

End Semester/Reappear (Semester I) Examination December 2022

Programme: B.A LL.B

Course: Law of Torts including CPA and Motor Vehicles

Course Code: 24F.106

Enrollment No: \_\_\_\_\_

Full Marks: 70

Time: 3 Hrs.

### Section I

1. **Short Answer type questions. Answer any four.** **4 x 5 = 20**
- What do you mean when you talk about liquidated versus unliquidated damages?
  - A fails to save a drowning child. Has A committed any tort? Decide.
  - Compare and contrast servants and independent contractors.
  - Why should consumers be protected?
  - Differentiate between contracts and torts.
  - What rule was established in the case Rylands v. Fletcher? Comment.

### Section II

**Long Answer type questions. Answer any three.** **3 x 10 = 30**

- The plaintiff was a qualified voter, but the defendant, a returning officer, refused to register his or her vote. Despite the fact that the candidate wins the plaintiff wished to vote for, the plaintiff nonetheless sues the respondent for damages. Decide.
- Describe the circumstances that are not regarded as false imprisonment.
- Describe the significance of consumer protection from the perspective of the consumer.
- Examine the fundamentals of strict liability.
- The defendant was the priest of a Roman Catholic chapel next to the plaintiff's home, and the chapel bell rang loudly all hours of the day and night. Decide.

### Section III

**Application based questions. Answer any one.** **1 x 20 = 20**

- 'X' is residing in the first floor of a building. Y, intends to start a flour mill on the ground floor of the same building. This would cause nuisance to X. Advise what action he can take.
- What are the circumstances/cases in which a customer may file a complaint to request compensation?
- Differentiate between Tort vs Torts.
  - Discuss the essentials of false imprisonment with relevant case laws.

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