

2011

/16

LAW

(Torts and Consumer Protection Law)

Course No. 1:2

Full Marks : 100

Time : 3 hours

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

*Answer six questions three from each group where question no. 1
and 6 are compulsory*

GROUP - A

1. Write short notes on any three of the following: (6x3) x6
 - a) Malice
 - b) Liability without fault.
 - c) Knowledge and consent.
 - d) Defamation.
 - e) Judicial remedies.
2. Define and explain tortious liability. Discuss (8+8) 4+12
briefly the foundation of tortious liability.
3. Discuss the essentials of Private nuisance. (6+10) 8+8
Explain when a public nuisance becomes a
private nuisance and remedies available for such
nuisance. 5+5+6
4. Discuss the defenses which can be availed of in (16)
an action for trespass.

turn over

(Please turn over)

(2)

5. Explain and illustrate the term malicious prosecution. Discuss the matters which must be proved by the plaintiff in an action for malicious prosecution. (5x4)

GROUP - B

6. Write short notes on any **three** of the following: (6x3)
- Consumer.
 - Consumer dispute.
 - Goods.
 - Deficiency.
 - District Forum.
7. What do you understand by Consumer Protection? What are the objects and reasons of enacting the modern laws on principles of protection of the consumers? Explain with reference to decided cases. (16)
8. Explain and illustrate the term "*service*" as defined under the Consumer Protection Act with the help of leading cases. When does a complainant lodge a complaint for deficiency in service? (16)
9. Discuss the procedures for filing an appeal to the State Commission against the order passed by the District Forum. (16)
10. State the facts and principles of law laid down in – (16)
L.T.C. of India – vs – G.M. Chandabasemma
A.I.R. 1991 S.C. 392.
