

LAW OF TORTS AND CONSUMER PROTECTION ACT

(OLD BATCH)

MAY 2017

1. Explain the maxim 'damning sine injuria' and 'injuria sine damning' with the help of decided cases.
2. Discuss the defences available in an action for tort of defamation.
3. What is contributory negligence? Explain it with the help of decided cases.
4. Narrate the various remedies available in an action for tort.
5. What is strict liability? Describe the justifications for strict liability.
6. What is vicarious liability? Under what circumstances vicarious liability arises? Explain.
7. State the composition and jurisdiction of district consumer forum.
8. Write short notes on any two of the following:
 - (a) Vis-major.
 - (b) Prudent man.
 - (c) Volenti non fit injuria.
9. Decide any two of the following:
 - (a) Mr. B was beating two fighting dogs in order to separate them. Mr. X was watching them and was standing behind Mr. B while doing so. Mr. B accidentally hit the eye of Mr. X and caused severe injury. Can Mr. X claim compensation from Mr. B?
 - (b) Sudarshan, the chairman of a company was threatened by Suresh and Mahesh. It was in a letter which was drafted by them with the help of two clerks who wrote and typed the letter. Sudarshan sues Suresh and Mahesh for defamation. Can Sudarshan win the case?
 - (c) A lady entered a hotel and sat below the Ceiling fan. She ordered food and while eating, ceiling fan falls on her. The lady filed a suit against owner for injuries caused to her. Can she succeed?

LAW OF TORTS AND CONSUMER LAW
DECEMBER 2017

1. Define tort and explain the essential elements of tort.
2. Explain the liability of state for the torts committed by its servants.
3. Discuss the rule of foreseeability in determination of remoteness of damages.
4. What is nuisance? Explain the different kinds of nuisance.
5. What is malicious prosecution? Explain its ingredients.
6. Discuss the tort of negligence with the help of decided cases.
7. Explain the terms 'complaint' and 'complainant' under the Consumer Protection Act, 1986.
8. Write short notes on any two of the following:
 - (a) Rescue cases.
 - (b) Rule in Rylands V. Fletcher.
 - (c) Application for compensation under Motor Vehicles Act.
9. Solve any two of the following:
 - (a) 'X' played a practical joke on 'Y', telling her that her husband had lost both his legs in an accident. Hearing this 'Y' suffered nervous shock and got seriously ill. She had to incur huge expenses for treatment. Can she sue 'X' for damages? Decide.
 - (b) 'X' published a false treatment in a newspaper that 'Y' has ceased to carry on his business. As a result 'Y' suffered loss in his business. 'Y' wants to sue 'X'. Advise him.
 - (c) A and B were searching for a gas leak. Each applied naked light to the gas pipe in turn and one of them caused an explosion. Can they be held liable as joint tortfeasors? Decide.
