

2023**LAW****Law of Torts (including MV Accident
and Consumers Protection Laws)****Paper - 105****(NEW SYLLABUS)**

Full Marks : 80

Time : 3 Hours

*The figures in the right-hand margin indicate marks.**Candidates are required to give answers in their own
words as far as practicable.***Answer question no. 1 and any five from the rest.**1. Answer any ten questions : $2 \times 10 = 20$

- a) Who are joint tort-feasors?
- b) Who is Conductor?
- c) What is appropriate laboratory?
- d) Distinguish between Inevitable Accident and Act of God.
- e) Distinguish between damage and damages.
- f) Who is minor?
- g) 'Necessity knows no law'—Explain.
- h) Explain Consumer Dispute.
- i) What is Driving Licence?

[Turn over]

- j) What is Nuisance?
 - k) What is Nervous Shock?
 - l) What do you mean by Malice?
2. Discuss the composition, power and function of the State Commission under the CP Act. 12
 3. What do you mean by strict liability under the law of torts? Discuss with case laws. 12
 4. What do you mean by nuisance? What are its essentials? 12
 5. What is *volenti-nonfit-injuria*? Distinguish it from contributory negligence. 12
 6. What are the necessities of driving licence? What are the responsibilities of the owner of a motor vehicle? 12
 7. Distinguish between servant and independent contractor. Under what circumstance master can be made liable for the wrong of his servant? 12
 8. Distinguish between: 6+6=12
 - a) *Injuria sine damno* and *Damnum sine Injuria*
 - b) Malice in Law and Malice in fact
 9. What are the essentials of false imprisonment? How far knowledge is important factor in false imprisonment? 12