

1044/1144

Law of Tor. - II

B.A. LL.B./B.B.A. LL.B. SECOND SEMESTER EXAMINATION 2021 - 22

Paper No. - 2.4

(LAW OF TORTS - II)

Time Allowed: Two Hours

Maximum Marks: 60

- Each question carries equal marks.
- Question paper contains six questions in all. Examinee will attempt any three questions out of these six questions.
- Write your roll number on question paper (on right hand upper corner) before start writing answer of questions.

1. What is meant by 'Nuisance'? What are its kinds? Explain in detail with its defences. 2+2+16
2. What is 'Defamation'? Explain in the light of fundamental rights given under Article 19 of Indian Constitution. — (10) 000110 20
3. What is meant by foreseeability in context of Negligence? Explain the tort of negligence with its defences. (9.25) 4+16
4. Define who is 'Consumer' and explain the structure and procedure of Consumer Dispute Redressal Commission with its powers. 2+18
5. Explain the constitution, powers and jurisdiction of 'Motor Accidents Claim Tribunal'. 20
6. Write notes on 'any two' of the following - 2X10
  - (a) National Transportation Policy
  - (b) Malicious Prosecution and Abuse of legal proceedings — (1.5)
  - (c) Consumer Protection Councils 000110
  - (d) Res Ipsa Loquitur — (10)

2.4

Law of Tor. - II

B.A. LL.B./ B.B.A. LL.B. (SECOND SEMESTER) EXAMINATION - 2021

PAPER - 204

(LAW OF TORTS - II)

Time Allowed: ONE AND A HALF HOUR

Maximum Marks: 60

**NOTE :** This paper has six questions in all. Attempt any three questions. All question carries equal marks.

Questions have been set in English medium only.

Write your roll number on question paper before start writing answer of questions.

1. Discuss the main features of the tort of nuisance. How does a public nuisance differ from a private nuisance? State the grounds which the plaintiff must prove to succeed in an action for nuisance. 20
2. Differentiate between malicious prosecution and false imprisonment 20
3. What are the defences available to a defendant in a suit for defamation. 20
4. Write short notes on any two of the following : 10+10
  - (i) Nervous Shock
  - (ii) Deceit
  - (iii) Unfair trade practice
  - (iv) Conspiracy
5. Explain the salient features of Motor Vehicles Act 1988. 20
6. What is the procedure to be followed by a District Forum on receipt of complaint regarding defective goods under the Consumer Protection Act, 1986? 20

This question paper contains 2 printed pages.

B.A. LL.B./B.B.A.LL.B (Sem - II)

000417

Roll No. 200716

1044/1144

Law of Tort. - II

B.A. LL.B./B.B.A. LL.B (Semester - II) EXAMINATION 2022-23

Paper No. - 2.4

(LAW OF TORTS-II)

Torts

Time Allowed: Three Hours

Maximum Marks: 70

Question paper is divided in two parts. i.e. Part - A and Part - B

यह प्रश्न पत्र दो भागों में विभाजित है, भाग - अ व भाग - ब।

- (i) Part - A consist of One compulsory question divided in five (05) parts of two marks each ( $5 \times 2 = 10$  marks).

भाग - अ में एक अनिवार्य प्रश्न है जो पांच (05) भागों में विभाजित है, प्रत्येक भाग दो (02) अंक का है ( $5 \times 2 = 10$  अंक)।

- (ii) Part - B consist of seven (07) questions and candidate is required to attempt any four questions. All questions carry equal marks ( $4 \times 15 = 60$  marks).

भाग - ब में कुल सात (07) प्रश्न है, जिनमें से कोई चार प्रश्न करने है, सभी प्रश्नों के अंक समान है ( $4 \times 15 = 60$  अंक)।

Write your roll number on question paper (on right hand upper corner) before start writing answer of questions.

प्रश्नों के उत्तर प्रारंभ करने से पूर्व प्रश्न पत्र के ऊपरी दायें भाग पर अपना अनुक्रमांक अवश्य लिखें।

PART - A/ भाग - अ

$5 \times 2 = 10$

- I. What is Defamation?

मानहानि क्या है?

000417

- II. What do you understand by 'Tresspass'?

'अतिचार' से आप क्या समझते हैं?



III. Explain the maxium - 'Res Ipsa Loquitur'.

रेस इप्सा लोकिटुर' कहावत को स्पष्ट कीजिए।

IV. What do you understand by False Imprisonment?

मिथ्या कारावास से आप क्या समझते हैं?

V. Define 'Consumer' under The Consumer Protection Act, 2019.

उपभोक्ता संरक्षण अधिनियम, 2019 के तहत 'उपभोक्ता' को परिभाषित करें।

**PART - B/ भाग - ब**

2. Define 'Malicious Prosecution'. What must a plaintiff prove in a case of Malicious Prosecution? 15

'दुर्भावनापूर्ण अभियोजन' को परिभाषित करें। दुर्भावनापूर्ण अभियोजन के मामले में वादी को क्या साबित करना होगा?

3. What do you understand by tort of trespass? What are the defences available to tort of trespass? Explain trespass ab initio. 15

अतिचार के अपकृत्य से आप क्या समझते हैं? अतिचार के अपकृत्य के लिए क्या बचाव उपलब्ध हैं? अतिचार आदित को समझाइये।

4. What is Contributory Negligence? Discuss the various principle governing this doctrine. 15

अंशदायी लापरवाही क्या है? इस सिद्धांत को नियंत्रित करने वाले विभिन्न सिद्धांतों पर चर्चा करें।

5. What are the essential of defamation? What grounds can be taken as defense in suit for defamation? Explain. 15

मानहानि के आवश्यक क्या हैं? मानहानि के मुकदमे में बचाव के लिए कौन से आधार लिए जा सकते हैं? व्याख्या करें।

6. Discuss the objects and main features of The Consumer Protection Act, 2019. 15

उपभोक्ता संरक्षण अधिनियम, 2019 की वस्तुओं और मुख्य विशेषताओं पर चर्चा करें।

7. Write short notes on - 5x3 = 15

संक्षिप्त नोट्स लिखें :-

(i) Key features of the Motor Vehicles (Amendment) Act, 2019.

मोटर वाहन (संशोधन) अधिनियम, 2019 की मुख्य विशेषताएं।

(ii) Concepts regarding Third Party.

तृतीय पक्ष के संबंध में अवधारणाएँ।

(iii) Powers and Jurisdiction of Motor Accidents Claims Tribunal.

मोटर दुर्घटना दावा न्यायाधिकरण की शक्तियाँ और क्षेत्राधिकार।

8. Discuss the facts, issues, decisions and principles, of law laid down in the case Municipal Corporation of Delhi v. Subhagwati, AIR 1966 SC 17. 15

दिल्ली नगर निगम बनाम सुभगवती, एआईआर 1966 एससी 17 मामले में निर्धारित तथ्यों, मुद्दों, निर्णयों और कानून के सिद्धांतों पर चर्चा करें।