

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**

(2020 Admission Onwards)

Time : 3 Hours

Max. Marks : 80

PART – A

I. Answer any **six** questions in not exceeding 50 words each. Each question carries 2 mark.

1. Contributory Negligence.
2. "Service" under Consumer Protection Act.
3. Assault.
4. Act of god.
5. Remoteness of Damage.
6. Tort of Nuisance.
7. Compulsory Insurance
8. Discuss Malice.

(6 × 2 = 12 Marks)

PART – B

II. Answer any **four** Questions not exceeding **150** words each. Each question carries **5** marks.

1. Explain the rule in *Rylands v. Fletcher*.
2. Draw a Distinction between Tort and Crime.
3. How is Damages measured for Personal Injury.
4. What is Trespass and discuss the legal remedies in trespass to land.
5. Write note on joint tort feasors.
6. Composition of State Commission under the Consumer Protection Act.

(4 × 5 = 20 Marks)

PART – C

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

1. Defendant started a hospital next to Plaintiff's hospital and Plaintiff was forced to reduce the fee accordingly, to attract the patients. Discuss the remedy available to the Plaintiff, if any.
2. X owner of vehicle had permitted his minor son to drive. The vehicle met with an accident and 'Y' was injured. The car was insured but the insurance company refused to pay compensation to the injured. Discuss the remedy available to 'Y'.
3. Electricity Company was under statutory duty to maintain/provide electricity supply in a particular area. X's husband was electrocuted to death due to live wire which had snapped from main over head line connection and which was lying covered in the grass in an open field. Discuss the liability of the Electricity Company.
4. 'X' issued a cheque to a co-operative society for Rs. 1,00,000/- . Later he instructed the bank to stop the payment. The clerk of the bank passed the cheque without taking notice of the 'Stop Payment' Instructions. Discuss the liability of the bank under the Consumer Act.

5. Malini a school teacher purchased hair dye from a retail super market. The box containing the hair dye had clear instructions that it should be patch tested for allergy 48 hours before using on hair and scalp. Malini directly applied to scalp and hair without doing allergy test. Malini had swollen face and eyes after usage. Can she approach Court for damages/compensation against Manufacturer?

(4 × 6 = 24 Marks)

PART – D

IV. Answer any **two** questions. Each question carries **12** marks each.

1. Discuss Objectives of Consumer Protection Act.
2. Explain essential ingredients of defamation and its defences.
3. Explain the concept of vicarious liability in modern times. What are the tests to determine whether a contractor is independent or not?

(2 × 12 = 24 Marks)