

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

PAPER ID : 9113

Roll
No.

--	--	--	--	--	--	--	--	--	--

BBA LLB Examination 2012-2013

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 the sections are compulsory.
- (iii) Section **A** carries **20** marks, section **B** carries **30** marks and section **C** carries **50** marks.

SECTION-A

1. Fill in the blanks using appropriate words. All parts of question are compulsory.
- (a) The term 'Tort' is the.....equivalent of the English word wrong.
- (b) Tort is derived from the latin word.....
- (c) Latin word tortum means.....
- (d) According to Salmond tort is a.....
- (e) In tort the suit is for recovery of.....damages.

[P. T. O.

- (f) A tort is an infringement of a right..... .
- (g) Vicarious liability is applicable to..... .
- (h) Unliquidated damages means.....by the court.
- (i) Ashbey Vs. White case is related to..... .
- (j) Injuria means infringement of a.....interest of the plaintiff.
- (k) Assault is an offence under section.....of the Indian Penal Code.
- (l) Libel and Slander is the kinds of..... .
- (m) Battery is an offence under section.....of the Indian Penal Code.
- (n) Smith Vs. Baker case is related to..... .
- (o) Nichals Vs. Marshland case is related to..... .
- (p) The rule of contributory negligence was laid down in..... .
- (q) The rule of strict liability laid down in..... .
- (r) Public Nuisance is define under section.....of Indian Penal Code.
- (s) Maxim Res ipsa loquitor is related to..... .
- (t) Nuisance is awrong.

SECTION-B

2. Attempt any **three** :

- (a) (i) Discuss the main elements of tort.
(ii) Define the various definition of tort.
- (b) (i) Define the latin maxim 'Injuria sine Damnum'.
(ii) Explain the maxim 'Damnum sine Injuria'.
- (c) (i) What are the difference between tort and a breach of contract?
(ii) Distinguish between tort and crime.
- (d) (i) What is vicarious liability?
(ii) Define the latin maxim "qui facit per alium facit per se".
- (e) (i) What are the difference between libel and slander?
(ii) Define the wrong of conversion.

SECTION-C

Note:- Attempt any one from each question :

3. (a) What are exceptions to liability in tort? Discuss in this connection *valenti non fit injuria*.

OR

- (b) What is Statutory Authority? Explain with case.

[P. T. O.]

4. (a) Define and explain the concept of negligence.

OR

- (b) Explain and elucidate the latin maxim Res-Ipsa Loquitor.
5. (a) Give the material facts and the principles laid down in Rylands Vs. Fletcher.

OR

- (b) Define Nuisance. Bring out the distinction between Public and Private nuisance.
6. (a) Give the material fact and the principles laid down in Donoghue Vs. Stevenson.

OR

- (b) Discuss the principle of 'standard of care' in negligence with reference to decided cases.
7. (a) Who is liable for nuisance and who can sue for nuisance?

OR

- (b) Write a short note on third party risk.

⌘⌘⌘