

End Semester/ Reappear (Semester I) Examination December, 2024

Programme: LLB

Course: Law of Torts including CPA and Motor Vehicles

Course Code: 24D.102

Enrolment no. _____

Full Marks: 70

Time: 3 Hrs.

Section I

1. Short Answer type questions. Answer any four.

4 x 5 = 20

- a. Develop a hypothetical case study that illustrates a tort and propose potential legal outcomes.
- b. Explain the principle of res ipsa loquitur and its role in tort law.
- c. Discuss differences between servant and independent contractor.
- d. Defamation vs Freedom of Speech. Comment.
- e. Explain the concept consumer protection under Consumer Protection Act, 2019.
- f. Give an example of a judicial act and describe how it might impact a tort case.

Section II

Long Answer type questions. Answer any three.

3 x 10 = 30

2. The defendant, a returning Officer refused to register the vote of the plaintiff, who was a qualified voter. Though the candidate for whom the plaintiff wanted to vote wins, the plaintiff sues defendant for compensation. Discuss the wrong committed in the statement above.
3. The Plaintiff resided in a house next to a Roman Catholic Chapel of which the defendant was the Priest and the Chapel bell was ringing very loud of all hours of the day and night. Discuss the issues and relevant laws.
4. Discuss the main provision of the Consumer Protection Act, 1986.
5. Explain the importance of consumer protection from the point of view of consumers.
6. Differentiate between Tort and Torts.

Section III

Application based questions. Answer any one.

1 x 20 = 20

7. Discuss Malice in Law and Malice in Fact. With relevant case laws.
8. '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?
9. Explain the situations/cases in which a complaint can be lodged by the consumer to claim compensation.
