

PROVISIONAL ANSWER KEY

Paper: Indian Evidence Act
Date of Test 31-01-2024

Question1:-The Evidence Act applies to all judicial proceedings as per Section _____ of The Indian Evidence Act 1872.

- A:-23
- B:-1
- C:-21
- D:-38

Correct Answer:- Option-B

Question2:-The Evidence Act came into force on the first day of _____ 1872.

- A:-January
- B:-October
- C:-September
- D:-December

Correct Answer:- Option-C

Question3:-Interpretation clause of The Evidence Act is incorporated under Section _____ of The Indian Evidence Act.

- A:-1
- B:-33
- C:-18
- D:-3

Correct Answer:- Option-D

Question4:-Court includes all persons except _____ legally authorised to take evidence, as per The Indian Evidence Act.

- A:-Arbitrators
- B:-Tribunals
- C:-Commissions
- D:-Magistrates

Correct Answer:- Option-A

Question5:-Any fact is relevant which shows a motive or preparation for a fact in issue or relevant fact, as per section _____ of The Evidence Act.

- A:-8
- B:-16
- C:-24
- D:-32

Correct Answer:- Option-A

Question6:-Conditions for refusing new trial for improper admission or rejection of evidence are incorporated in Section _____ of The Evidence Act.

- A:-144
- B:-167
- C:-23
- D:-132

Correct Answer:- Option-B

Question7:-Judge's power to put questions and other production of documents and things is circumscribed by Section _____ of The Evidence Act.

- A:-100
- B:-24
- C:-165
- D:-145

Correct Answer:- Option-C

Question8:-When a party refuses to produce a document which he has notice to produce, he cannot afterwards use the document as evidence without _____ or the order of the court.

- A:-Paying penalty
- B:-Supporting affidavit
- C:-Furnishing bond
- D:-The consent of the other party

Correct Answer:- Option-D

Question9:-Facts which establish the identity of any thing or person whose identity is relevant, are relevant facts in so far as they are necessary for that purposes, as per Section _____ of the Evidence Act.

- A:-161
- B:-145
- C:-31
- D:-9

Correct Answer:- Option-D

Question10:-Subject to the conditions mentioned in Section _____ of the Evidence Act, statement made by one conspirator shall be taken as evidence against all other co-conspirators.

- A:-99
- B:-10
- C:-100
- D:-41

Correct Answer:- Option-B

Question11:-Plea of _____ is a rule of evidence recognised under Section 11 of The Indian Evidence Act.

- A:-Private defence
- B:-Minority
- C:-Alibi
- D:-Ignorance

Correct Answer:- Option-C

Question12:-Any transaction by which a right or custom in question was created is a relevant fact as per Section _____ of The Evidence Act.

- A:-13
- B:-23
- C:-33
- D:-131

Correct Answer:- Option-A

Question13:-_____ may refresh his memory by referring to professional treatises.

- A:-Expert
- B:-Accomplice
- C:-Accused
- D:-Eye witness

Correct Answer:- Option-A

Question14:-The credit of a witness may be _____ be proof that the witness has been bribed or has received any other corrupt inducement to give his evidence.

- A:-Strengthened
- B:-Doubted
- C:-Affirmed
- D:-Impeached

Correct Answer:- Option-D

Question15:-The court may permit a party to cross examine a hostile witness as per Section _____ of The Evidence Act.

- A:-54
- B:-87
- C:-154
- D:-144

Correct Answer:- Option-C

Question16:-If a witness is asked whether he has been previously convicted of any crime and denies it, evidence _____ of his previous conviction.

- A:-Is inadmissible
- B:-may be given
- C:-is irrelevant
- D:-is not required

Correct Answer:- Option-B

Question17:-Existence of a course of business according to which a particular act in question would have been done is a

- A:-relevant fact
- B:-irrelevant fact
- C:-trivial fact
- D:-doubtful fact

Correct Answer:- Option-A

Question18:-Admission is defined under Section _____ of The Indian Evidence Act.

- A:-117
- B:-17
- C:-131
- D:-11

Correct Answer:- Option-B

Question19:-As per section _____ of The Evidence Act, oral admissions as to the contents of a document are not relevant, unless the genuineness of a document produced is in question.

- A:-11
- B:-16
- C:-22
- D:-33

Correct Answer:- Option-C

Question20:-_____ as to the contents of electronic records are not relevant, unless the genuineness of the electronic record produced is in question.

- A:-Doubts
- B:-Comments
- C:-Opinions
- D:-Oral admissions

Correct Answer:- Option-D

Question21:-A confession made by an accused person is irrelevant in a criminal proceeding, based on conditions prescribed in Section _____ of The Evidence Act.

- A:-31
- B:-46
- C:-151
- D:-24

Correct Answer:- Option-D

Question22:-No confession made to a _____ shall be proved as against a person accused of any offence.

- A:-Friend
- B:-Thirty party
- C:-Police officer
- D:-Stranger

Correct Answer:- Option-C

Question23:-As per Section _____ of The Evidence Act, the court shall forbid any question which appears to the court as intended to insult or annoy the witness.

- A:-122
- B:-152
- C:-43
- D:-161

Correct Answer:- Option-B

Question24:-The court may forbid any indecent or scandalous questions subject to the conditions prescribed under Section _____ of The Evidence Act.

- A:-151
- B:-66
- C:-23
- D:-156

Correct Answer:- Option-A

Question25:-A judge can decide admissibility of evidences as prescribed under Section _____ of The Evidence Act.

- A:-136
- B:-44
- C:-36
- D:-160

Correct Answer:- Option-A

Question26:-The examination of a witness, subsequent to cross examination, by the party who called him, shall be called as _____

- A:-Re-examination
- B:-re-cross examination
- C:-examination in voir dire
- D:-final examination

Correct Answer:- Option-A

Question27:-Confession by accused while in police custody not to be proved against him, unless it be made in the immediate presence of a _____

- A:-Police commissioner
- B:-Counsel
- C:-Magistrate
- D:-Civil servant

Correct Answer:- Option-C

Question28:-Confession to police leading to recovery of weapons used in an offence may be proved as per Section _____ of The Evidence Act.

- A:-44
- B:-27
- C:-77
- D:-21

Correct Answer:- Option-B

Question29:-If a relevant confession otherwise admissible in evidence is made while a person is drunk, it will not become

- A:-Admissible
- B:-Irrelevant
- C:-Evidence
- D:-Relevant

Correct Answer:- Option-B

Question30:-Confession of a co-accused is dealt with under Section _____ of The Evidence Act.

- A:-21
- B:-40
- C:-30
- D:-50

Correct Answer:- Option-C

Question31:-Order of examination of witnesses is mentioned under Section _____ of The Evidence Act.

- A:-46
- B:-34
- C:-134
- D:-138

Correct Answer:- Option-D

Question32:-A person summoned to produce a document cannot be cross-examined, unless he is

- A:-willing
- B:-paid
- C:-a major
- D:-called as a witness

Correct Answer:- Option-D

Question33:-Any question suggesting the answer, which the person putting it wishes or expects to receive, is called a

- A:-Leading question
- B:-Interrogatory
- C:-Confusing question
- D:-Preliminary question

Correct Answer:- Option-A

Question34:-Situations in which dying declarations are admissible in evidence are enumerated under Section _____ of The Evidence Act.

- A:-21
- B:-32
- C:-42
- D:-44

Correct Answer:- Option-B

Question35:-Entries in public records stating a fact in issue, made by a public servant in discharge of his official duties, is itself a relevant fact as per Section _____ of The Evidence Act.

- A:-131
- B:-44
- C:-46
- D:-35

Correct Answer:- Option-D

Question36:-Foreign law contained in law books published under the authority of the Government of such foreign country, is relevant under Section _____ of The Evidence Act.

- A:-36
- B:-46
- C:-38
- D:-132

Correct Answer:- Option-C

Question37:-Leading questions may be asked in cross examination, as per Section _____ of The Evidence Act.

- A:-44
- B:-144
- C:-66
- D:-143

Correct Answer:- Option-D

Question38:-Questions to shake the credit of a witness can be asked in cross-examination as per Section _____ of The Evidence Act.

- A:-39
- B:-146
- C:-133
- D:-46

Correct Answer:- Option-B

Question39:-As per Section 148 of The Evidence Act, if a witness refuses to answer questions, the court may draw an inference that

- A:-the answer if given would be unfavourable
- B:-the witness is dumb
- C:-the witness is of unsound mind
- D:-the witness is a minor

Correct Answer:- Option-A

Question40:-A lunatic is _____ to testify, unless he is prevented by his lunacy from understanding the questions and giving rational answers.

- A:-Compelled
- B:-Privileged
- C:-Not incompetent
- D:-Assisted

Correct Answer:- Option-C

Question41:-As per Section _____ of The Evidence Act, existence of a previous judgement which by law prevents any court from taking cognizance of a suit or holding a trial is a relevant fact.

- A:-121
- B:-39
- C:-134
- D:-40

Correct Answer:- Option-D

Question42:-When the court has to form an opinion upon a point of foreign law, the opinions upon that point of persons specially skilled in such foreign law are

- A:-Relevant facts
- B:-Inadmissible evidence
- C:-Conclusive and binding
- D:-Irrelevant

Correct Answer:- Option-A

Question43:-An examiner of electronic evidence shall be treated as an expert for the purpose of Section _____ of The Evidence Act.

- A:-41
- B:-141
- C:-45-A
- D:-145

Correct Answer:- Option-C

Question44:-Opinion of a person acquainted with the handwriting of another person by whom a document in question was supposed to be written or signed is

- A:-an irrelevant fact
- B:-a relevant fact
- C:-inadmissible in evidence
- D:-binding on court

Correct Answer:- Option-B

Question45:-When a witness who is unable to speak gives his evidence by writing in open court, such evidence shall be deemed to be

- A:-Inadmissible
- B:-Documentary evidence
- C:-Secondary evidence
- D:-Oral evidence

Correct Answer:- Option-D

Question46:-In criminal proceedings against any person, the husband or wife of such person respectively, shall be

- A:-An incompetent witness
- B:-An essential witness
- C:-A competent witness
- D:-A hostile witness

Correct Answer:- Option-C

Question47:-Communications between spouses during marriage are privileged, subject to the conditions enumerated under Section _____ of The Evidence Act.

- A:-110
- B:-122
- C:-144
- D:-48

Correct Answer:- Option-B

Question48:-No public officer shall be compelled to disclose communications made to him in official confidence, when he considers that _____ would suffer because of that disclosure.

- A:-His family
- B:-Public interests
- C:-His superiors
- D:-Opposite party

Correct Answer:- Option-B

Question49:-When the court has to form an opinion about existence of a general custom, the opinions as to the existence of such custom, of persons who would be likely to know of its existence, if existed, are

- A:-Relevant
- B:-Irrelevant
- C:-Inadmissible
- D:-Privileged

Correct Answer:- Option-A

Question50:-Opinions on relationships under Section 50 of The Evidence Act shall not be sufficient to prove a marriage in proceedings under the

- A:-Foreigners Act
- B:-Indian Divorce Act
- C:-Bankers Book Evidence Act
- D:-Foreign Exchange Management Act

Correct Answer:- Option-B

Question51:-In criminal proceedings, the fact that the person accused is of good character is

- A:-Irrelevant
- B:-Relevant
- C:-Inconsequential
- D:-Inadmissible

Correct Answer:- Option-B

Question52:-In a prosecution for the offence of rape, where the question of consent is in issue, evidence of the character of the victim shall _____, on the issue of consent.

- A:-not be relevant
- B:-be relevant
- C:-be admissible
- D:-be material

Correct Answer:- Option-A

Question53:-As per Section _____ of The Evidence Act, no police officer or magistrate shall be compelled to disclose the source of information as to the commission of an offence.

- A:-57
- B:-75
- C:-125
- D:-157

Correct Answer:- Option-C

Question54:-Client's disclosure to an advocate is a privileged communication subject to the conditions enumerated under Section _____ of The Evidence Act.

- A:-77
- B:-88
- C:-126
- D:-26

Correct Answer:- Option-C

Question55:-A witness who is not party to a suit cannot be compelled to produce title deeds of his property, as per Section _____ of The Evidence Act.

- A:-144
- B:-121
- C:-44
- D:-130

Correct Answer:- Option-D

Question56:-A conviction is _____ merely because it is based on the uncorroborated testimony of an accomplice.

- A:-Illegal
- B:-Unsustainable
- C:-Unfounded
- D:-Not illegal

Correct Answer:- Option-D

Question57:-In criminal proceedings, the fact that the accused person has a bad character is irrelevant, except in situations mentioned under Section _____ of The Evidence Act.

- A:-54
- B:-154
- C:-66
- D:-145

Correct Answer:- Option-A

Question58:-The court shall take judicial notice of all laws in force in the territory of India, as per Section _____ of The Evidence Act.

- A:-47
- B:-57
- C:-67
- D:-77

Correct Answer:- Option-B

Question59:-The principle that admitted facts need not be proved in incorporated in Section _____ of The Evidence Act.

- A:-39
- B:-49
- C:-58
- D:-68

Correct Answer:- Option-C

Question60:-All facts, except the contents of documents or electronic documents, may be proved by

- A:-Documentary evidence
- B:-Secondary evidence
- C:-Hearsay evidence
- D:-Oral evidence

Correct Answer:- Option-D

Question61:-As per The Evidence Act, _____ witnesses shall in any case be required to prove any fact.

- A:-Two
- B:-No particular number
- C:-Three
- D:-Four

Correct Answer:- Option-B

Question62:-The principle of _____ is incorporated under Chapter VIII of The Indian Evidence Act.

- A:-Estoppel
- B:-Waiver
- C:-Acquiescence
- D:-Self-incrimination

Correct Answer:- Option-A

Question63:-Whoever desires any court to give judgement as to any legal right or _____ dependent on the existence of facts which he asserts, must prove that those facts exist.

- A:-Controversy
- B:-Public opinion
- C:-Rumours
- D:-Liability

Correct Answer:- Option-D

Question64:-As per Section _____ of The Evidence Act, the burden of proof is on the accused to establish that his case comes within any of the exceptions provided under The Indian Penal Code.

- A:-144
- B:-141
- C:-105
- D:-45

Correct Answer:- Option-C

Question65:-Burden of proving death of any person who is known to have been alive during the last _____ years is on the person who affirms it.

- A:-Sixty
- B:-Fifty
- C:-Forty
- D:-Thirty

Correct Answer:- Option-D

Question66:-As per Section _____ of The Indian Evidence Act, the burden of proving that a person is alive, who has not been heard of for seven years, is on the person who affirms that such person is alive.

- A:-112
- B:-108
- C:-88
- D:-48

Correct Answer:- Option-B

Question67:-If oral evidence refers to a fact which could be heard, it must be the evidence of a witness who says he _____ it.

- A:-heard
- B:-saw
- C:-read about
- D:-recorded

Correct Answer:- Option-A

Question68:-Where a document is executed in several parts, each part is _____ evidence of the document.

- A:-Secondary
- B:-Supplementary
- C:-Primary
- D:-Inadmissible

Correct Answer:- Option-C

Question69:-Oral accounts as to the contents of a document, given by some person who has himself seen it will be _____ evidence.

- A:-Secondary
- B:-Primary
- C:-Inadmissible
- D:-Hearsay

Correct Answer:- Option-A

Question70:-Secondary evidence may be given the existence, contents or conditions of a document in situations mentioned under Section _____ of The Evidence Act.

- A:-107
- B:-65
- C:-165
- D:-117

Correct Answer:- Option-B

Question71:-When the question is whether a person who is in possession of a thing is its owner, the burden of proving that he is not the owner is on

- A:-Village officer
- B:-Station house officer
- C:-The person who affirms that he is not the owner
- D:-District registrar

Correct Answer:- Option-C

Question72:-Presumption regarding commission of certain offences in a disturbed area is incorporated under Section _____ of The Evidence Act.

- A:-100
- B:-101
- C:-115
- D:-111-A

Correct Answer:- Option-D

Question73:-Presumption regarding legitimacy of a child born in a wedlock is subject to the conditions mentioned in Section _____ of The Evidence Act.

- A:-43
- B:-112
- C:-143
- D:-42

Correct Answer:- Option-B

Question74:-Where a woman commits suicide within _____ years of her marriage and it is shown that her husband or relatives have subjected her to cruelty, the court shall presume that such person have abetted her suicide.

- A:-Ten
- B:-Fourteen
- C:-Twenty
- D:-Seven

Correct Answer:- Option-D

Question75:-A computer printout shall be admissible in evidence of any contents of the original, subject to compliance with the conditions mentioned under Section _____ of The Evidence Act.

- A:-65-B
- B:-37
- C:-48
- D:-161

Correct Answer:- Option-A

Question76:-Proof as to electronic signature is required as per Section 67-A of The Evidence Act, except in the case of _____ electronic signature.

- A:-Foreign
- B:-Insecure
- C:-Secure
- D:-Domestic

Correct Answer:- Option-C

Question77:-If a document by law is required to be attested, it shall not be used in evidence unless _____ who has attested it is called to prove its execution.

- A:-Three witnesses
- B:-Two witnesses
- C:-All witnesses
- D:-Atleast one witness

Correct Answer:- Option-D

Question78:-If the attesting witness denies the execution of a document, its execution may be proved by other evidence, as per Section _____ of The Evidence Act.

- A:-71
- B:-66
- C:-49
- D:-142

Correct Answer:- Option-A

Question79:-An attested document not required by law to be attested, may be proved as if it was _____

- A:-Corroborative evidence
- B:-Unattested
- C:-Attested
- D:-Secondary evidence

Correct Answer:- Option-B

Question80:-Presumption as to dowry death is incorporated in Section _____ of The Evidence Act.

- A:-110
- B:-111
- C:-113-B
- D:-115

Correct Answer:- Option-C

Question81:-As per illustration under Section _____ of The Evidence Act, a court may presume that an accomplice is unworthy of credit, unless he is corroborated in material particulars.

- A:-114
- B:-115
- C:-121
- D:-122

Correct Answer:- Option-A

Question82:-As per Section _____ of The Evidence Act, in a prosecution for rape, when the victim denies consent on the question whether sexual intercourse was with or without her consent, the court shall presume that she did not consent.

- A:-110
- B:-114-A
- C:-111
- D:-44

Correct Answer:- Option-B

Question83:-Section _____ of The Evidence Act empowers the court to direct any person present in the court to write any words or figures to enable the court to compare such writing with any words or figures alleged to have been written by such person.

- A:-46
- B:-68
- C:-73
- D:-83

Correct Answer:- Option-C

Question84:-In order to verify a digital signature, the court may direct any other person to apply the _____ listed in the digital signature certificate and verify the digital signature purported to have been affixed by the signatory.

- A:-Private key
- B:-Manual signature
- C:-Captcha
- D:-Public key

Correct Answer:- Option-D

Question85:-Documents forming the acts or records of the acts of official bodies and tribunals shall be _____

- A:-Secret documents
- B:-Private documents
- C:-Classified documents
- D:-Public documents

Correct Answer:- Option-D

Question86:-Certified copies of public documents shall be issued in the manner prescribed under Section _____ of The Evidence Act.

- A:-99
- B:-88
- C:-76
- D:-66

Correct Answer:- Option-C

Question87:-Presumption regarding genuineness of the confession of an accused taken in accordance with law and signed by a Magistrate, is based on Section _____ of The Evidence Act.

- A:-90
- B:-80
- C:-70
- D:-60

Correct Answer:- Option-B

Question88:-The existence of any separate oral agreement as to any matter on which a document is silent, and which is not inconsistent with the terms of the document

- A:-May be proved
- B:-Cannot be proved
- C:-Is inadmissible in evidence
- D:-Requires expert evidence

Correct Answer:- Option-A

Question89:-When the language used in a documents is, on its face ambiguous or defective, evidence _____ of facts which would show its meaning or supply its defects.

- A:-may be given
- B:-is admissible
- C:-is essential
- D:-may not be given

Correct Answer:- Option-D

Question90:-As per Section _____ of The Evidence Act, persons who are not parties to a document or their representatives in interest, may give evidence of any facts tending to show a contemporaneous agreement varying the terms of the document.

- A:-81
- B:-99
- C:-88
- D:-77

Correct Answer:- Option-B

Question91:-Presumption as to genuineness of Gazettes in electronic form is as per Section _____ of The Evidence Act.

- A:-57
- B:-141
- C:-81-A
- D:-88

Correct Answer:- Option-C

Question92:-The court shall presume that a power of attorney purporting to have been executed before, and authenticated by a _____ was so executed and authenticated.

- A:-Notary public
- B:-Public prosecutor
- C:-Senior advocates
- D:-Advocate on record

Correct Answer:- Option-A

Question93:-The court shall presume that the information listed in an electronic signature certificate is correct, except for information specified as _____, which has not been verified, if the certificate was accepted by the subscriber.

- A:-Confidential
- B:-Subscriber information
- C:-Doubtful
- D:-Suspicious

Correct Answer:- Option-B

Question94:-Where any electronic record purporting or proved to be _____ years old, is produced from any custody which the court considers proper, the court shall presume that electronic signature on the document was affixed by the person to whom it purportedly belongs, or by any person authorised by him in this behalf.

- A:-Two
- B:-Three
- C:-Four
- D:-Five

Correct Answer:- Option-D

Question95:-Where any document purporting proved to be _____ years old, is produced from proper custody, the court may presume that signature and every other part of the document, which purports to be in the handwriting of a particular person; is in that person's handwriting.

- A:-Thirty
- B:-Ten
- C:-Twenty
- D:-Fifteen

Correct Answer:- Option-A

Question96:-Presumption as to electronic messages is contained in Section _____ of The Evidence Act.

- A:-75
- B:-66
- C:-88-A
- D:-44

Correct Answer:- Option-C

Question97:-_____ means any matter expressed or described upon any substance by means of letters, figures or marks, intending to be used or which may be used, for the purpose of recording that matter.

- A:-Opinion
- B:-Comments
- C:-Document
- D:-Practice

Correct Answer:- Option-C

Question98:-Wherever it is directed in The Evidence Act that the court shall presume a fact, the court shall regard such fact as proved, unless and until it is

- A:-Doubtful
- B:-Disproved
- C:-Unbelievable
- D:-Unfair

Correct Answer:- Option-B

Question99:-The rule of res gestae is incorporated in Section _____ of The Evidence Act.

- A:-1
- B:-2
- C:-4
- D:-6

Correct Answer:- Option-D

Question100:-A witness may give oral evidence of statements made by other persons about the contents of documents, if such statements are in themselves

- A:-Relevant facts
- B:-Reliable
- C:-Believable
- D:-Hearsay

Correct Answer:- Option-A