

B. A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
B.A. LL.B. (5 Year) Sem - I : WINTER : 2024
SUBJECT: LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT &
CONSUMER PROTECTION ACT

Day : Friday
Date : 22/11/2024

W-24873-2024

Time : 02:00 PM-04:30 PM
Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) What are the essential ingredients that constitute a tort? Explain with the help of relevant case laws. (12)

OR

Q.1 b) Explain in detail the defense of "*Volenti Non Fit Injuria*". Explain the exceptions to this maxim in the light of relevant case laws. (12)

Q.2 a) What is the rule of Strict Liability? What are the exceptions to it? Explain with the help of case laws. (12)

OR

Q.2 b) What is the tort of "Defamation"? What are the defenses available in an action for defamation in torts. (12)

Q.3 a) Elucidate the essential elements of Negligence under the law of Torts. (12)

OR

Q.3 b) Define Nuisance and explain the essentials of Nuisance. What are the remedies available to the plaintiff in an action for nuisance. (12)

Q.4 a) i) Write a short note on vicarious liability of State. (12)

ii) Mrs. A's husband had gone out of station. Mr. F, who was a friend thought of playing a prank, so he falsely informed Mrs. A. that her husband had an accident and both his legs were broken. On hearing this, Mrs. A became ill and had a nervous shock. Can Mrs. A sue Mr. F under law of Torts for damages?

OR

Q.4 b) i) Write a short note on False Imprisonment (12)

ii) The workers working in the field of Mr. A gathered around Mr. B, rolling up their sleeves and threatening to break his neck if he did not immediately leave the place. Will this amount to assault or battery? Explain the concept with legal implications.

Q.5 Write with reference to Motor Vehicles Act 1988 (12)

- a) No Fault Liability
- b) Object of the Motor Vehicles Act, 1988

OR

Write with reference to Consumer Protection Act, 2019

- a) Definition of Consumer
- b) Unfair trade practice
