

## DELHI HIGHER JUDICIAL SERVICE EXAMINATION - 2019

### Instructions

#### PART-I

1. A candidate shall be eligible to appear at the examination if he/she is :
  - (a) a citizen of India;
  - (b) a person who has practised as an advocate for not less than 7 years;
  - (c) a person who has not attained the age of 45 years as on 1st January, 2019 i.e. the 1st day of January of the year in which the applications for appointment are invited.

**Note :** The candidates applying for the examination should ensure that they fulfill all the eligibility conditions for admission to the examination. Their admission at all the stages of examination, for which they are admitted by this Court viz. Preliminary Examination (objective), Main Examination (written) and the viva voce shall be purely provisional, subject to their satisfying the prescribed eligibility conditions. If on verification at any time before or after the Preliminary Examination (objective), Main Examination (written) and the viva voce, it is found that the candidate does not fulfill any of the eligibility conditions, his/her candidature for the examination shall stand cancelled without any notice or further reference.

2. Rule 11 of the Delhi Higher Judicial Service Rules, 1970 referred to in the Application Form reads as follows:

#### **DISQUALIFICATIONS :**

- (1) No person who has more than one wife living shall be eligible for appointment to the service.  
Provided that the Administrator may, if satisfied that there are special grounds for doing so, exempt any person from the operation of this sub-rule.
- (2) No woman who is married to any person who has a wife living shall be eligible for appointment to the service.  
Provided that the Administrator may, if satisfied that there are special grounds for doing so, exempt any such woman from the operation of this sub-rule.  
(“Administrator” is defined in Rule 2(a) of the Delhi Higher Judicial Service Rules, 1970 which means the Lieutenant Governor of the National Capital Territory of Delhi appointed by the President under Article 239 and designated as such under Article 239 AA of the Constitution.)

3. Proviso to Rule 22 of Delhi Higher Judicial Service Rules, 1970, referred to in the Application Form, reads as follows:

“Provided that the Persons with Disability candidates should be capable of efficiently discharging their duties as Judicial Officer as per the satisfaction of the Medical Board that may be constituted before or after their names are recommended for appointment.”

4. Clause XII, XIII, XIV and XV of Appendix to Delhi Higher Judicial Rules, 1970 read as follows:

#### **XII. RE-EVALUATION OF ANSWER SHEETS**

There shall be no re-evaluation of answer sheets in respect of Preliminary Examination and Mains Examination. No request for re-evaluation of answer sheets shall be entertained and the same shall be liable to be rejected without any notice to the candidates.

#### **XIII. USE OF UNFAIR MEANS IN THE EXAMINATION**

The candidature of candidates found using unfair means of any nature by exercising or attempting to influence the result of the examination at any stage of the Examination, i.e., Preliminary Examination, Mains Examination or Viva Voce, shall be summarily rejected without any further notice to the candidates. Moreover, such candidate shall be debarred from the future Examination for such a period as may be decided by the High Court, which shall ordinarily be not less than three years.

#### **XIV. DESTRUCTION OF EXAMINATION MATERIAL**

All Examination material including OMR answer sheets relating to Preliminary Examination, answer sheets of Main Examination, award sheets of viva voce, etc. in relation to each recruitment examination for Delhi Higher Judicial Service (25% direct recruitment quota) will be destroyed one year after the declaration of the final result.

However, if any litigation pertaining to any examination is pending before any Court, and the question / issue involved in the lis touches upon the answer sheets of the candidate (s) i.e. totalling, evaluation, re-evaluation, etc., the Registry shall preserve such answer sheets before initiating the process of destruction in terms of the above decision.

#### **XV. TIME LIMIT FOR JOINING SERVICE**

- (i) All selected candidates shall join the service within a period of one month from the date of issuance of notification of appointment by the competent authority.
- (ii) Upon sufficient justification, the competent authority i.e. the High Court may extend the abovementioned period of one month for joining service on a written application made by the candidate

concerned. Such extension, if granted, shall be for a period of two months only. Extension of period of joining beyond this period may be granted by the High Court in rare and exceptional circumstances but in no case shall such further extension be granted for a period of more than six months from the date of issuance of notification of appointment.

- (iii) Upon failure of the selected candidate to join service either within one month of the date of notification of appointment or upon expiry of such extended period as may be granted by the High Court, the appointment of the selected candidate shall lapse and the vacancy so created on account of such lapse may be offered to the next candidate, as per order of merit in the select list.
- (iv) The clauses of this Rule shall form part of the notification of appointment of the selected candidates.

5. The candidates shall submit their application online only in the prescribed format through the official website of High Court of Delhi i.e. [www.delhihighcourt.nic.in](http://www.delhihighcourt.nic.in) as per schedule of dates given below:

Date and Time of Commencement for creation of New Log In and filling Online Application Form	28.12.2019 (10:00 AM)
Last Date and Time for filling Online Application Form and/or making payment through Debit Card/Internet Banking	21.01.2020 (10:00 P.M.)

The fees (non-refundable) in the sum of Rs.1000/- + applicable banking charges for General Category candidates and Rs.200/- + applicable banking charges for Reserved Categories, i.e., Scheduled Caste / Scheduled Tribe / Persons with Disability candidates should be paid through Debit Card/Internet Banking.

- 6. Candidates must fill up the online application form in English language only.
- 7. Before filling up the application form, the candidates are advised to read carefully the Notification/Advertisement, Instructions for Delhi Higher Judicial Service Examination-2019 and Delhi Higher Judicial Service Rules, 1970 as amended up to 26.12.2019, available on the website of Delhi High Court.
- 8. The candidates can take printout of Application Form and keep it for future reference. **They need not send the print out of the online application to the Delhi High Court.**
- 9. Candidates must download the Admit Card from the website of Delhi High Court ([www.delhihighcourt.nic.in](http://www.delhihighcourt.nic.in)) and appear at the respective examination centre with original and valid photo identity such as Voter Identity Card, Passport, Identity card issued by the Bar Association or a Government Authority, Aadhar 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 images in mobile phones shall not be permitted.
- 10. The decision of the Delhi High Court regarding eligibility of a candidate for admission to the examination shall be final.
- 11. Candidates belonging to Persons with Disability Category, having a disability to the extent of 40% or more and who have opted for either availing the services of scribe or Compensatory Time during the Examination, are required to submit a Certificate (in original) in the prescribed format regarding physical limitation in an examinee to write which shall be issued by CMO/Civil Surgeon/Medical Superintendent of a Government healthcare Institution. The Certificate should be given by a Specialist of the relevant stream/disability. The candidates are also required to submit an affidavit on a non-judicial stamp paper of Rs. 10/- duly attested by Notary, in the prescribed format. All such candidates, who opt for scribe facility or for Compensatory Time without scribe, would be allowed 40 minutes time in addition to the prescribed time, subject to the condition that they must submit the said Certificate (in original) and the affidavit in the office of Joint Registrar (Examinations – DHJS & DJS) in advance at least 3 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 services of scribe or Compensatory Time.
- 12. Candidates who avail the facility of scribe in the Preliminary Examination should note that they will not be allowed to read the Question Paper or mark answers and only the scribe will be allowed to read out the questions and mark the answers in the OMR answer sheet.
- 13. As regards candidates belonging to Persons with Disabilities Category and suffering with such disability for which no vacancy has been reserved, such candidates would not be entitled for any relaxation in marks on account of disability. All such candidates would be governed by the criteria applicable to their category, i.e., General, SC or ST, as the case may be in order to be shortlisted for the next stage of the Examination.
- 14. 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 2019. Such candidate, if selected for viva voce, shall be required to produce 'No Objection Certificate from his /her employer at the time of viva voce.
- 15. A candidate, if declared successful in the Main Examination (Written), must send **two sets of self attested copies** of the following documents to the Joint Registrar (Exams-DHJS & DJS), High Court of Delhi, within ten 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) Mark sheets & Pass Certificates in respect of Xth and XIIth Class.
  - (iii) LL.B. degree or other equivalent law degree.
  - (iv) Semesterwise Marksheets, Consolidated Marksheet, Certificates and degrees of all courses passed or attended.
  - (v) Advocate's licence and certificate of enrolment with Bar.
  - (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 as indicated in the Application Form.

- (viii) A certificate in Original issued by the Bar 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 claiming reservation/relaxation on account of being Persons with Disability, 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.
16. A candidate, who claims to belong to Scheduled Caste /Scheduled Tribe or Persons with Disability categories, if declared successful in the Main 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 ten days of the declaration of the result.
17. Candidate will be required to answer all questions/question papers in English, except to the extent otherwise indicated in the syllabus. The Candidates should bring his/her own pencil/pen and ink but not any other articles such as notes, loose sheets etc. into the examination hall.
18. Canvassing or use of unfair means in any form shall be considered a disqualification.
19. **CHECK LIST FOR THE CANDIDATE BEFORE SUBMISSION OF THE APPLICATION FORM :**
- (i) A passport size photograph has been scanned and uploaded in .jpg or .jpeg format. Size of file should be between 50 kb to 100 kb.
  - (ii) Signatures have been scanned and uploaded in .jpg or .jpeg format. Size of file should be between 20 kb to 50 kb.
  - (iii) Requisite fee has been paid online.
  - (iv) In case of a candidate in Government service or working in a Public Sector Undertaking or in a Bank, whether temporary or permanent, information about his/her applying for Delhi Higher Judicial Examination 2019 has been given in the parent office in which the candidate is working at the time of submitting application for Delhi Higher Judicial Service Examination 2019.

## **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 main examination, and
  - (ii) DHJS Main 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, Constitution of India, Evidence Act, Limitation Act, Code of Civil Procedure, Criminal Procedure Code, Indian Penal Code, Contract Act, Partnership Laws, Arbitration Law, Specific Relief Act, Transfer of Property Act, Sale of Goods Act, Negotiable Instruments Act, Indian Succession Act, Hindu Succession Act, The Prevention of Corruption Act, The Protection of Children from Sexual Offences Act (POCSO Act), The Recovery of Debts and Bankruptcy Act (DRT Act), The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), Motor Vehicles Act, Industrial Disputes Act, Payment of Wages Act, Workmen's Compensation Act, Minimum Wages Act, Factories Act, Payment of Gratuity Act, The Juvenile Justice (Care and Protection of Children) Act, Commercial Courts Act, Provident Funds Act, Information Technology Act (IT Act) and Trade Marks & Copyright Laws.

### **III. Minimum qualifying marks for Preliminary Examination:**

<b>Category</b>	<b>Minimum Qualifying Marks (in %)</b>
General	50%
Reserved Categories, i.e., SC, ST and Persons with Disability (deaf and hard of hearing)	45%

IV. The number of candidates to be admitted to the Main (Written) Examination 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 Main (Written) Examination.

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

**MAIN (WRITTEN) EXAMINATION**

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

<b><u>Papers</u></b>	<b><u>Description</u></b>	<b><u>Max. Marks</u></b>
<b>Paper - I</b>	<b>General Knowledge &amp; Language</b> – 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 etc.	150
<b>Paper - II</b>	<b>Law - I</b> – Constitution of India, Code of Civil Procedure, Indian Evidence Act, Limitation Act, Registration Act, Commercial Courts Act, Court Fees Act and Intellectual Property Laws.	200
<b>Paper - III</b>	<b>Law - II</b> – Transfer of Property Act, Indian Contract Act, Sale of Goods Act, Indian Partnership Act, Specific Relief Act, Arbitration Law, Personal Law, The Recovery of Debts and Bankruptcy Act (DRT Act), The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act (SARFAESI Act), Motor Vehicles Act, Labour Laws and Banking Laws.	200
<b>Paper - IV</b>	<b>Law - III</b> – Indian Penal Code, Criminal Procedure Code, Indian Evidence Act, The Prevention of Corruption Act, The Protection of Children from Sexual Offences Act, The Juvenile Justice (Care and Protection of Children) Act, Information Technology Act, Negotiable Instruments Act and The Prevention of Money-Laundering Act.	200

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

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

Category	Minimum Qualifying Marks in each Paper (in %)	Minimum Qualifying Marks in the aggregate (in %)
<b>General</b>	<b>45%</b>	<b>50%</b>
<b>Reserved Categories, i.e., SC, ST and Persons with Disability (deaf and hard of hearing)</b>	<b>40%</b>	<b>45%</b>

**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 Castes, Scheduled Tribes and Persons with Disability (deaf and hard of hearing) must secure minimum 45% marks in viva-voce to be eligible for being recommended for appointment to the service.

The final merit list will be prepared on the basis of assessment of marks obtained in the Main (Written) Examination and Viva Voce.

**(DINESH KUMAR SHARMA)**  
**REGISTRAR GENERAL**