Karnataka Civil Judge (Mains) 2025

Law Paper I · compulsory paper

Instructions: Option is given to the candidates to write answers either in English or in Kannada. If there is any discrepancy or difference in the questions 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. Answer Any One of the following questions: $5 \times 1 = 5$ Marks

a) Write a Note on Production of Additional evidence before the Appellate Court with relevant provisions of law under Code of Civil Procedure, 1908.

b) Write a note on Inherent Powers of the Court under Code of Civil Procedure, 1908.

2. Answer Any Two of the following questions by Referring Relevant Provisions of Law: $10 \times 2 = 20$ Marks

a) Explain about Disclosure, Discovery and Inspection of documents under Code of Civil Procedure, 1908 with relevant provisions of law.

b) Define 'Res Judicata'. State the requisites for applicability of the Doctrine of 'Res Judicata' under Code of Civil Procedure, 1908.

c) Explain the properties which are not liable for attachment and sale in an execution of a decree under Code of Civil Procedure, 1908.

3. Write short notes on Any One of the following subjects: $5 \times 1 = 5$ Marks

a) Draft an application to be filed by the paternal uncle of a 10 year old boy to sell the property inherited by the boy from his deceased parents. In which court is the application to be filed? Who are to be made Parties?

b) Write a short note on amendment of Written Statement with relevant Provisions of Law.

Part - II: The Code of Criminal Procedure, 1973 / The Bharatiya Nagarik Suraksha Sanhita, 2023

4. Answer Any one of the following questions by referring Relevant Provisions of Law: $5 \times 1 = 5$ Marks

a) Explain Inquiry, Trial or Judgment in absentia of proclaimed offender by quoting relevant provisions of BNSS?

b) Distinguish between Common Object and Common Intention?

5. Answer the following Questions: $1 \times 5 = 5$ Marks

a) What is the definition of 'Bond' under Section 2(e) of BNSS?

b) Which provision of BNSS deal with release of person of unsound mind pending investigation or trial?

c) Under which Section of BNSS the Police Officer may use handcuff while making arrest?

d) Under which provision of BNSS "Community Service" is explained?

e) How "Period of Limitation" is defined under Section 513 of BNSS?

6. Answer Any One of the following questions by referring Relevant Provisions of Law: $10 \times 1 = 10$ Marks

a) What are the essential ingredients of offence of criminal conspiracy? How can the existence of conspiracy and its objective be established during trial?

b) By quoting relevant provisions of BNSS, differentiate suspension, remission and commutation of sentence?

7. Explain in detail as to the procedure when investigation cannot be completed in 24 hours as per Section 187 of BNSS and further explain as to how Section 187 of BNSS differs from corresponding provision under CrPC? 10 × 1 = 10 Marks

Part - III: The Indian Evidence Act, 1872 / The Bharathiya Sakshya Adhiniyam, 2023

8. Answer Any Two of the following subjects by referring Relevant Provisions of Law: 5 × 2 = 10 Marks

a) Discuss the Reliability of DNA evidence. On what grounds can the reliability of DNA evidence be challenged?

b) Discuss the evidentiary value of a Retracted Confession.

c) Discuss dying declaration. How is a dying declaration to be appreciated?

d) Write a short note on appreciation of evidence of expert witness.

9. Answer Any One of the following subjects: 10 × 1 = 10 Marks

a) Explain the phrase Res-ipsa loquitur. Explain its relevance in actions for negligence with the help of case law.

b) Explain the admissibility of electronic records. What is the certificate required under section 63(4) of the BSA?

Part - IV: The Constitution of India

10. Write a short note on any two of the following subjects by quoting Relevant Article of the Constitution of India: 5 × 2 = 10 Marks

a) Separation of powers under the Indian Constitution.

b) Importance of Preamble in interpreting the Constitution of India.

c) Constitutional provisions regarding Services under the Union and the States.

d) Equality of opportunity in matters of Public Employment.

11. Answer any one of the following questions by referring Relevant Provisions of Law: 10 × 1 = 10 Marks

a) Write a note on Fundamental Rights and Directive Principles of State Policy. What are the essential distinctions?

b) Discuss the scope of Preventive Detention Laws in India with reference to Precedents.