

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
B.B.A. LL. B. Sem - I :SUMMER- 2022
SUBJECT : LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT &
CONSUMER PROTECTION ACT

Day : Tuesday

Date : 14-06-2022

S-12523-2022

Time : 02:00 PM-04:30 PM

Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) Define Tort. Explain the essential elements of it.

OR

b) What is Tort of Negligence? Give its essential elements.

Q.2 a) What is Defamation? Discuss defenses in an action for defamation.

OR

b) Discuss the categories of persons who cannot be sued.

Q.3 a) Define and distinguish Assault and Battery.

OR

b) Write notes on **ANY FOUR** of the following:

- i)** Contributory Negligence
- ii)** Strict liability
- iii)** Accord and satisfaction
- iv)** Judicial Remedies
- v)** Malicious Prosecution

Q.4 a) Evaluate the Role of National Commission as a significant Consumer Dispute Redressed Agency.

OR

b) Write notes on the following:

- i)** Hit and Run cases
- ii)** Insurance of Motor Vehicles

Q.5 a) The younger brother of the motorcycle owner used the motorcycle in the absence of its owner without his permission and knocked down the plaintiff who sustained serious injuries. The plaintiff sued the owner of the motorcycle for damages. Discuss the liability of defendant.

b) Analyse the following case law: Janvier v. Sweeney

OR

a) The plaintiff owned a building in London. The funeral procession of King Edward VII was to pass from the highway just in front of the plaintiff's building. Taking advantage of the location of her building she accepted payments from certain persons for permitting them to occupy the seats at the first and second floor windows of her building to have a full view of the procession which was to pass through the highway. But a couple of days before the date of funeral procession, the defendant Corporation erected a stand on the highway in front of the plaintiff's building for the guests to have a view of the procession. The stand thus obstructed the view from the windows of the plaintiff's building and she was, therefore, deprived of the profitable contracts of letting out the seats in her building. She sued the defendant Corporation for public nuisance claiming special damages due to construction of stand on the highway. Evaluate the liability of the Corporation.

b) Analyse the following case law: Smith v. Baker

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