

3Year LLB 1st Semester Examination, 2022-23

L.L.B.

Course ID : 12714

Course Code : LB/104C

Course Title : Law of Torts, MV and CP Laws

Time : 3 Hours

Full Marks : 80

The figures in the right hand margin indicate full marks.

Candidates are required to give their answers in their own words as far as practicable.

Answer any *five* questions :

16×5=80

1. Make a distinction between the following :

a) Tort and crime

b) Tort and breach of contract

8+8

2. 'A defamatory statement is a statement which lowers a person in the estimation of the right-thinking members of society'-In the light of the above stated quotation, define defamation. What essential elements are required to be fulfilled by a Plaintiff under Law of Tort to constitute the tort of defamation.

4+12

3. (a) What do you mean by the term 'Negligence'?
- (b) Discuss the constituent elements of tort of Negligence. 4+12
4. (a) 'A tort of Nuisance is an unreasonable interference in the right to use and enjoyment of the land of the plaintiff by the defendant.'-Justify !
- (b) Illuminate the essential elements of Nuisance. 4+12
5. Discuss the concept of Assault and Battery under Law of Tort. 16
6. Write short notes on any *four* of the following :
- (a) Volenti-non-fit-injuria
- (b) Right of Privat Defence
- (c) Act of God
- d) Innuendo
- e) Res Ipsa Loquitur 4×4
7. Who can file a Complaint under the Consumer Act, 1986? Under the Consumer Protection Act, 1986, discuss the **composition** of the *National Commission* and the *District Forum*. 4+6+6

8. Define 'Motor Vehicle' under the Motor Vehicles Act, 1988. Who can apply for compensation? Where the application for compensation will be filed? How the compensation will be assessed in case of Partial disablement? 4+2+4+6
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