

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

LL.B. Sem-I : : SUMMER - 2022

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

Day : Monday
Date : 30-05-2022

S-12584-2022

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) "A tort is a civil wrong for which the remedy is a common action for unliquidated damages, and which is not exclusively the breach of a contract or the breach of a trust or other mere equitable obligation". Discuss and explain the definition and essential features of tort.

OR

b) "Tortious liability arises from the breach of a duty primarily fixed by law. This duty is towards persons generally and its breach is repressible by an action for unliquidated damages". Explain the definition and essential features of tort and also differentiate between a tort and a crime.

Q. 2 a) Discuss the General Defences in Torts. Elaborate few exceptions that are there in which the defendant can plead some defences which can help him in absolving from liabilities.

OR

b) "Trespass law is commonly presented as a relatively straightforward doctrine that protects landowners against intrusions by opportunistic trespassers". Comment and explain types of Trespass.

Q. 3 a) Examine the rule of Absolute Liability as laid down in M. C. Mehta vs Union of India.

OR

b) What is nuisance? Distinguish between public and private nuisance.

Q. 4 a) Define "Defamation". Explain the essentials to be proved by Plaintiff for this tort.

OR

b) "Vicarious liability refers to a situation where someone is held responsible for the actions or omissions of another person. Vicarious Liability". Elaborate the concept Origin and Relations governed by it.

Q. 5 a) "The Consumer Protection Act is welfare legislation enacted by the Government of India to aims to provide rights and benefits to consumers of good faith and provides them with appropriate machinery for redressal of their grievances". Discuss in detail the Aim and Objectives of the Consumer Protection Act.

OR

b) Explain the aim and objectives of the Motor Vehicle (Amendment) Act, 2019

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