Karnataka Civil Judge (Mains) 2012 (CJR 1/2010)

Law Paper I · compulsory paper

Date: 13.04.2013 · Time: 2.00 PM to 5.00 PM · Max Marks: 100 · Option is given to the candidates to write answers either in English or in Kannada.

PART-I (The Code of Civil Procedure and principles of Pleadings)

1. Distinguish between any three of the following: 9 Marks

   (a) Decree and Order
   (b) Set-off and counter claim
   (c) Lok Adalat and Mediation
   (d) Mis-joinder and Non-joinder of parties.

2. Answer any two of the following: 10 Marks

   (a) Proclamation of sale by public auction
   (b) What are the different modes of compelling the Personal attendance of witness
   (c) Principles governing the grant of interim order of temporary injunction.

3. Write short notes on the following: 6 Marks

   (a) Amendment of Pleadings
   (b) Attachment and sale of movable property in execution of a decree.

4. State salient features of plaint and written statement? 10 Marks

PART-II (The Code of Criminal Procedure, 1973)

5. Explain any three of the following: 9 Marks

   (a) Cognizable and non-cognizable offence
   (b) Summons case and warrant case
   (c) Difference between acquittal and discharge
   (d) Victim compensation scheme

6. Write short notes on any four of the following: 16 Marks

   (a) FIR
   (b) Plea - Bargaining
   (c) Inquest
   (d) Statement of accused under Sec.313 of Cr.P.C.
   (e) Disposal of property at the conclusion of trial.

PART-III (Indian Evidence Act, 1872)

7. Write short notes on any three of the following: 9 Marks

   (a) Res-gestae - relevancy of facts forming part of the same transaction
   (b) Dying declaration
   (c) Test identification parade
   (d) Privileged communications

8. Answer any two of the following: 8 Marks

(a) Presumption as to dowry death
(b) Presumption as to abetment of suicide by married woman
(c) Whether a Judge can use his personal knowledge of facts in deciding a case?

9. Explain any two of the following: 8 Marks

(a) Estoppel
(b) Admission
(c) Proof of contents of document
(d) Hostile witness

PART-IV (The Constitution of India)

10. Write short notes on any three of the following: 15 Marks

(a) Protection against self incrimination
(b) Right to Education
(c) Fundamental duty to strive towards excellence
(d) Directive principles of State Policy to secure social order for the promotion of welfare of the people.