

ANSWERS AND RATIONALE: LEGAL REASONING QUESTIONS – SAMPLE SET FOR MAY 29, 2020

1.1 Answer: (d)

Rationale:

The correct answer is (d) - no, since the image along with the caption were not likely to cause fear or alarm. Anyone who read the caption accompanying the image would have known that the image was fictional and imaginary, and thus, it cannot be said that the image Akram circulated was 'likely to cause fear or alarm'. Given this, option (a) cannot be the correct answer. Option (b) is irrelevant to the question, and so, it cannot be the correct answer. As long as something is likely to cause fear or alarm, it is irrelevant to whom that thing is sent; furthermore, sharing an image on a WhatsApp group would amount to 'circulation', and so, option (c) cannot be the correct answer.

1.2 Answer: (b)

Rationale:

The correct answer is (b) - yes, Mr. Mishra had obstructed government employees from performing their functions. Since Mr. Mishra refused to open his door and provide a sample to the medical workers, who were only trying to discharge their responsibilities, he had violated Section 51 of the DMA. Section 51 of the DMA seeks to punish anyone who obstructs a government officer or employee, or any person authorised by a DMA authority, from discharging their functions; as such, it is irrelevant whether Mr. Mishra is a government employee, and so, option (a) is incorrect. For similar reasons, option (d), too, cannot be the correct answer. Option (c) is irrelevant to the question, and so, it cannot be the correct answer.

1.3 Answer: (c)

Rationale:

The correct answer is (c) - yes, by refusing to provide a sample, Mr. Mishra had violated both, Section 51 of the DMA as well as Section 188 of the IPC. The passage tells us that Section 188 of the IPC punishes anyone who disobeys the orders of a public servant. Since Mr. Mishra had refused to obey the orders of the medical workers, and indirectly, their superior, all of whom are public servants, Mr. Mishra had violated Section 188 of the IPC. As we have seen in the rationale for the answer to Question 1.2, he had also violated Section 51 of the DMA. Given this, option (d) cannot be the correct answer. While the statement in option (a) may be true, there is nothing in the information supplied to us in the passage to support it, and so, it cannot be the correct answer. Option (b) is wrong – Section 188 of the IPC punishes anyone who disobeys the orders of a public servant - it is not limited only to the wrongdoings of a public servant; therefore, option (b) cannot be the correct answer.

1.4 Answer: (b)

Rationale:

The correct answer is (b) - yes, since he had filed a false claim for compensation with the District Magistrate. Mr. Mishra claimed compensation even before his test results were available, and eventually, it turned out that he did not, in fact, have the illness. Given this, his claim for compensation was false. While it is understandable that Mr. Mishra was worried about his test results, his claim was, nonetheless, false; therefore, option (a) cannot be the correct answer. Options (c) and (d) are both irrelevant to the question of whether Mr. Mishra had violated Section 52 of the DMA, and therefore, neither option (c) nor option (d) can be the correct answer.

1.5 Answer: (a)

Rationale:

The correct answer is (a) - no, the power to requisition resources under the DMA is only available to an authority under the DMA, not to an employer. The last paragraph of the passage clearly provides that the power to requisition resources is available to any "authority under the DMA". Since this is the case, option (c) cannot be the correct answer. There is nothing in the passage to suggest that the 'rescue' must be in relation only to persons, and not in relation to goods, and so, option (b) cannot be the correct answer. Option (d) is irrelevant to the question, and so, it cannot be the correct answer.
