# Karnataka Civil Judge (Mains) 2018

## Law Paper I · compulsory paper

Date: 14.07.2018 · Time: 2.00 PM to 5.00 PM · Max Marks: 100

Note: Option is given to the candidates to write answers either in English or in Kannada. If there is any discrepancy in the question in English language and Kannada language, the questions as framed in English language shall prevail.

### Part I: The Code of Civil Procedure, 1908 and Principles of pleadings

1. Write short notes on the following questions. 5 × 2 = 10 Marks

(a) Res judicata and Res subjudice
(b) Fundamental rules of pleadings and Amendment of pleadings

Answer the following questions. 10 × 2 = 20 Marks

2. What are the materials on which issues can be framed? How many kinds of issues are there? Under what circumstances an issue can be heard as preliminary issue?

3. What are the principles governing grant of Temporary Injunction order? What is the procedure to be followed while granting exparte Temporary Injunction order?

### Part II: The Code of Criminal Procedure, 1973

4. Write short notes on the following questions 5 × 2 = 10 Marks

(a) Discharge and Acquittal.
(b) Effect of error in framing of charges and Joinder of charges

Answer the following questions. 10 × 2 = 20 Marks

5. Explain the provisions regarding trial of a warrant case (by a magistrate) instituted on a police report and otherwise than on a police report.

6. Give a critical account of the broad principles regarding grant of bail in criminal cases. Can a bail be demanded as a matter of right?

### Part III: The Indian Evidence Act, 1872

7. Write short notes on the following questions 5 × 2 = 10 Marks

(a) Estoppel
(b) Presumption as to dowry death

Answer the following question. 10 × 1 = 10 Marks

8. Explain the difference between primary and secondary evidence. Explain regarding special provisions as to evidence relating to electronic record.

### Part IV: The Constitution of India

9. Write short notes on the following questions. 5 × 2 = 10 Marks

(a) Right to education
(b) Equal justice and free legal aid

Answer the following question. 10 × 1 = 10 Marks

10. Discuss the concept relating to 'Fundamental Rights' and 'Directive Principles of State Policy' in the light of the Constitutional amendment and decided cases.

De Facto IAS