

Model Questions on Law of Tort
(Short Answer Question)

Q.1 Discuss the essential elements of Tort highlighting the importance of each element.

Q.2 Distinguish between Tort and Crime.

Q.3 Distinguish between Tort and Contract.

Q.4 Discuss the theoretical Foundations of Tortious Liability explaining the basis of liability under the Law of Tort.

Q.5 Make brief comments on any *two* of the following:

- (i) Injuria Sine Damno
- (ii) Damnum Sine Injuria
- (iii) Tort and Crime.

Q.6. Distinguish between trespass to goods and conversion.

(Problem based Questions)

Q.7. Rahul, a schoolboy pulled the Karan's bag in the school corridor. Karan fell down and sustained serious injuries. Later Karan filed a suit for damages against Rahul. Decide the tortious liability of Rahul clearly establishing the essential elements of the tort of Battery. Also discuss the possibility of assault preceding battery in this particular case.

Q.8. The defendant's servants negligently left a horse van unattended in a crowded street. The throwing of stones at the horses by a child, made them bolt and a policeman (plaintiff) was injured in an attempt to stop them with a view to rescuing the woman and children on the road. One of the defences pleaded by the defendant was *volenti non fit injuria*. Decide whether the defendant would succeed in his defense.

Q.9 The defendants were the laundry shop owner who were given a fur coat for cleaning. They gave this coat to their servant, for cleaning. The servant stole the coat instead of cleaning the same. Decide the liability of the Master/Defendant bringing out the essential ingredients of applying the Principle of Vicarious Liability in a given situation.