

DELHI HIGHER JUDICIAL SERVICE EXAMINATION - 2023

Instructions

PART-I

1. Candidates must fill up the online application form in English language only.
2. Candidates must download the Admit Card from the website of High Court of Delhi (www.delhihighcourt.nic.in) and appear at the respective examination centre with original and valid photo identity document such as Voter Identity Card, Passport, Identity Card issued by the Bar Association or a Government Authority, Aadhaar Card or PAN Card. No candidate without original and valid photo identity shall be allowed to enter the examination centre. Proof of identity in the form of image in mobile phone shall not be permitted.
3. The decision of the High Court of Delhi regarding eligibility of a candidate for admission to the examination shall be final.
4. A candidate in Government Service or working in a Public Sector Undertaking or in a Bank, whether in a permanent or temporary capacity, must inform his/her parent office that he/she has applied for Delhi Higher Judicial Service Examination 2023. Such candidate, if selected for Viva-Voce, shall be required to produce 'No Objection Certificate' (in original) from his/her employer at the time of Viva-Voce. Such candidates **SHOULD NOT** send/forward a copy of their application form to High Court of Delhi.
5. Candidate will be required to answer all questions in English, except to the extent otherwise indicated in the syllabus. Candidate should bring his/her own pencil/pen and ink but not any other articles such as notes, loose sheets etc. into the examination hall.
6. **Special instructions for Persons with Disabilities candidates**
 - (i) The following categories of disabilities have been identified as suitable for the post of Judicial Officer in Delhi Higher Judicial Service (Refer to Gazette Notification dated 04.01.2021):
 - (a) Blindness, Low Vision;
 - (b) Specific Learning Disability;
 - (c) Multiple Disabilities involving Blindness, Low Vision; Specific Learning Disability; One Arm, One Leg, Both Legs, Leprosy Cured, Dwarfism, Acid Attack Victims;

(d) One Arm, One Leg, Both Legs, Leprosy Cured, Dwarfism, Acid Attack Victims.

The candidates who belong to any of the aforesaid category are required to apply in the PwD category.

- (ii) Out of the aforesaid identified disabilities, the categories (a), (b) and (c) are eligible for reservation during this examination, provided that the extent of disability is 40% or more.
- (iii) For candidates for whom reservation is available in this examination, the minimum qualifying marks for the Preliminary Examination, Mains Examination (Written) and Viva-voce are as follows:

Preliminary Examination	45% Marks
Mains Examination (Written)	40% Marks in each Paper and 45% Marks in aggregate
Viva voce	45% Marks

No further relaxation in marks would be considered or admissible in favour of such candidate on account of belonging to any other reserved category.

For all other candidates, the minimum qualifying marks will be the marks applicable to their category, i.e. General, SC or ST.

- (iv) Concession in examination fees will be provided to all PwD candidates [categories (a), (b), (c) and (d) above] provided the extent of disability is 40% or more.
- (v) All PwD candidates who have identified disabilities, [i.e. categories (a), (b), (c) and (d) above], irrespective of category and extent of disability and have limitation in writing, may opt for the provision of a scribe (either to be provided by Delhi High Court or own scribe) and/or compensatory time subject to the following conditions:
 - (a) The candidate shall be required to furnish a certificate in original in the prescribed format (**Annexure 'A'**) regarding physical limitation of the examinee to write, which shall be given by the Specialist of the relevant stream/disability and duly

countersigned by CMO/Civil Surgeon/Medical Superintendent of a Government Healthcare Institution.

- (b) The candidates shall be required to furnish duly notarized affidavit on a non-judicial stamp paper of Rs.10/- in the prescribed format (**Annexure 'B'**).
- (vi) The candidates who are eligible for compensatory time and avail of the same will be granted compensatory time of 20 minutes per hour of the duration of the examination in addition to the prescribed time for the Preliminary Examination and the Mains Examination (Written) of DHJSE-2023.
- (vii) The PwD candidates who have limitation in writing must submit the Certificate of Limitation in Writing (in original) and the Affidavit in the office of Joint Registrar (Examinations – DHJS & DJS) in advance at least three days prior to the date of examination or must bring the same at the examination centre itself on the dates of examinations (Preliminary as well as Mains) otherwise they will not be allowed to avail the facility of scribe and/or Compensatory Time.
- (viii) Candidates who avail the facility of scribe in the Preliminary Examination and/or Mains Examination (Written) should note that they shall not be allowed to read the Question Paper or mark answers and only the scribe shall be allowed to read out the questions and mark/write the answers in the answer sheet as per the instructions given by the candidate.
7. Before declaring the result of the Preliminary Examination, Model Answer Keys would be uploaded and objections will be invited from the candidates.
8. A candidate, if declared successful in the Mains Examination (Written), must send **one set of self attested copies** of the following documents to the Joint Registrar (Exams-DHJS & DJS), High Court of Delhi, within five days of the declaration of the result accompanied by a covering letter indicating his/her Roll Number and Application Number:
- (i) Proof of age (Certificate of Matriculation or other equivalent examination).
 - (ii) Marksheets & Pass Certificates in respect of Xth and XIIth Class.
 - (iii) LL.B. degree or other equivalent law degree.

- (iv) Semesterwise/Consolidated Marksheet(s), Certificates and degrees of all courses passed or attended.
- (v) Advocate's licence and certificate of enrolment with concerned Bar Council.
- (vi) Pass Certificate in respect of All India Bar Examination, if qualified.
- (vii) Acknowledgement of Filing of Income Tax Returns / Statement of Account and Assessment Orders for the years indicated in the Application Form.
- (viii) A certificate in Original issued by the concerned Bar Council about the period of practice duly countersigned by the Registrar General or specially authorized officer of High Court of State or the District Judge in case of district where practising.
- (ix) In case of a candidate who claims to belong to one of the Scheduled Caste or Scheduled Tribe categories, a Certificate issued by a Sub-Divisional Officer/Additional District Magistrate/Revenue Assistant or any other Officer, who has been designated by the State Government concerned as competent to issue such a certificate.
- (x) If the candidate is in service at the time of submission of application form, Original Certificate from the employer as to whether in the performance of his/her duties, he/she acts or pleads regularly in court(s) as an advocate on behalf of his/her employer or otherwise.
- (xi) In case of a candidate belonging to Persons with Disabilities category (identified disabilities), Disability Certificate, issued by a Government Hospital/Medical Board in accordance with the Rights of Persons with Disabilities Act, 2016 in support of his/her claim.

9. A candidate, who claims to belong to Scheduled Caste / Scheduled Tribe or Persons with Disability categories (identified disabilities), if declared successful in the Mains Examination (Written), must submit the original Caste/Disability Certificate (as the case may be) to the Joint Registrar (Exams-DHJS & DJS), Delhi High Court within five days of the declaration of the result.

10. The High Court reserves its right to seek for any other document(s) that it may deem fit and appropriate for determining the eligibility of any candidate at any stage, i.e., before or after Preliminary Examination/Mains Examination (Written)/Viva Voce.
11. Canvassing or use of unfair means in any form shall be considered a disqualification.

PART-II

- I. Delhi Higher Judicial Service Examination will be held in three successive stages:-
 - (i) DHJS Preliminary Examination (Objective type with 25% negative marking) for selection for the Mains Examination (Written), and
 - (ii) DHJS Mains Examination (Written) for selection of candidates for calling for Viva-Voce.
 - (iii) Viva-Voce.

PRELIMINARY EXAMINATION

- II. The Preliminary Examination will be a screening test of qualifying nature and will consist of one paper of multiple choice based objective type questions carrying a maximum of 150 marks. There shall be 150 questions with each question carrying one mark with 25% negative marking for each wrong answer.

The duration of the Examination shall be 2 hours.

SYLLABUS OF PRELIMINARY EXAMINATION

The Preliminary Examination shall include questions on General Knowledge, Current Affairs, English Language, The Constitution of India; The Indian Evidence Act, 1872; The Limitation Act, 1963; The Code of Civil Procedure, 1908; The Code of Criminal Procedure, 1973; The Indian Penal Code, 1860; The Indian Contract Act, 1872; The Indian Partnership Act, 1932; The Arbitration and Conciliation Act, 1996; The Specific Relief Act, 1963; The Transfer of Property Act, 1882; The Sale of Goods Act, 1930; The Negotiable Instruments Act, 1881; The Indian Succession Act, 1925; The Hindu Succession Act, 1956; The Prevention of Corruption Act, 1988; The Protection of Children from Sexual Offences Act (POCSO Act), 2012; The Recovery of Debts and Bankruptcy Act (DRT Act), 1993; The Securitisation and Reconstruction

of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002; The Motor Vehicles Act, 1988; The Industrial Disputes Act, 1947; The Payment of Wages Act, 1936; The Employee's Compensation Act, 1923; The Minimum Wages Act, 1948; The Factories Act, 1948; The Payment of Gratuity Act, 1972; The Juvenile Justice (Care and Protection of Children) Act, 2015; The Commercial Courts Act, 2015; The Provident Funds Act, 1925; The Information Technology Act (IT Act), 2000; The Trade Marks Act, 1999; The Copyright Act, 1957; The Patents Act, 1970 and The Designs Act, 2000.

III. Minimum qualifying marks for Preliminary Examination:

<u>Category</u>	<u>Minimum Qualifying Marks</u>
General	50%
SC, ST	45%
Persons with Disabilities (As per Instruction No. 6)	45%

- IV. The number of candidates to be admitted to the Mains Examination (Written) shall not be more than twenty times the total number of advertised vacancies in each category.

Provided that if there is more than one candidate appearing at the cut-off point, having secured same number of marks, all such candidates shall be admitted to the Mains Examination (Written).

The marks obtained in the Preliminary Examination by the candidates who are declared qualified for admission to the Mains Examination (Written) shall not be counted for determining their final order of merit.

MAINS EXAMINATION (WRITTEN)

- V. The Mains Examination (Written) shall consist of the following four papers with the maximum marks specified against it:-

<u>Papers</u>	<u>Description</u>	<u>Max. Marks</u>
Paper – I	General Knowledge & Language – This is to test the candidate's knowledge of current affairs etc. and power of expression in English. Credit will be given both for substance and expression. Conversely deduction will be made for bad expression, faults of grammar and misuse of words	150

	etc.	
Paper - II	Law - I – The Constitution of India; The Code of Civil Procedure, 1908; The Indian Evidence Act, 1872; The Limitation Act, 1963; The Registration Act, 1908; The Commercial Courts Act, 2015; The Court Fees Act, 1870; The Trade Marks Act, 1999; The Copyright Act, 1957; The Patents Act, 1970; The Designs Act, 2000.	200
Paper - III	Law - II – The Transfer of Property Act, 1882; The Indian Contract Act, 1872; The Sale of Goods Act, 1930; The Indian Partnership Act, 1932; The Specific Relief Act, 1963; Arbitration Law (The Arbitration and Conciliation Act, 1996); Personal Laws [The Indian Succession Act, 1925; The Hindu Marriage Act, 1955; The Special Marriage Act, 1954; The Hindu Adoptions and Maintenance Act, 1956; The Guardians and Wards Act, 1890; The Muslim Women (Protection of Rights on Marriage) Act, 2019; The Muslim Women (Protection of Rights on Divorce) Act, 1986; The Divorce Act, 1869]; The Recovery of Debts and Bankruptcy Act (DRT Act), 1993; The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), 2002; The Motor Vehicles Act, 1988; The Industrial Disputes Act, 1947; The Payment of Wages Act, 1936; The Employee’s Compensation Act, 1923; The Minimum Wages Act, 1948; The Factories Act, 1948.	200
Paper IV	Law - III – The Indian Penal Code, 1860; The Code of Criminal Procedure, 1973; The Indian Evidence Act, 1872; The Prevention of Corruption Act, 1988; The Protection of Children from Sexual Offences Act (POCSO Act), 2012; The Juvenile Justice (Care and Protection of Children) Act, 2015; The Information Technology Act, 2000; The Negotiable Instruments Act, 1881; The Prevention of Money-Laundering Act, 2002; The Protection of Women from Domestic Violence Act, 2005; The Dowry Prohibition Act, 1961.	200

The duration of Paper I shall be 2 hours and of papers II, III and IV shall be 3 hours each.

VI. **Minimum qualifying marks for the Mains Examination (Written):**

Category	Minimum Qualifying Marks in each Paper (in %)	Minimum Qualifying Marks in the aggregate (in %)
General	45%	50%
SC, ST	40%	45%
Persons with Disabilities (As per Instruction No. 6)	40%	45%

VIVA-VOCE

- VII. Viva-Voce will carry 250 marks. A candidate of general category must secure minimum 50% marks and a candidate of reserved category i.e. Scheduled Caste, Scheduled Tribe and Persons with Disabilities (as per Instruction No. 6) must secure minimum 45% marks in Viva-Voce to be eligible for being recommended for appointment to the service.

Provided that the candidates shortlisted for Viva-Voce shall not exceed three times the number of vacancies in each category advertised. In case, there is a candidate(s) who has/have secured marks equal to the marks secured by the last candidate shortlisted for Viva-Voce, then all such candidate(s) who have secured marks equal to the marks secured by the last candidate shortlisted for Viva-Voce, shall also be shortlisted for the Viva-Voce irrespective of the fact that by including such candidate(s), the number of candidates shortlisted for Viva-Voce exceeds the prescribed limit of three times the number of vacancies in each category advertised.

The final merit list will be prepared on the basis of assessment of marks obtained in the Mains Examination (Written) and Viva- Voce. In case there is a tie between the candidates having secured same marks in final result, the name of candidate, who is senior in terms of enrolment with the concerned Bar Council, shall be placed higher in the merit list. In the eventuality of there being a tie in the dates of enrolment also, the name of the candidate elder in age shall be placed higher in the merit list.

(RAVINDER DUDEJA)
REGISTRAR GENERAL

FORMAT FOR CERTIFICATE TO BE FURNISHED BY THE PWD CANDIDATES WHO ARE SUFFERING FROM IDENTIFIED DISABILITY AND HAVE PHYSICAL LIMITATION IN WRITING

This is to certify that, I have examined Mr./Ms./Mrs.
_____ (Name of the candidate), S/o/D/o
_____, a resident of

(Village/District/State), who is a persons with _____ (Nature and Percentage of Disability as Mentioned in the Certificate of Disability), belonging to _____ [Category of Disability : (i) Blindness and Low Vision; (ii) One arm, one leg, both legs, leprosy cured, dwarfism and acid attack victims, (iii) Specific Learning Disability, (iv) Multiple Disabilities involving disabilities mentioned in (i) to (iii)] and to state that he/she has physical limitation which hampers his/her writing capabilities owing to his/her disability.

Signature
Specialist of the Relevant
Stream/Disability of a Government
health institution
Name & Designation.
Name of Government Hospital/Health
Care Centre with Seal

Signature
Chief Medical Officer/Civil
Surgeon/Medical Superintendent of a
Government health institution
Name & Designation.
Name of Government Hospital/Health
Care Centre with Seal

Place:

Date:

Note:

Certificate should be given by a **Specialist of the relevant stream/disability** (e.g.: Visual impairment – Ophthalmologist, Locomotor disability – Orthopaedic specialist/PMR, etc.) duly countersigned by CMO/Civil Surgeon/Medical Superintendent of a Government health care Institution.

ANNEXURE - B

**SPECIMEN OF AFFIDAVIT TO BE FURNISHED BY THE CANDIDATES
BELONGING TO PWD CATEGORY (TO BE SUBMITTED ON A NON-JUDICIAL
STAMP PAPER OF RS.10/- DULY ATTESTED BY NOTARY)**

I, _____, Son/Daughter of _____, resident of _____, a candidate with _____ (name and extent of the disability) appearing for Delhi Higher Judicial Service Examination – 2023 vide Application No. _____ hereby declare as under:

1. That my qualification is _____

CHOOSE ONLY ONE OPTION FROM 2 OR 3 OR 4:-

2. That I do not wish to avail the facility of scribe but require Compensatory Time.

OR

3. That I wish to avail the facility of scribe to be provided by Delhi High Court.

OR

4. That I wish to bring my own scribe, the particulars of whom are given as below:

- (i) Name of the Scribe :
(ii) Father's Name :
(iii) Residential Address :
(iv) Educational :
Qualifications
(v) Mobile No. of the scribe :

SPACE FOR FIXING OF PHOTOGRAPH OF SCRIBE

I do hereby undertake that his qualification is _____. In case, subsequently, at any stage, it is found that his qualification is not as declared by the undersigned and is beyond my qualification or is otherwise as disclosed, I shall forfeit my candidature and claims relating thereto.

That I further state that the scribe whose assistance I would be taking during Delhi Higher Judicial Service Preliminary Examination – 2023 is neither a Graduate in Law nor pursuing any course in Law.

5. That I further understand that my scribe would read out the questions and the answer options to me and the option chosen by me shall be marked by him in the answer sheet.
6. That I undertake that after the distribution of question paper, I will not allowed to forego the facility of scribe (own/provided by Delhi High Court).
7. That I understand that in case of any malpractice adopted by me or my scribe, I shall be fully responsible for that and such act would render my candidature cancelled for the aforesaid examination besides attracting appropriate legal action against me.

DEPONENT

Verification:

Verified on _____ day of _____, 2023 that the contents of above affidavit are true and correct to the best of my knowledge and belief.

DEPONENT