

**UNITARY LL.B. (THREE YEAR) DEGREE EXAMINATION  
FEBRUARY 2024**

**First Semester**

UL 1—LAW OF TORTS INCLUDING M.V. ACT AND CONSUMER PROTECTION LAWS

(2023 Admissions—Regular/2018 to 2022 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

**Part A**

*Answer any five questions.  
Each question carries 3 marks.*

1. Write a note on *ex turpi causa non oritur actio*.
2. What do you mean by Distress Damage Feasant ?
3. Discuss the law relating to trespass to movable property.
4. What do you mean by Contributory Negligence ?
5. Discuss the concept of 'Defect' in Consumer Protection Laws.
6. Explain the provisions relating to the liability of the insurer under the MV Act.

(5 × 3 = 15 marks)

**Part B**

*Answer any three questions.  
Each question carries 10 marks.*

7. Mr. 'X' purchased 20 bottles of soft drinks and distributed them to the employees working in his jewellery. After consuming the soft drinks, some of the employees vomited accordingly they were hospitalized. It is found that the bottles of soft drinks contain a preservative chemical more than the prescribed limit and which causes ill health. Whether Mr. X can claim any remedy under the Consumer Law in India—Explain.
8. Mr. Y, is a die-hard fan of football, and Argentina is his favourite team. On the day Argentina won the football world cup, he purchased a large number of firecrackers and used them at night. Having been irritated with the loud noise of firecrackers, his neighbour Mr. Z, decided to file a case under the law of torts—Advise him.
9. Mr. A and Mr. B had a heated argument, and their friends intervened and separated both of them. When Mr. B was walking, A suddenly gave a blow to his leg with a wooden stick from his back. Mr. B was taken to the hospital, and it was found that there was a fracture in the leg. Mr. B wants to claim compensation under the law of torts—Advise him.

**Turn over**

10. Mr. C filed a complaint against Mr. D before a Magistrate Court under NI Act on the basis of a cheque. However, the Magistrate Court acquitted Mr. D. Whether Mr. D can initiate a tortious action against Mr. C ? Explain.

(3 × 10 = 30 marks)

**Part C**

*Answer any two questions.  
Each question carries 15 marks.*

11. Explain the essential conditions for the creation of Vicarious Liability and also discuss the law relating to vicarious liability of the State in India.
12. Discuss the essential ingredient of the tort of Defamation with the help of decided cases.
13. What do you mean by the tort of Negligence and explain whether an action under the tort of negligence can be filed against a legal professional.

(2 × 15 = 30 marks)