

.....
BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
LL.B. Sem-I : WINTER- 2022
SUBJECT : LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT &
CONSUMER PROTECTION ACT

Day : Saturday

Time : 02:00 PM-04:30 PM

Date : 19-11-2022

W-12584-2022

Max. Marks : 60

.....

N. B. :

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
-

Q. 1 a) Explain the maxims 'damnum sine injuria' and 'injuria sine damnum' with the help of relevant case law and or suitable illustrations.

OR

b) As a part of grow more food campaign, a dam was constructed for irrigation across a river. Provision was made for release of excess water through stream. Due to exceptionally heavy rainfall stream proved inadequate and extra opening was made resulting in flooding the agricultural land of 'X'. 'X' suffered a severe loss of agricultural production. Can X recover damages for the loss? Decide.

Q. 2 a) "A defence is a plea put forth by the defendant against the claims of the plaintiff". What are the defences available to the wrong doer under law of Torts?

OR

b) Who is an Alien enemy? Does an alien enemy have any defences under law of Torts?

Q. 3 a) What is malicious prosecution? Give its essential ingredients.

OR

b) If the consequences of a wrongful act could be foreseen by a reasonable man, then they are not too remote. Discuss the principle of Remoteness of Damage.

Q. 4 a) Is Negligence a separate and independent Tort? Discuss its essential ingredients distinguish between 'Negligence' and 'Contributory Negligence'.

OR

b) Define 'Nuisance'? Distinguish between public and private Nuisance.

Q. 5 a) Explain with reference to Consumer Protection Act, 1986 the role conferred on the district Forum, State and National Commission in the cause of the Consumers.

OR

b) Describe the salient features of the Motor Vehicle (Amendment) Act, 2019 with the suitable examples.

* * * * *
