

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
LL.B. Sem - I : WINTER :- 2021
SUBJECT: LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT &
CONSUMER PROTECTION ACT

Day : Wednesday
Date 23-02-2022

W-24995-2021

Time : 10:00 AM-12:30 PM
Max. Marks: 60

N.B.

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) Illustrate the General Defences to an action in Torts? Support your answer with the relevant case laws?

OR

b) What are the Remedies available under Law of Torts with special reference to injunctions?

Q.2 a) Elaborate on the meaning and essentials of Nuisance. Differentiate between public nuisance and private nuisance.

OR

b) 'Trespass to Person', explain with the help of case laws.

Q.3 a) Elucidate the concept of Negligence and the exceptions available against the action of negligence.

OR

b) Briefly discuss the principle laid down in 'M.C. Mehta v. Union of India'. Differentiate between the principle laid down in Ryland v. Fletcher and principle laid down in M.C. Mehta v. Union of India.

Q.4 a) Discuss the concepts of 'Unfair Trade Practices' and 'Restrictive Trade Practices' under the Consumer Protection Act.

OR

b) Explain in detail 'Liability without Fault' under the Motor Vehicles Act. Why was this provision introduced?

Q.5 Write short notes on:

a) The clock tower situated opposite to the town hall in the main bazar of Ganga Chowk, of Saurashtra collapsed and killed a number of people. The clock Tower belonged to the Municipal Corporation of Saurashtra and was exclusively under its control, it was 80 years old but its normal life was 40-45 years. Cite the case law and the findings of the court in the above case.

b) Malicious Prosecution.

OR

c) The defendant played a practical joke on plaintiff and told her that her husband has lost his both legs in an accident. She was traumatized after hearing this news and got sick. The husband had to incur huge amount on her treatment and hence sued the defendant. Whether an action would lie against defendant. Cite the case law and analyse the findings of the court in this case.

d) Injury without damages.

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