

**LL.B. (3 YEAR DEGREE COURSE) SEM-III (2009 COURSE) :**  
**SUMMER - 2018**  
**SUBJECT : LAW OF TORTS, LAW RELATING TO MOTOR VEHICLE &**  
**CONSUMER PROTECTION ACT**

Day : **Wednesday**  
Date : **02/05/2018**

**S-2018-1415**

Time : **10.00 AM TO 01.00 PM**  
Max. Marks : 80

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**N.B.:**

- 1) Attempt **ANY SIX** questions including **Q.No.1** which is **COMPULSORY**.
  - 2) **Q.No.1** carries **20** marks and all other questions carry **12** marks each.
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**Q.1** Write short notes on **ANY FOUR** of the following:

- a) Ubi jus ibi remedium
- b) Trespass ab initio
- c) False imprisonment
- d) Deficiency in service as defined in the Consumer Protection Act
- e) Nuisance
- f) Slander

**Q.2** Both tort and breach of contract are civil wrong still are separate and distinct from one another. Distinguish between tort and breach of contract.

**Q.3** Some times when the plaintiff brings an action against the defendant for a particular tort, the defendant can justify in tort with the help of general defences. Explain in brief the general defences available against an action of torts.

**Q.4** In certain cases one person can be held liable for the wrongful actions of another person. Explain the concept of the doctrine of vicarious liability with special reference to the principal's liability for his agent's wrongful actions.

**Q.5** Assault and battery are torts against persons. Define and distinguish between assault and battery.

**Q.6** In the ancient times only actions resulting into physical or legal injuries were recognized. However to mental or nervous shock is considered to be an independent tort. Discuss nervous shock as a tort.

**Q.7** Write a detailed note on the Bhopal Gas disaster.

**Q.8** Ordinarily damages are equivalent to the harm suffered by the plaintiff, but sometimes the damages awarded may be in excess to the loss suffered. Explain the nature of aggravated and exemplary damages.

**Q.9** Explain the composition and jurisdiction of the state commissions constituted under the Consumer Protection Act.

**Q.10** Discuss the requirements of insurance policies under the Motor Vehicle Act.

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