

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (ACADEMIC LAW)
(FIVE YEARS SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : DECEMBER - 2022
EIGHTH SEMESTER/ FOURTH SEMESTER
Sub.: Law of Tort, including Motor Vehical Accident & Consumer Protection Laws
(LW-8002/402)

Date : 20/12/2022

Total Marks : 60

Time: 2.00 pm to 4.30 pm

Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Answer the following question. (15)

A) Explain the difference between Tresspass and Nusiance with the help of Suitable case law.

OR

B) Define Tort ? Explain its essential with the help of case laws.

Q. 2. Answer the following question. (15)

A) Explain the various general defences available under Law of tort.

OR

B) Explain the situation where the state will be vicariously held liable, provide suitable case laws.

Q. 3. Write Short Notes. (any four) (20)

- a) Object of Motor Vehicle Act 2019
- b) Consumer Dispute Redressal Agencies
- c) Strict Liability
- d) Damnum Sine Injuria
- e) Composite Negligence
- f) Ryland Vs Fletcher

Q. 4. Answer the following questions. (10)

A) Reena went to Mr. Ram's house and gave cash to Mr. Ram, an employee of a bank who was also her husband's friend for depositing it in account. He took the cash but did not give any receipt for the same. Subsequently Ram, misappropriated the amount. Reena sues Bank.

- i) Is bank Liable ? Why?
- ii) What is the remedy available to Reena ? Why?

OR

B) Ramesh was travelling through ABC Airlines. There was delay in arrival of baggage of Ramesh. There after baggage was opened by Ramesh in presence of airline authorities and they were found to be tampered with and jewellery box was missing. Thus he suffered loss.

- i) What is the remedy available to Ramesh? Why?
- ii) is ABC Airlines Liable? Why?