

Printed Pages: 2

Questions : 9

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LL.B. 1st Semester

1128

LAW OF TORTS AND CONSUMER PROTECTION ACT
Paper—V

Time Allowed : Three Hours]

[Maximum Marks : 80

Note :— Unit—I is compulsory carrying 20 marks. Attempt any one question each from Unit—II, Unit—III, Unit—IV and Unit—V. Each question of these Units shall be of 15 marks.

UNIT—I

I. Answer the following parts :

(a) Tort and Quasi-contract.

(b) Independent Contractor.

(c) An overloaded rickshaw with three adults and a child on it, while being driven on the correct side of the road, was hit by a bus being driven at high speed and also coming on the wrong side. Discuss the liability of the bus driver and rickshaw driver, if any.

- (d) The company purchased a car for the private use of director of the company. The car had serious defects and it stopped working altogether. Discuss the admissibility of the complaint by the company under Consumer Protection Act. 4×5=20

UNIT—II

- II. Explain the limitations of the doctrine of 'Volent non fit Injuria' with the help of Case laws. 15
- III. Tort is a Civil wrong but all Civil wrongs are not Tort. Explain. 15

UNIT—III

- IV. Discuss the Vicarious liability of State for the Torts committed by its servants with the help of suitable cases. 15
- V. Bring out the main provisions of The Public Liability Insurance Act, 1991. 15

UNIT—IV

- VI. Explain in detail the defences available under the tort of defamation. 15
- VII. Bring out in detail the theories, meaning and essentials of 'Negligence' under law of Tort. 15

UNIT—V

- VIII. Define the term 'Consumer', 'goods' and 'services' with the help of recent case laws. 15
- IX. Explain in detail the composition and jurisdiction of National Commission under C.P.A. Also, state the remedies provided under the Act. 15