

International Islamic University Chittagong
Department of Law
Mid-Term Examination, Spring-2024
Program: LL.B. (Hons.) Semester: 1st
Course Title: Law of Torts and Consumer Protection
Course Code: Law-1103

Time: 1.30 Hours

Marks: 30

Answer the following questions. Figures in the margin indicate marks.

1. a) Explain the term 'Tort' along with its classification. What are the constituent elements of a tort?
b) What are the differences between tort and crime?
c) Sami started to make a pool in his own land. But his motive was to harm the coal mine of his neighbor Asif's land which is adjacent to Sami. Can any legal action be taken against Sami? [5+3+2]
2. a) "Legal damage is neither identical with actual damage, nor it is necessarily pecuniary." - Discuss the statement in the light of leading maxims and case references.
b) Mr. X established a school and charge Tk. 1,000/- per year as fees. Another school is set up near his school and competition forces him to reduce the fees to Tk. 500/-. Is there any remedy available for Mr. X? – Clarify. [7+3]
3. a) What do you mean by general defense? Explain the various defenses that may be raised by a defendant against an allegation of tort. Suppose, Sajid was driving a car. Suddenly a paper flew over his car covering the front glasses that made him unable to see and accidentally he injured Rahim who was driving a bicycle. How can Sajid defend himself? [7+3]

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Or,

b) Explain the different types of judicial as well as extra judicial remedies available with respect to a tort. [10]