

**B.A.(L.B (5 YEAR DEGREE COURSE) SEM-I (2015 COURSE)
CBCS : WINTER - 2017**

**SUBJECT : LAW OF TORT INCLUDING MOTOR VEHICLE ACCIDENT &
CONSUMER PROTECTION ACT**

Day : **Saturday**
Date : **11/11/2017**

W-2017-1149

Time : **10.00 AM TO 01.00 PM**
Max. Marks : 60

N.B.:

- 1) Attempt **ANY FOUR** questions.
 - 2) All questions carry **EQUAL** marks.
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Q.1 Evaluate the meaning and definition of Tort along with essentials of Tort.

OR

Examine the capacity of the following who cannot sue:

- a) Convict
- b) Husband and wife

Q.2 What is Defamation? Enumerate the essentials of defamation.

OR

Write notes on the following:

- a) Kind of damages
- b) Assault and Battery

Q.3 What is Strict Liability? Distinguish it from Absolute Liability.

OR

Write a detail note on :

- a) Vicarious Liability of the State
- b) Contributory negligence

Q.4 Evaluate the provisions relating to Consumer Dispute Redressal Agencies under the Consumer Protection Act, 1986.

OR

Write notes on the following with reference to Motor Vehicle Act, 1988:

- a) Liability without fault in certain case
- b) Compensation

Q.5 a) Analyse the following case law:
Bird v. Halbrook.

- b) Two strangers took lift in a jeep. Shortly afterwards the bolt fixing the right front wheel of the jeep in the axle gave way and the wheel flew away from the axle. The jeep was toppled and the two strangers got serious injuries resulting in the death of one of them. Evaluate the illustration.

OR

a) Analyse the following case law:
Brown v. Kendall.

- b) The defendant placed spring guns in a wood on his ground for the protection of the game. The Plaintiff with full knowledge that there are spring guns, trespassed on the land of the defendant and was injured. Evaluate the illustration.

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