

LLM
SECOND SEMESTER
CONSUMER PROTECTION LAW
LLM - 2.2 CCL-5
(USE OMR SHEET FOR OBJECTIVE PART)

**SET
A**

Duration: 3 hrs.

Full Marks: 70

Time: 30 min.

Marks: 20

(Objective)

1×20=20

Choose the correct answer from the following:

1. Consumer Protection Act is significant to
 - a. Immovable property
 - b. Movable goods
 - c. Particular goods and services
 - d. All goods and services
2. When was Consumer Protection Act enacted?
 - a. August 9th, 2019
 - b. August 7th, 2019
 - c. August 9th, 2018
 - d. August 10th, 2019
3. What is the fiscal jurisdiction of the District Commission?
 - a. Up to 1 crore
 - b. Up to 5 crore
 - c. Up to 10 crore
 - d. None of the above
4. Where can the complaint be filed?
 - a. Civil court
 - b. District court
 - c. District Forum
 - d. State Forum
5. Is an E-Commerce website included in Consumer Protection Act, 2019?
 - a. Yes
 - b. No
 - c. Maybe
 - d. Would be
6. How many rights does a consumer have under the Consumer Protection Act?
 - a. 8
 - b. 6
 - c. 4
 - d. 5
7. When the seller manipulates the price, it is known as-
 - a. Caveat Emptor
 - b. Unfair trade practices
 - c. Restricted trade practices
 - d. None of the above
8. Consider the following statement regarding the World Trade Organization (WTO)
 1. WTO classifies members countries as developing and developed
 2. WTO recognizes least- developed countries (LDCs)
 3. Developing country status in the WTO brings certain rightsWhich of the above statements are correct?
 - a. 1, 2 and 3
 - b. 2 and 3 only
 - c. 1 only
 - d. 2 only

9. ADR mainly refers to dispute resolution which includes -----
- Arbitration
 - Mediation
 - Mini-trials
 - All of the above
10. _____ Act safeguards the interest of the consumers against exploitative practices related to under-weight and under-measure of the goods
- The Agriculture Produce (Grading and Marking) Act, 1937
 - The Standards of Weights and Measures Act, 1976
 - The Essentials Commodities Act, 1955
 - The Prevention of Food Adulteration Act, 1954
11. The Drug and Magic Remedies (Objectionable Advertisement) Rule came into force in the year
- 1954
 - 1955
 - 1956
 - 1957
12. In a contract of sale of goods the seller is under no duty to reveal unflattering truths about the goods sold. This doctrine is called as-
- Doctrine of indoor management
 - Caveat Emptor
 - Unjust enrichment
 - Doctrine of Ultra Vires
13. The term "added substance" refers to a substance that is added with the goal of affecting the nature and quality of food. What is that "added substance" called?
- Food poison
 - Food adulterant
 - Food material
 - Food contaminant
14. Electricity is a _____ (seventh schedule) subject and the Central Government has the authority and the power to make laws on it
- State List
 - Union List
 - Concurrent List
 - All of the above
15. In rescue, or 'Good Samaritan' situation-
- A duty of care will never arise
 - A duty of care will always arise
 - A duty of care will arise only if that patient is known to the doctor
 - Doctors who fail to offer to care in emergency situation could face disciplinary action from the General Medical Council
16. What is the amalgamation and rapid unification between countries identified as?
- Globalization
 - Liberalization
 - Socialization
 - Privatization
17. Which of these organizations emphasises on the liberalization of foreign investment and foreign trade?
- International Monetary Fund
 - World Health Organization
 - World Trade Organization
 - International Labour Organization

18. When goods and services are purchased for use in the production or assembling of products that are sold and supplied to others, it is known as -
- a. Individual Buyer Behaviour
 - b. Business Buyer Behaviour
 - c. Consumer Buyer Behaviour
 - d. Secondary Buyer Behaviour
19. Which of the following initiatives was launched with the motive to create consumer awareness in India?
- a. RBI Kehta Hai
 - b. Swachh Bharat Mission
 - c. Jago Grahak Jago
 - d. Jai Shakti Abhiyan
20. Organized movement by government agencies and citizens towards betterment of buyers as compared to seller is classified as-
- a. Consumerism
 - b. Seller's extrovert sellers
 - c. Environmentalism
 - d. None of the above

(Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

[Answer question no.1 & any four (4) from the rest]

1. Explain the Salient features of the Consumer Protection Act, 2019 ? 10

2. Analyse the importance of the three tier quasi-judicial machinery under Consumer Protection Act for redressal of consumer disputes? Do you agree that the redressal agencies are giving effective Remedy? 6+4=10

3. How does the WTO benefit consumers and state some current issues with WTO? 10

4. How does the Alternative Dispute Resolution (ADR) mechanism facilitate the resolution of Consumer Disputes outside the court? 10

5. Critically analyse the remedies available to consumers under the Consumer Protection Act. 10

6. "In a welfare state it is the duty of the state to conserve the health of the people by preventing food adulteration". Comment on the legislative measures to control adulteration. 10

7. What is medical negligence? What are the remedies available for medical negligence under Consumer Protection Act? Cite case laws. 10

8. What is Lawyers negligence? Are lawyers liable under Consumer Protection Act? Cite case laws. 10

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