



‘समानो मन्त्रः समितिः समानी’

**UNIVERSITY OF NORTH BENGAL**

LL.B. (3 yr.) 1st Semester Examination, 2023

**LAW OF TORTS**

**PAPER CODE: CC03**

Time Allotted: 3 Hours

Full Marks: 100

*The figures in the margin indicate full marks.*

**Answer Question No. 7 and any four questions from the rest**

1. (a) Explain following maxims with relevant case laws: 12  
(i) Injuria Sine Damnum  
(ii) Damnum Sine Injuria.  
(b) Discuss how far Mental Element is relevant to establish tortious liability. 8
2. (a) Critically analyse the concept of remoteness of damage. 8  
(b) Explain the tests to decide the question of remoteness of damage. 12
3. Comparatively analyse the concept of strict and absolute liability with relevant case laws. 20
4. (a) Analyse the essentials of Negligence with relevant case laws. 12  
(b) Explain the concept of assault and battery. 8
5. (a) Enumerate the reasons behind the enactment of Consumer Protection (Amendment) Act, 2019. 8  
(b) Who can file complaint under Consumer Protection Act? 4  
(c) Explain Constitutional obligation of state to protect Consumer's interest. 8
6. (a) Discuss the key features of Motor Vehicle (Amendment) Act, 2019. 10  
(b) Comparative analysis of the provision relating to penalty for violation of the provisions of Motor Vehicle Act, 1988 and 2019. 10
7. Short notes: (Any four) 5×4 = 20  
(a) Tortious liability of husband and wife  
(b) Essentials of defamation  
(c) Inevitable accident as a defence  
(d) Doctrine of Common Employment  
(e) Nervous shock  
(f) Medical Negligence.

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