



Paper : 1:2

LAW OF TORT

(INCLUDING MV ACCIDENT AND CONSUMER PROTECTION LAWS)

Full Marks: 100

Pass Marks: 40

LAW OF TORT (INCLUDING MV ACCIDENT): (50Marks)

Definition & nature of Torts; Foundation of tortious liability; General conditions of liability in Torts; Mental elements in Torts; Personal disabilities or limitations of personal capacity; General exceptions to liability in Torts; Remedies for Torts; Doctrine of remoteness of damages; Vicarious liability; Assault; Battery; False imprisonment; Defamation; Malicious abuse of legal process; Torts relating to movable & immovable property; Negligence; Wrongs of strict & Absolute liability; Nuisance;

Motor Vehicles Act, 1988: Liability without fault for motor vehicle accidents; Motor Accidents claims Tribunals.

LEADING CASES:

1. M/s kasturi Lal Vs State of U.P.; AIR 1965 SC 1039
2. Khagendra Nath Katila Vs Jadab Patgiri; ALR 1976 SC 379
3. Pushpabai Vs Ranjit Ginning & Pressing Co; AIR 1977 SC 1735
4. Saheli Vs Commissioner of Police; (1990) 1 SCC 422
5. Nilabati Behera Vs State of Orissa; AIR 1993 SC 1960

CONSUMER PROTECTION LAWS: (50 Marks)

Consumer Protection Act, 2019: Objects and principles of consumer Protection; Definitions; Consumer Protection Councils; Consumer Disputes Redressal Agencies; Compositions; Jurisdictions; Complaints; Procedures; Findings; Appeals; Transfer of cases; Finality of orders; Limitation period; Enforcement of orders; Dismissal of frivolous or vexatious complaints, Penalties; Consumer Protection Rules; Voluntary Consumer Associations and NGOs.



LEADING CASES:

1. Usha Rani Gupta Vs DESU; (1991) 1 CPU 167
2. L.I.C. of India Vs G.M. Chandabasemma; AIR 1991 SC 392
3. Lucknow Development Authority Vs M.K. Gupta; (1994) 1 SCC 243
4. Indian Medical Association Vs VP Shanta; (1995) 6 SCC 651
5. Spring Meadows Hospital Vs Harjol Ahluwalia; (1998) 4 SCC 39

RECOMMENDED BOOKS:

1. Salmond & Heuston : Law of Torts
2. Ratanlal & Dhirajlal : Law of Torts
3. Ramaswamy Iyer : The Law of Torts
4. MN Shukla Protection : Torts and Consumer
5. PSA Pillai Protection : Law of Tort with Consumer
6. Avtar Singh : Law of Consumer Protection