

PUNJAB WAKF BOARD

Dated: November 24, 2020

Thapar Institute of Engineering and Technology, Patiala conducted the test for recruitment to vacant posts of **Legal Support Assistants** in the **PUNJAB WAKF BOARD**, on **November 10th, 2020**. The answer key for the paper was uploaded on **November 11th, 2020** and the objections pertaining to any of the keys were invited upto **November 17th, 2020**.

After due consultation with the experts of the specific area, some of the objections were found valid and its modified key is provided below.

The questions for which the original key was found valid are also provided alongside.

I QUERIES FOUND VALID AND QUESTION CANCELLED. 4 MARKS WILL BE AWARDED TO ALL THE CANDIDATES FOR THIS QUESTION.

The average weight of 8 sailors in a boat is increased by 1 kg when one of the sailor who weighs 6 kg is replaced by a new sailor. What would be the weight of new sailor ?

- A) 57 kg
- B) 60 kg
- C) 62 kg
- D) 64 kg

Explanation: The weight of sailor who was replaced had to 56 kg, but inadvertently his weight was mentioned as 6 kg, therefore none of the given option is correct; **henceforth this question has been CANCELLED.**

II QUERIES FOUND VALID AND THE CHANGES IN THE KEY OF THE QUESTION PAPER INCORPORATED

'Landowner' under Section 2 of The Punjab Security of Land Tenure Act, 1953, means a person as defined under which of the following Act?

- A) Punjab Village Common Land Act
- B) Punjab Relief of Indebtness Act
- C) Punjab Land Revenue Act
- D) None of the above

Explanation: 'Landowner' under Section 2 of The Punjab Security of Land Tenure Act, 1953, means a person as defined under Punjab Land Revenue Act. Therefore, **Punjab Land Revenue Act is the correct answer.**

Henceforth, options 'C' is correct instead of option 'A'.

Separate Board of Auqaf for Shia auqaf and Sunni auqaf may be established :-

- A) Only if the Shia Auqaf in the state constitute in number more than 15% of all the auqaf in the state.
- B) Only if income of the property of the Shia auqaf in the state constitutes more than 15% of the total income of properties of all the auqaf in the state.
- C) Both (A) &(B)
- D) Either (A) or (B)

Explanation: There is a specific provision in the Auqaf Act 1995 under Section 13 for composition of Separate Boards. The provision reads as under:-

“13. Incorporation .(1) With effect from such date as the State Government may, by notification in the Official Gazette, appoint in this behalf, there shall be established a Board of Waqfs under such name as may be specified in the notification.

[Provided that in case where a Board of Waqf has not been established, as required under this sub-section, a Board of Waqf shall, without prejudice to the provisions of this Act or any other law for the time being in force, be established within six months from the date of commencement of the [waqf] (Amendment) Act, 2013.]

(2) Notwithstanding anything contained in sub-section (1), if the Shia waqfs in any State constitute in number more than fifteen per cent. of all the waqfs in the State or if the income of the properties of the Shia waqfs in the State constitutes more than fifteen per cent., of the total income of properties of all the waqfs in the State, the State Government may, by notification in the Official Gazette, establish a Board of Waqfs each for Sunni waqfs and for Shia waqfs under such names as may be specified in the notification.

[(2A) Where a Board of Waqf is established under sub-section (2) of section 13, in the case of Shia waqf, the Members shall belong to the Shia Muslim and in the case of Sunni waqf, the Members shall belong to the Sunni Muslim.]

(3) The Board shall be a body corporate having perpetual succession and a common seal with power to acquire and hold property and to transfer any such property subject to such conditions and restrictions as may be prescribed and shall by the said name sue and be sued.”

From the above provision, it is thus clear that if the Shia waqfs in any State constitute in number more than fifteen per cent of all the waqfs in the State **OR** if the income of the properties of the Shia waqfs in the State constitutes more than fifteen per cent, of the total income of properties of all the waqfs in the State, the State Government may, by notification in the Official Gazette, establish a Board of Waqfs each for Sunni waqfs and for Shia waqfs under such names as may be specified in the notification.

Therefore, **the correct answer is Either (A) or (B)**

Henceforth, options 'D' is correct instead of option 'C'.

III QUERIES FOR QUESTIONS MENTIONED BELOW ARE FOUND INVALID AND THE ANSWER KEY AS UPLOADED WAS FOUND TO BE CORRECT.

During inquiry or trial, accused is remanded to custody under which section of CrPC ?

- A) Section 161(1)
- B) Section 167(2)
- C) Section 309(1)
- D) Section 313(1)

Which provision of the Code of Criminal Procedure, 1973 allows compensation payable to the victim?

- A) Section 357
- B) Section 357A
- C) Section 356
- D) Section 357B

Which one of the following provisions is NOT a compoundable offence under Section 320 of the CrPC?

- A) Section 447, IPC
- B) Section 341, IPC
- C) Section 509, IPC
- D) Section 498, IPC

The Doctrine of Estoppel is a

- A) Substantive law
- B) Rule of equity
- C) Rule of evidence
- D) Law of pleadings

Under Section 13AA of the Punjab Village Common Lands Act, 1961, in how many days an appeal can be made to Commissioner against an order under Section 13A (1)?

- A) Sixty Days
- C) Ninety Days

- B) Thirty Days
- D) Ninety five Days

Which one of the following types of estoppel is an exception to law of contract?

- A) Estoppel by deed
- C) Equitable Estoppel

- B) Estoppel by conduct
- D) Promissory Estoppel