

**LLB-103**

**AT THE END OF FIRST SEMESTER**

**PAPER-III: Law of Torts including MV Accidents and Consumer protection**

**(W.E.F. Admitted Batch 2016-17)**

**Time: 3 Hours**

**Maximum: 75 Marks**

**PART-A**

**I. Answer any Five questions. Each question carries 3 marks. 5x3=15**

- a) Wrongful Act
- b) Meaning of Damages
- c) Quasi parental authority
- d) Release from liability
- e) Abetment
- f) Joint tort feasons
- g) Strict liability
- h) Accident
- i) Compensation
- j) Caveat emptor

**PART – B**

**Answer All Questions. Each question carries 10 marks. 4x10=40**

II. a) Define Tort. Discuss essential elements of Tort.

(Or)

b) Explain the principle of Volenti non fit injuria and its exceptions.

III. a) Examine the extent of liability of the Government for the torts committed by its servants.

(Or)

b) What is the extinguishment of liability in torts with examples?

IV. a) What is the meaning of nervous shock? Distinguish between nervous shock and mental shock with illustration.

(Or)

b) What are the defences available in the tort of defamation?

V. a) Discuss the essential ingredient of the tort of nuisance.

(Or)

b) Explain briefly the rights of consumers under the Consumer Protection Act.

### PART – C

**VI. Answer any Two questions. Each question carries 10 marks.**

**2x10=20**

- a) Mr. Shekar has given his car to Mr. Chander for a drive. Mr. Chander commits accident. Is Mr. Shekar liable to victim?
- b) Mr. Chintu was while in rail journey he put his hand in the window. There was a crossing of another at that time his elbow at the window was injured. Discuss here whether the incident is falling under the rail accident or is it a tort in the civil law providing remedy?
- c) A boy of twelve years was playing cricket with his friends in an open area. When the boy hit a six run score, the young girl going on bile passing on the open area received injury. Was it an accident or any remedy is available to the injured young girl?
- d) A beggar was crossing the road in a middle of the way skid suddenly. The State Road Transport passenger carrying bus gave a hit to the beggar. Due to the incident, the beggar lost his leg. Discuss the legal provision of the MV Act to entertain the application for compensation.