

LAW OF TORTS

COURSE OUTLINE

NUMBER OF WEEKS - 15

Module 1: Torts – An Introduction [TWO WEEKS]

- Definition of Tort
- Distinction of Tort from other Branches of Law
- Objectives of Tort Law
- Interests protected by the Law of Torts
- Common Elements of Wrongdoing – Act, Omission, Malice, Motive, Intention, Recklessness etc.
- Legal Principles – Injuria Sine Damno, Damnum Sine Injuria, Ubi Jus Ibi Remedium

Module 2: Justifications of Tort – General Defenses [THREE WEEKS]

- Volenti Non Fit Injuria
- Plaintiff the Wrongdoer
- Inevitable Accident
- Act of God
- Private Defense
- Mistake
- Necessity
- Statutory Authority
- Act of State

Module 3: Liability under Tort - [THREE WEEKS]

- Fault Liability
- Strict Liability
- Absolute Liability & Toxic Torts
- Vicarious Liability
- State Liability & Constitutional Torts

Module 4: Specific Torts - Trespass, Nuisance and Negligence [FOUR WEEKS]

- Trespass–
 1. Trespass To Person -Assault, Battery and False Imprisonment
 2. Trespass to Land
 3. Trespass to Goods

- Nuisance – Public and Private
- Negligence – 1. Basic Principles – Duty of Care and Breach of Duty
 2. Damage – Causation and Remoteness
 3. Professional Negligence
 4. Psychiatric Injury

Module 5: Dignitary Torts - [TWO WEEKS]

- Defamation– Basic Principles and Defenses
- Breach of Confidence
- Privacy

Module 6: Remedies under Tort Law - [ONE WEEK]

- Damages
- Injunction
- Specific Restitution of Property

BASIC TEXTS

1. Winfield and Jolowicz on Tort.
2. John Murphy, Street on Torts.
3. Ratanlal and Dhirajlal, The Law of Torts.

ADDITIONAL READINGS - TEXTS

1. R.W.M. Dias and B.S. Markesinis, Tort Law
2. Clark and Lindsell on Torts
3. Vivienne Harpwood, Modern Tort Law
4. Tony Weir, A Casebook on Tort
5. Lunney and Oliphant, Tort Law, Cases and Materials
6. Jason W. Neyers et al, Emerging Issues in Tort Law

[Articles are given in Study Material and will be circulated from time to time in Class]