

**BA LLB
FIFTH SEMESTER
LAW OF TORTS
BLB – 504**
(USE OMR FOR OBJECTIVE PART)

**SET
A**

Duration: 3 hrs.

Full Marks: 70

Time: 30 min.

(Objective)

Marks: 20

Choose the correct answer from the following:

1 × 20 = 20

1. What is the remedy for the cause of action for torts?
 - a. Liquidated damages
 - b. Unliquidated damage
 - c. Penalty
 - d. Unliquidated damages
2. Appeal against the decision of the National Commission can be made to whom?
 - a. District Consumer Dispute Redressal Forum
 - b. National Consumer Dispute Redressal Commission
 - c. State Consumer Dispute Redressal Commission
 - d. Supreme Court
3. What is true in case of Slander?
 - a. Making false oral statements about another person
 - b. Defaming the other person through writing
 - c. Harming their reputation
 - d. Both a & c
4. Under which section of CPC can an alien enemy sue?
 - a. Section 83
 - b. Section 82
 - c. Section 86
 - d. Section 81
5. Under Congenital Disabilities Act, when can an unborn child claim compensation?
 - a. The newborn has to be alive till 46 hours
 - b. The newborn has to be alive for 24 hours
 - c. The newborn shall not be alive till 48 hours
 - d. None
6. From which latin word has the term Tort been derived?
 - a. Tortum
 - b. Tortuous
 - c. Tortus
 - d. Justerii
7. How many kinds of trespass are there?
 - a. Three
 - b. Two
 - c. Four
 - d. Five
8. To constitute which of the following torts, use of force is necessary?
 - a. Assault
 - b. False Imprisonment
 - c. Battery
 - d. None

9. Under the Consumer Act of 2019, upto what amount can District Consumer Dispute Redressal Commission entertain cases?
 - a. 50 lakhs to 1 crore
 - b. 1 crore to 10 crore
 - c. Above 1 crore
 - d. Upto 1 crore
10. What is the landmark judgement in regards to Damnum Sine injuria?
 - a. Ashby V.White
 - b. Oleum Gas leak case
 - c. Bhim Singh Case
 - d. None
11. What does ubi jus ibiremedium mean?
 - a. There is no wrong without a remedy
 - b. Violation of legal rights
 - c. Every right has a remedy
 - d. Both a & b
12. Who is the chairperson of the District Consumer Protection Council?
 - a. Judicial Magistrate 1st class
 - b. Minister-in-Charge, Consumer Affairs, State Government
 - c. District Collector
 - d. None
13. When did the Motor Vehicles , 1988 come into force?
 - a. 1st September, 1988
 - b. 1st July, 1989
 - c. 1st July, 1988
 - d. 1st October, 1988
14. What is the penalty for not wearing a seat belt while driving under Motor Vehicles Act 2019?
 - a. Rs. 100
 - b. Rs. 1000
 - c. Rs. 500
 - d. Rs. 2000
15. Which section of the Consumer Protection Act, 2019 defines Service?
 - a. Section 2(1)(m)
 - b. Section 2(1)(d)
 - c. Section 242
 - d. Section 2(1)(e)
16. How many members can be nominated by the Central Government to the State Council?
 - a. 15
 - b. 10
 - c. 5
 - d. 20
17. Till what age can the members of District forum hold office?
 - a. 65
 - b. 70
 - c. 67
 - d. 75
18. Who is the present President of the National Consumer Commission?
 - a. Justice Ramesh Sinha
 - b. Justice S.K Kaul
 - c. Justice A.P Sahi
 - d. Justice D.Y Chandrachur
19. Who said that tort is not the breach of trust or contract?
 - a. Salmond
 - b. Austin
 - c. Windfield
 - d. Fraser

20. Tort is a violation of what?

- a. Social rights
- c. Legal rights

- b. Moral rights
- d. Religious rights

-- --- --

(Descriptive)

Time : 2 hrs. 30 min.

Marks : 50

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

1. Define Tort. Discuss the essentials of Law of Tort highlighting case laws. 2+8=10
2. Mention the personal capacity of an unborn child, husband & wife and a convict to sue under law of tort. 10
3. What is defamation? Explain its types. 3+7=10
4. Give a description of the Consumer Redressal Mechanism under Consumer Protection Act. 10
5. Explain Assault and Battery with suitable illustration. 10
6. Who is a Consumer? Mentions the rights and responsibilities of a Consumer 2+8=10
7. Distinguish tort from Crime and Contract. 10
8. Mention the main objectives of the Motor Vehicle Act of 2019. 10

== ** ==