

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (ACADEMIC LAW)
(FIVE YEARS SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : MAY - 2025
FOURTH/EIGHTH SEMESTER
Sub.: Law of Tort, including Motor Vehical Accident & Consumer Protection Laws
(LW-402/8002)

Date : 08/05/2025	Total Marks : 60	Time: 2.00 pm to 4.30 pm
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Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Answer the following question. (15)

A) What is the role of malice, motive, and intention in tort liability?

OR

B) Explain the general defences or exceptions to Liability in Tort.

Q. 2. Answer the following question. (15)

A) Explain defamation and its essentials with reference to libel, slander, and innuendo and the defences available to it.

OR

B) What are the functions of the State Commission and National Commission under The Consumer Protection Act

Q. 3. Write Short Notes. (any four) (20)

- a) Liability of insurers under Motor Vehicles Act, 1988
- b) Derry v. Peek – Rule in deceit
- c) Strict liability rule
- d) Differentiate between Assault and Battery
- e) Differentiate between Tort and Crime
- f) Vicarious Liability

Q. 4. Answer the following questions. (10)

A) Practical OR Open Ended Question

A patient undergoes surgery, but the surgeon leaves a surgical instrument inside the patient's body. The patient suffers complications and needs another surgery. What legal remedies does the patient have under tort law?

OR

B) A person continuously plays loud music at night, disturbing the sleep of his neighbours. The police refuse to intervene, calling it a minor issue. Can the affected neighbours take legal action for private nuisance?