## HIGH COURT OF KARNATAKA

## 

## CIVIL JUDGE MAIN WRITTEN EXAMINATION 2022



## TRANSLATION PAPER

## భాష్తంతేర షుత్రి,

Date: 07.10.2022
దినాంt: 07.10.2022
Time: 10.00 AM to 1.00 PM


Max Marks: 100
గైష్ష్ అంశగళు: 100

## Instructions:


Write your register number only on the cover page in the space provided in the answer book and nowhere else. You shall not write your name or make any kind of marks disclosing your identity on any part of your answer book or additional answer book. Contravention of the above instruction will entail disqualification.






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గురియోగుత్తిలరి.
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## 1. Translate the following deposition to Kannada language :

Marks: 15


## Cross-examination by the Counsel for defendant No.2:

I have produced the genealogical tree of our family. Chikkanarasimhaiah is the elder brother of my father. It is true to suggest that my father and said Chikkanarasimhaiah have jointly purchased the land bearing Sy.No.70. Witness voluntarily
said that at the time of purchase, said land was bearing Sy.No.22/3 and 22/4. I have not produced any revenue records relating to old Sy.No.22/3 and $22 / 4$. I say that after purchase there was change of katha in the name of my father and his elder brother. I have not produced said katha before this Court.

It is true to suggest that elder brother of my father has filed Land Acquisition Case to claim compensation from the Bangalore Development Authority by asserting that he is the owner of the said land. It may be true that the Court ordered to pay the compensation only on proving the title and ownership of the said land. When a plan is shown to the witness and suggested that it was the plan prepared for acquisition of the said land, witness admitted the same and accordingly said plan is marked as Ex.D.1. It is false to suggest that Bangalore Development Authority has issued notice for acquiring entire 3 acres of land in Sy.No.70. When Ex.P. 21 to P. 28 photos are shown to the witness and suggested that no buildings were appearing in those photos, witness said that building constructed by them was demolished by the Bangalore Development Authority. We have not filed any Injunction suit to restrain the Bangalore Development Authority from demolishing the building constructed by us. There was no hurdle for us to file any such suit. The legal heirs of my uncle have not challenged the acquisition proceedings and they have accepted the compensation awarded to them. It is false to suggest that we have lost right and title over the suit property. It is false to suggest that the suit property is legally vested with the defendants. It is false to suggest that we have filed this false suit to make unlawful gain.
2. Translate the following Passage as extracted from a Judgment to Kannada language: Marks: 15

అంచีสళు: 15
Learned Special Public Prosecutor, by drawing the attention of this Court to Section 29 of the Protection of Children from Sexual Offences Act, 2012 (In short, POCSO Act), submitted that said provision provides for drawing the presumption regarding commission of offence by the accused. According to the Special Public Prosecutor, in view of the said presumption, this Court shall presume that the accused has committed the alleged offence and burden will be upon the accused to disprove the prosecution case.

No doubt, Section 29 of the POCSO Act provides for drawing the presumption in favour of the prosecution. Drawing of such a presumption by this Court is mandatory because of employment of the word "shall" in said provision. But, this Court can not straight away draw the presumption regarding the guilt of the accused merely because charge sheet is filed against him. As per the Criminal Jurisprudence, it is the prosecution, which has to lead evidence to bring home the guilt of the accused. It is only after prosecution discharges the initial burden and prima facie proves the guilt of the accused, presumption can be drawn, so as to make the accused to rebut and displace the presumption. This view of mine is based upon a Full Bench decision of the Hon'ble High Court of Karnataka reported in ILR 1993 KARNATAKA 3035 (Harikumar vs State of Karnataka). As per the ratio laid down in the above decision, without discharging the initial burden by the prosecution, straight away drawing the presumption in favour of the prosecution and asking the accused to prove his innocence will
be highly arbitrary and unreasonable and it is also against the Article 14 and 20(3) of the Constitution of India.

## 3. Translate the following document to Kannada language Marks: 20 <br>  అ๐चีสัง 20 <br> WILL

I, Smt.Kusuma, Aged about 62 years, W/o Sri Anjaneya Reddy, Resident of Mulabagilu, Kolar District, do hereby execute this WILL on this the $24^{\text {th }}$ day of December 2018:

WHEREAS, I married Sri Anjaneya Reddy on 12.07.1978 at Guntur, Andhrapradesh and from the said wedlock, I have a son by name Ramakrishna and a daughter by name Anjali. I have been leading life happily with my husband at Mulabagilu. My son Ramakrishna is an Advocate by profession and residing in Bangalore with his wife Rekha and a son by name Chandan. We have performed the marriage of our daughter Anjali with Ranganath, who is doctor by profession and they are well settled in life and staying happily at Hindupura. My son and daughter are no more dependent on me.

WHEREAS, I worked as a teacher in Government Primary school and retired during the year 2016. From my own earning, I have purchased the property, which is more fully described in the schedule hereunder from its erstwhile owner, Smt. Lashmidevamma for valuable consideration, under a registered sale deed dated 24.05.2008. Subsequent to the purchase, katha of the schedule property mutated in my name and I have constructed a multi storied residential house and in peaceful and enjoyment of the schedule property as its absolute owner.

WHEREAS, life is transient and nobody is certain of their life. In order to execute my wishes and transfer my property as per my desire; I decided to execute a will to bequeath the schedule property in favour of my only grand son Chandan.

WHEREAS, I am in sound disposing state of mind and executing this Will out of my free will, without any compulsion or coercion or undue influence from anybody. Therefore, after my death, my grand son Chandan shall succeed to the schedule property as its absolute owner and entitle to get the katha changed in his name and enjoy the schedule property absolutely and exclusively, without any interference or obstruction from whomsoever.

I hereby declare that this is my last Will and if there be any other Will or testamentary writing made by me, I hereby revoke and cancel the same.

This Will shall come into effect after my death.

## SCHEDULE

A site measuring $40 \times 80$ feets, bearing katha No. $488 / 2$, with a multi storied residential house, situated at Sai Layout, Mulabagilu Town.

Above property with all the appurtenances attached thereunto
IN WITNESSES WHEREOF, I have signed this Will in the presence of attesting witnesses hereunder on this 24th day of December 2018 at Mulabagilu.

## Smt. Kusuma Anjaneya Reddy

## WITNESSES:

1. 
2. 
3. Translate the following deposition to English language :

Marks: 15

























## 5. Translate the following passage as extracted from a judgment to English language: <br> Marks :15


అ๐శสสง: 15
ఎఎాదాంత స్ర0.5 ముక్తు జోబ్జువరి ఎపాదాంత:















 ఒజ్బలలాగుచుదిల్ల.







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## 6．Translate the following document to English language：


Marks： 20
అంశたङ゙ง： 20

## あప్ము 20లాస్ జ్ర



















అవరు దినాంే 23.07.2012రందు 山్ృుతజుట్టిరుత్తరరె. అચర మురణం నంతర అఐర






 బిట్టైంట్టిరుత్తైలి.














## से ${ }^{2}$ er

లుడుటి జిల్లె చుందాష్ర తలలుపు నాథ్రుంద గల్ుద సదిక నం.195/1రల్లి ఈ







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2.

ळప్పు 2ులాశే మూఙిదపరు
నొః్షిబారురు
1.
2.

