

2024

DIMAPUR LIBRARY
Hill View Colony
Dimapur : Nagaland

LAW

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

Paper No. 1:2

Full Marks : 100

Pass Marks : 40

Time : 3 hours

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

*Answer six questions, selecting three from each half,
question no.1 and 6 are compulsory*

FIRST HALF

1. Write short notes on *any three* of the following: 3x6
 - a) Nuisance
 - b) Remoteness of Damage
 - c) Motive as an element of a Tort
 - d) Vis Major
 - e. Ubi jus ibi remedium

2. Explain the maxim *damnum sine injuria* and *injuria sine damnum* with the help of leading cases. 16

3. Define 'Tortious liability'. Distinguish between Tort and breach of Contract. 16

(Please turn over)

4. What are the exceptions to volenti non fit injuria? Explain. 16
5. Discuss the rule laid down in Rylands V. Fletcher case with exceptions. 16

SECOND HALF

6. Write short notes on any three of the followings: 6x3
- a) Doctrine of Caveat emptor
 - b) Features of Consumer Protection Act, 1986
 - c) Unfair trade practice
 - d) Rights of Consumer
7. What is the jurisdiction of various Forums/Commissions for the purpose of the Consumer Protection Act, 1986? 16
8. What is the procedure for filing Complaint and Procedure on receipt of Complaint under Consumer Protection Act, 1986 16
9. Explain the Provisions of the Consumer Protection Act, 1986. 16
10. State the facts and principles of law laid down in –
Usha Rani Gupta
Vs
DESU
(1991) 1 CPJ, 167

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