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PRESIDENCY UNIVERSITY

BENGALURU

End - Term Examinations – MAY 2025

Date: 24-05-2025

Time: 01:00 pm –04:00 pm

School: SOL	Program: B.A. LL.B.(Hons.)/ BBA LL.B.(Hons)/B.Com. LL.B.(Hons.)	
Course Code : LAW2121	Course Name: Law of Tort including MV Accident and Consumer Protection Laws	
Semester: II	Max Marks: 100	Weightage: 50%

CO - Levels	C01	C02	C03	C04	C05
Marks	20	25	25	25	05

Instructions:

- (i) Read all questions carefully and answer accordingly.
- (ii) Do not write anything on the question paper other than roll number.

Part A

Answer ALL the Questions. Each question carries 2marks.

10Q x 2M=20M

1.	What is the doctrine of 'res ipsa loquitur'?	2 Marks	L1	C02
2.	What is the difference between Tort and Contract?	2 Marks	L1	C02
3.	What is 'trespass to person'?	2 Marks	L1	C02
4.	What is the 'reasonable person' standard in Tort Law?	2 Marks	L1	C02
5.	What are the essential elements of negligence?	2 Marks	L1	C02
6.	What is False Imprisonment?	2 Marks	L1	C02
7.	Define the concept of Consumerism.	2 Marks	L1	C02
8.	What is 'caveat venditor'?	2 Marks	L1	C02
9.	Discuss about misleading advertising and remedies available.	2 Marks	L1	C02
10.	What is vicarious liability?	2 Marks	L1	C02

Part B

Answer the Questions.

Total Marks 80M

11.	a.	Explain the maxim 'Damnum Sine Injuria' with the help of leading cases.	5 Marks	L2	CO 2
	b.	Explain the maxim 'Injuria Sine Damnum' with the help of leading cases.	5 Marks	L2	CO 2
Or					
12.	a.	Discuss the element of Negligence under Law of Torts.	5 Marks	L2	CO 2
	b.	Explain the ingredients of the tort of Negligence with the help of decided cases.	5 Marks	L2	CO 2
13.	a.	Discuss legal damage as an essential element of tort'	5 Marks	L3	CO 2
	b.	'A' walks across 'B's garden without B's permission, doing no damage to garden. Has he committed any wrongful act? Decide with the help of case laws.	5 Marks	L3	CO 2
Or					
14.	a.	Explain the liability of master for the wrongs of his servants with the help of relevant case laws.	5 Marks	L3	CO 3
	b.	Plaintiff's dog chased the defendant. On the defendant turning round and raising the gun, the dog ran away. The defendant shot the dog. Is he justified in doing so?	5 Marks	L3	CO 3
15.	a.	What are the defences available in an action for defamation?	5 Marks	L3	CO 3
	b.	'X' borrowed a wrist watch from 'Y' for his use for a few days and later sold it. Has 'X' committed any tort? Explain the principle of law with case laws.	5 Marks	L3	CO 3
Or					
16.	a.	State the procedure to be followed by the district forum on receipt of a complaint.	5 Marks	L3	CO 3
	b.	Write a note on 'defective goods'.	5 Marks	L3	CO 3
17.	a.	Explain the tort of false imprisonment.	7 Marks	L4	CO 4

	b.	State the remedies for false imprisonment with the help of case laws.	8 Marks	L4	CO 4
Or					
18.	a.	Discuss the principle of contributory negligence with the help of judicial precedents.	5 Marks	L4	CO 4
	b.	Write a note on duty of care with relevant examples.	5 Marks	L4	CO 4
	c.	The defendant, a manufacturer of sweets sold the sweets to a middleman, who supplied that to the plaintiff. When the plaintiff was serving the sweets to his guests, his finger was injured by a piece of wire in the sweets. He sues the defendant. Decide.	5 Marks	L5	CO 5

19.	a.	Explain Assault and Battery in Tort Law.	5 Marks	L4	CO 3
	b.	State the differences between assault and battery.	5 Marks	L4	CO 4
	c.	State the remedies available for assault and battery.	5 Marks	L4	CO 4
Or					
20.	a.	How far Act of God and inevitable accident are defences in an action for tort ?	5 Marks	L4	CO 3
	b.	Explain the liability of state for the wrongs of its servants.	5 Marks	L4	CO 4
	c.	'X' entrusted his car to a driver for plying as a taxi. Driver lent it to the cleaner for a driving test. Cleaner caused an accident and injured 'Z'. Is 'X' liable to 'Z'. Decide with the help of case laws.	5 Marks	L5	CO 5

21.	a.	Explain the salient features of Consumer Protection Act, 2019.	10 Marks	L3	CO 3
	b.	The electricity supply to X's house was cut although he had duly paid all the bills. Draft a complaint for the redressal of the dispute.	10 Marks	L5	CO 5
Or					
22.	a.	The Motor Vehicles Act makes it necessary to insure motor vehicles against third party risks. Discuss the liability of the insurance company.	10 Marks	L4	CO 4

	b.	Discuss Mediation under Consumer Protection Act, 2019	5 Marks	L3	CO 4
	c.	Discuss the powers and functions of Motor Vehicles Claims Tribunal.	5 Marks	L4	CO 4