

**(D 1251 TCL)**

LL.M. (Final) DEGREE EXAMINATION,  
DECEMBER 2007.

Second Year

Torts and Crimes

Paper VII — LAW OF NEGLIGENCE AND DAMAGES

Time : Three hours

Maximum : 100 marks

Answer any FIVE questions.

All questions carry equal marks.

1. Define Negligence. Explain the elements of the cause of action for negligence.
2. What are standards? Explain the principles governing the fixing of standards in the context of a 'reasonable man'.
3. "The defence of Contributory Negligence is not available against the children". Discuss in the light of the decided cases.
4. Explain the nature and scope of Master's liability to third parties.
5. What are Special Damages? Explain the principles governing the award of special damages.
6. "A defendant is liable for all the direct or Immediate consequences of his act". Discuss.
7. Explain the principles relating to award of damages for Non-Pecuniary loss under fast law.
8. Explain the methods of assessment of damages in the cases of future or prospective loss.
9. "The Insurer's liability is not necessarily limited to statutory liability fixed under the Motor Vehicles Act 1988". Discuss.
10. Write short notes on any TWO of the following :
  - (a) Motor Accidents Claims Tribunal.
  - (b) Risk theory.
  - (c) Mitigation of Damages.
  - (d) Neighbour rule.

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Paper VIII — CRIMINOLOGY AND PENOLOGY

Time : Three hours

Maximum : 100 marks

Answer any FIVE questions.

11. The popular conception that criminality is attached more to urban than rural areas – Discuss.
12. Define the term 'organised crime', elaborate smuggling and traffic in narcotics.
13. Discuss the Sutherland's differential association theory.
14. Examine the effect of environment, Home and Community influences on Juvenile criminality.
15. What are the various powers and duties of the police officers as per cr.p.c. and Indian constitution?
16. What are the statutory and constitutional provisions relating to law of arrest (recent cases)?
17. Discuss the various kinds of punishments under criminal law.
18. Examine the merits and demerits of existing open prison system.
19. What is the role of psychiatrists and social workers in the prison administration?
20. Write short notes on any TWO of the following :
  - (a) Parole.
  - (b) Capital punishment.
  - (c) Young offenders.
  - (d) Female criminality.