

2024

DIMAPUR LIBRARY
Hill View Colony
Dimapur : Nagaland

LAW

[Law of Tort (including the motor vehicle Accident and consumer protection Laws)] (NEW COURSE)

Paper No. 1:2

Full Marks : 75

Pass Marks : 30

Time : 3 hours

*The figures in the margin indicate full marks
for the questions*

1. **Write short notes on any five of the following:** **5x5**
- a) Definition and nature of torts
 - b) Discharge of torts
 - c) Negligence and contributory negligence
 - d) Consumer and consumer's right
 - e. Product manufacturer and product seller *
 - f) Powers and functions of Central Authority
 - g) Principal of no fault liability under Motor Vehicle Act 1988

PART - B

Answer any four of the following: **10x4**

- 2. Explain in details the general exceptions or defences to liability in tort.
- 3. Critically analyze the doctrine of vicarious liability in torts.

(Please turn over)

4. Which section established the National Consumer Dispute Redressal Commission? Explain at length the procedure followed by the National Commission in settlement of dispute.
5. Explain the provision relating to mediation under the Consumer Protection Act 2019.
6. Write a short note on the following:
- Provisions relating to offences and penalties under consumer protection laws.
 - Product liability

PART - C

Answer any one of the following:

10x1

7. Answer by referring to relevant provisions of law and decided cases and give cogent reasons.
- In certain situation, a person may be liable for some harm even without his negligence or intention in the law of torts. Explain the nature, conditions and exceptions of this liability.
 - In the case of *Sona Rani Dutta Vs. Debarata Dutta*, the defendant filed FIR against the plaintiff and his sister alleged that her earring was snatched away by the plaintiff whereby she has sustained bleeding injury to her ear and thus in order to set police machinery and law into motion added the offence of theft with the offence of assault, knowing well that plaintiff had not snatched away her earring. Study the summary of the case and ascertain the tort that the defendant had committed and explain it in details.
8. State the facts and discuss the principles of law laid down in

Spring Meadows Hospital Vs. Harjol Ahluwalia (1998) 4 SCC 39