

B.A.LL.B.(5 Years Course) (with Credits)-Regular-Semester 2012 Sem III
LLB 236 - Course Code 3.6 : Law of Torts & Consumer Protection Law

P. Pages : 2

Time : Three Hours



GUG/W/16/3168

Max. Marks : 80

- Notes :
1. Attempt **eight** questions in all including Q. No. 1 which is compulsory.
 2. All questions carry equal marks.
 3. Indicate appropriate question number while answering.

1. Choose the correct alternative -

- i) A tort is a -----.
 - a) legal act
 - b) some legal duty
 - c) independent of tort
 - d) breach of some duty
- ii) A tort is violation of a -----
 - a) right in personam
 - b) right in rem
 - c) right against definite person
 - d) All of the above
- iii) A personal wrong will not lie against the sovereign because.
 - a) Damnum Sine Injuria
 - b) Injuria Sine Damnum
 - c) The king can do no wrong
 - d) None of the above
- iv) Liability for wrongs committed by others is based on -
 - a) Vicarious liability
 - b) Qui facit per alium facit per se
 - c) Respondent superior
 - d) All of the above
- v) Which of the following is not included in vicarious liability ?
 - a) Master's liability for the torts committed by his servant
 - b) Principal's liability for the torts committed by his agent
 - c) Both (a) and (b)
 - d) Neither 'a' nor 'b'.
- vi) In which of the following country the rule of strict liability is not applicable ?
 - a) India
 - b) England
 - c) India and England
 - d) None of the above
- vii) In the consumer protection Act consumer means one -----
 - a) Who obtains goods for resale
 - b) who obtains goods for commercial purpose
 - c) both (a) and (b)
 - d) Neither 'a' nor 'b'
- viii) If one directly enters in another's land illegally, he commits.
 - a) Negligence
 - b) Private Nuisance
 - c) Trespass
 - d) None of these
- ix) Under consumer protection Act person's include.
 - a) a firm, registered or not
 - b) a Hindu undivided family
 - c) a co-operative society
 - d) all of the above

- x) In the consumer protection act, the central council shall meet as and when necessary, but meeting of the council shall be held every year compulsorily.
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| a) 4 | b) 3 |
| c) 2 | d) 1 |

2. Define 'Tort'. Discuss the important characteristics of a tort.
3. "Every injury imparts damage, but every damage is not injury". Discuss the statement in the light of decided cases.
4. Discuss: Leave and license, the leading justification available in Tort.
5. What do you mean by the concept of 'Vicarious Liability' ? State the exceptions attached to the above concept.
6. Enumerate the concept of absolute liability as emerged in India.
7. Write a detailed note on "Negligence".
8. State and explain Defamation. Illustration the exceptions attached to it.
9. Write short notes on :
 - i) Deficiency in service.
 - ii) Object of consumer protection act.
10. Define Nuisance. Discuss the types of Nuisance.
11. Write a detailed note on deficiency in Banking service.
12. Discuss the composition, jurisdiction and powers of National Commission.
