State (Union Territories not included)?

- a) 5
 - b) 2
 - c) 3
 - d) 4
-

Q8. Which one of the following cases propounded the concept of 'Basic Structure of the Indian Constitution'?

- a) Keshavananda Bharti's Case
 - b) Shankari Prasad's Case
 - c) Rudal Shah's Case
 - d) Indira Sahni Case
-

Q9. Which of the following statements is/are correct regarding writ of 'prohibition'?

1. It is an order issued by the Higher Court commanding Lower Court to cease from proceeding in some matters not within its jurisdiction.
2. This writ is available against a public officer even if he is not vested with judicial powers.

Select the correct answer using the codes given below.

- a) Neither 1 nor 2
 - b) Both 1 and 2
 - c) 1 only
 - d) 2 only
-

Q10. Power of the Supreme Court of India to decide the dispute between center and state **falls** under

- a) constitutional jurisdiction
 - b) appellate jurisdiction
 - c) advisory jurisdiction
 - d) original jurisdiction
-

Q11. The salaries of the Judges of the High Courts are paid from the:

- a) State revenues
 - b) Funds collected as fees for cases
 - c) Consolidated Fund of the State
 - d) Consolidated Fund of India
-

Q12. The Chief Justice of Uttarakhand who also became the Chief Justice of India –

- a) Justice S. H. Kapadia
- b) Justice Barin Ghosh
- c) Justice Ashok A. Desai
- d) Justice P. C. Verma

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Q13. Parliament of which of the following **SAARC** country has recently voted to remove chief justice of the country on charges of corruption, in a move analysts say could trigger a constitutional crisis?

- a) India
- b) Bangladesh
- c) Pakistan
- d) Sri Lanka

Q14. Which of the following is **not a qualification** for a person to be the Chief Justice of the High Court?

- a) None of the above
- b) He should have been a Judge in any court of India for not less than 10 years
- c) He should be a distinguished jurist
- d) He should be a renowned writer in the field of law

Q15. Which of the following states are the first states in India where **Integrated Criminal Justice System** (ICJS) will be launched?

- a) Bihar and Jharkhand

- b) Madhya Pradesh and Chhattisgarh
- c) Punjab and Haryana
- d) Telangana and Andhra Pradesh

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Answers to the above questions :

Q1. Answer: (c)

Court's advisory jurisdiction may be sought by the President under **Article 143** of the Constitution. This procedure is termed as "Presidential Reference" and is recognized as the 'Advisory jurisdiction' of the Court.

The minimum number of judges to sit on the Constitutional Bench or on Bench which gives its advisory opinion on the reference by the President must be one-half of the total strength of the Supreme Court.

Q2. Answer: (a)

Judges in a High Court are appointed by the President of India in consultation with the Chief Justice of India and the governor of the state.

Q3. Answer: (d)

PIL (Public Interest Litigation) writ petition can be filed in Supreme Court under **Article 32** only if a question concerning the enforcement of a fundamental right is involved.

Under **Article 226**, a writ petition can be filed in a High court whether or not a Fundamental Right is involved. Thus, it comes under appellate jurisdiction.

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UNION & STATE JUDICIARY OF INDIA

Q4. Answer: (b)

The 'judicial review' function of the Supreme Court means to examine the constitutional validity of laws.

Judicial review is the doctrine under which legislative and executive actions are subject to review (and possible invalidation) by the judiciary.

Q5. Answer: (c)

Judiciary is the guardian of fundamental rights.

Q6. Answer: (a)

Q7. Answer: (c)

Q8. Answer: (a)

Q9. Answer: (c)

Writ of prohibition is not available against a public officer not vested with judicial or quasi judicial powers.

Q10. Answer: (d)

original jurisdiction of the Supreme Court(**Article 131**): Supreme court has power to decide disputes · between the Government of India and one or more States · between the

Government of India and any State or States on one side and one or more other States on the other - between two or more States.

Q11. Answer: (c)

Q12. Answer: (a)

There are 2 Former chief justices of uttarakhand S.H. Kapadia and J.S. Khehar who later become chief Justice of India.

Q13. Answer: (d)

The Parliament of Sri Lanka has recently voted to remove the Chief Justice of the country on charges of corruption. Shirani Bandaranayake, the 43rd Chief Justice of Sri Lanka, was impeached by Parliament and then removed from office by President Mahinda Rajapaksa in January 2013.

Bandaranayake was accused of a number of charges including financial impropriety and interfering in legal cases, all of which she has denied. The impeachment followed a series of rulings against the government by the Supreme Court, including one against a bill proposed by Minister Basil Rajapaksa, President Rajapaksa's brother.

Bandaranayake was replaced as chief justice by former Attorney General Mohan Peiris.

Q14. Answer: (d)

Q15. Answer: (d)

Integrated Criminal Justice is a system in which the courts, police stations, Prosecution, Forensic Science laboratories, and Jails are integrated.

Telangana and Andhra Pradesh are the first two states that have chosen the ICJS system.

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