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SARDAR PATEL UNIVERSITY  
B.A. /BCOM/B.B.A.LL.B.(HONORS INTEGRATED)  
(SEMESTER-1) EXAMINATION

2017

09<sup>th</sup> November 2017

10-00 A.M.TO 12-00 P.M.

Law of torts, Consumer Protection Act & MVC Act

UL01CBLH05

TOTAL MARKS: 50

NOTE- FIGURES TO THE RIGHT INDICATE FULL MARKS OF THE QUESTIONS.

Q-1 Answer the following : (Any two)

(10)

1. A clock tower situated in the heart of the city, collapsed causing death of a number of person. The structure was 80 years old whereas its normal life was 40-45 years. The Municipal corporation which was having control of the structure had obviously failed to get the periodical checkup and the necessary repairs done. Who is liable to pay the compensation and why?

2. A threw a lighted squib into a crowd, it fell upon X, X in order to prevent injury to himself threw it further, it fell upon Y and Y in turn did the same thing and if fell on B as a result of Which B lost one of his eye. Who is liable in this case and why?

3. A and B who are members of a shooting party, went to a pheasant shooting Competition. B fired a pheasant during the competition but the shot from his gun glanced off an oak tree resulting to which it injured the A. Is B liable for this& why?

4. The father supplied an airgun to his son aged 15 years. Even after some complaints of mischief caused by the use of the gun, he allowed the gun to remain with the boy who therefore accidentally wounded the passer. Who is liable in this case the father or son& why?

Q2. What is Consumer? Explain the provisions of the Consumer Protection Act Along with its forum in detail. (15)

OR

Q-2 Explain :-

(15)

1. Damnum sine Injuria
2. Injuria sine Damno (Damnum)

(1)

(P.T.O)

Q-3 "In Everyday usage the word negligence denotes mere carelessness." Elaborate Negligence in detail. (15)

OR

Q-3 What is the meaning of rule in Ryland's V Fletcher and why this rule is been considered as a very important rule. Explain the same with its exceptions in detail. (15)

Q-4 Short Note: (Any two) (10)

1. Vicarious liability
2. The Bhopal Gas disaster case
3. Distinguished between tort and contract
4. Principal and Agent

— X —  
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