

Reg. No. :

Name :

**First Semester B.A. LL.B/B.Com. LL.B/B.B.A. LL.B (Five Year Integrated)
Degree Examination, August 2025**

**Paper V : LAW OF TORT INCLUDING MOTOR VEHICLES ACCIDENT AND
CONSUMER PROTECTION LAWS**

(2011-2019 Admission)

Time : 3 Hours

Max. Marks : 80

I. Answer any **five** Questions in not exceeding **50** words each. Each Question carries **2** Marks.

- (a) Slander
- (b) Insurer's Liability.
- (c) Tort of trespass to land.
- (d) Assault.
- (e) Respondent Superior.
- (f) Public Nuisance.
- (g) 'Consumer' under CP Act.

(5 × 2 = 10 Marks)

II. Answer any **four** questions in not exceeding **120** words each. Each Question carries **4** marks.

- (a) Examine rule in Rylands v. Fletcher.
- (b) State the liability for negligent mis-statements.
- (c) Distinguish between Tort and Contract.
- (d) Write note on compensation in MV Act.
- (e) Analyse the maxim 'Novus Actus Interveniens'.

(4 × 4 = 16 Marks)

P.T.O.

III. Answer any **four** questions. Each question carries **6** marks.

- (a) The Plaintiff was running a consultancy service. Another competitor in the same business opened an office in the vicinity of the plaintiff's office. Consequently the plaintiff suffered a fall in his income and sued the competitor for the damages. Will the plaintiff succeed? Decide.
- (b) The plaintiff and defendant's dogs were fighting in the street. The defendant was beating them with a stick to separate them and stop the fight. The plaintiff was standing nearby; accidentally the stick hit the plaintiff and injured his eye. Can plaintiff bring an action against the defendant?
- (c) Poisonous berries were grown in public garden under the control of D. Shrub bearing the berries were neither fenced or notice regarding its poisonous character was displayed. Berries looked like cherries. A child aged seven years of age ate those berries and died. Would 'D' be liable for tort of negligence?
- (d) 'A' was a spectator of a car race conducted by Atlanta Club. During the course of the race a collision occurred between two cars and one of the cars was thrown out of the race course on to the spectators and injured 'A'. Decide the liability of the Club.
- (e) BALCO Company had purchased a car for private use of director of the company. The car had a manufacturing defect. The company approached the consumer forum seeking a remedy. Decide.

(4 × 6 = 24 Marks)

IV. Answer any **three** questions. Each question carries **10** marks each.

- (a) Discuss Objectives of Consumer Protection Act.
- (b) Defences available to wrong doer under law of Tort.
- (c) Critically examine the development of law relating to Remoteness of Damages with case laws.
- (d) Analyse the vicarious liability of the state under Art.300 of the constitution of India.

(3 × 10 = 30 Marks)