

No. of Printed Pages : 05

BCL 207

Following Paper ID and Roll No. to be filled in you Answer Book.

**PAPER ID : 9314**

Roll  
No.

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**Int LLB Examination 2015-2016**

**(Second Semester)**

**LAW OF TORT INCLUDING MVA**

**Time : 3 Hours]**

**[Maximum Marks : 100**

- Note :**
- (i) The question paper contains three sections A, B and C.
  - (ii) All sections are compulsory.
  - (iii) Section A carries 20 marks, Section B carries 30 marks, Section C carries 50 marks.

**SECTION-A**

1. Fill in the blanks of the following questions: [20x1]
- (a) Maxim Res ipsa loquitor is related to.....
  - (b) Nuisance is a continuing.....

**[P.T.O.]**

- (c) Kinds of nuisance is .....
- (d) Libel defamation means.....
- (e) A tort is an infringement of right in .....
- (f) A landmark case Nichals vs. Marshland is related to .....
- (g) Vicarious liability is applicable to .....
- (h) Battery is an offence under Section ..... of the Indian Penal Code, 1860.
- (i) Tort is derived from the Latin word .....
- (j) Latin word tortum means .....
- (k) Tort is a civil wrong, is given by .....
- (l) Unliquidated damages means ..... by the Court.
- (m) The rule of strict liability laid down in .....
- (n) Smith vs. Baker case is related to .....

- (o) 'Vis major means .....
- (p) Wrongs are of two types .....
- (q) Ubi jus ..... remedium.
- (r) Motive is not an essential element in .....
- (s) Ryland vs. Fletcher case is related to .....
- (t) Kinds of Defamation is .....

### SECTION-B

**Note :** Answer any three questions out of five questions.

[3x10]

2. What do you understand by Tort? Explain the essential elements of Tort.
3. Briefly distinguish between Tort and Crime.
4. Explain the distinction between "Damnum Sine Injuria and Injuria sine Damnum".

[P.T.O.]

5. Discuss the mental elements in Tort.
6. What is importance of Intention in Law of Tort?

**SECTION-C**

**Note :** All questions are compulsory. Each question has internal choices. [5x10]

7. What do you understand by 'Inevitable Accident'? Distinguish it from the Act of God.

OR

Elucidate the maxim "volenti non fit Injuria".

8. Discuss the principle of vicarious liability. What is the fortification for such a liability? Discuss.

OR

How does vicarious liability in Tort arise?

9. Define and explain the concept of Negligence with the help of case laws.

OR

Discuss the rule of “Res ipsa loquitur” with case laws.

10. What do you understand by the term ‘Defamation’? Explain its various forms.

OR

Discuss fully the essential elements of tort of Defamation.

11. Write a short note on third party risk.

OR

Who is liable for nuisance and who can sue for nuisance?

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