

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS-2021 COURSE)  
B.B.A. LL.B. (5 Year) Sem - I : WINTER- 2022  
SUBJECT : LAW OF TORTS INCLUDING MOTOR VEHICLE ACCIDENT &  
CONSUMER PROTECTION ACT

Day : Wednesday

Time : 10:00 AM-12:30 PM

Date : 28-12-2022

W-24934-2022

Max. Marks : 60

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**N.B.:**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q.1 a)** Define Torts. What are essential of Torts and how Tort is different from Crime?

**OR**

**Q.1 b)** Discuss in detail about the General Exceptions / defenses available to the defendant against tortious liability with case laws.

**Q.2 a)** Elaborate the term Negligence. Discuss also the defences available in an action for Negligence.

**OR**

**Q.2 b)** "Nuisance is a part of private and public life". Comment and state the remedies available against such Nuisances.

**Q.3 a)** 'Defamation is the injury to the reputation of a person'. Critically analyze the statement.

**OR**

**Q.3 b)** What is Assault and Battery? What are the remedies available for the same?

**Q.4 a)** Explain in detail the National Consumer Dispute Redressal Commission with reference to its composition, Jurisdiction and Procedure mentioned under the Consumer Protection Act.

**OR**

**Q.4 b)** Discuss in detail "Insurance of Motor Vehicles against Third Party Risk" under the Motor Vehicles Act.

**Q.5 a) i)** Write note on Remedies under law of torts.

**ii)** 'Z' (Plaintiff), is resident of Amana. Mr. X (Defendant), a constable. X prevented Z from exercising his 'Right to Vote', stating that Z wasn't a settled resident. Z refused to accept it and said he was a registered voter. Z sued Mr. X for the claim of damages. Discuss the case law above with related principle of the same.

**OR**

**Q.5 b) i)** Write a note on Vicarious Liability of the State.

**ii)** The Defendant 'A' caused the construction of a reservoir on his piece of property. The reservoir lay slightly above an abandoned coalmine, which happened to be connected to the plaintiff B's mines in the surface below. The construction of the artificial pond by the Defendant eventually led to the collapse of the mineshaft. The collapse caused floods, a case that frustrated and negated the possibility of the plaintiff to undertake the operation of the mines. The plaintiff sued for damages. Discuss the case law above along with the related principle.

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