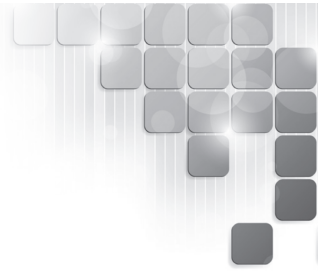


Preface



The law of torts is a field of law that applies and regulate our day to day affairs. It guides us not only to our duties, like; the duty to take carebut also to the dutiful omissions, like; not to trespass. Law of tort as any other law, is a rule of human conduct accepted by the society and enforced by the State for the betterment of human life but it is the applicability that makes the law of tort distinct. It was only this significance of the law of torts and its multi-faceted character that triggered the idea of writing this book. Since its inception, the idea turned out to be an opportunity to bring all the elements of torts in the realm of one book. The concept of writing such book is more delightful, when it includes a blend of creativity in the form of the examples and illustrations borrowed from the day to day life and conventional knowledge procured from the primary and secondary sources of information including ever changing judicial approaches and pronouncement.

The book “Law of Torts” is an endeavour to ensemble all the relevant provisions related to the law of torts in 14 chapters each chapter highlighting a distinct aspect of torts.

The book primarily focuses upon the basis of the law of torts, its nature and definition, through discussing all the elements of the torts in detail and distinguishing it from crime, breach of contracts etc. Another basic element relating to the capacity of a person and the related provisions thereto, in the law of torts is discussed in the beginning with detail along with the various types of liabilities in torts specifically the rules of the Liability vis-à-vis Strict Liability and Absolute Liability, their evolution and applicability with special reference to India. Vicarious Liability is also explained in the terms of the relationship wherein this liability arises.

To strengthen the general understanding of the law the defences available in Torts are also discussed in the initial part of the book.

This basic understanding of the law of torts is augmented with the help of the later part of the book that focuses upon the specific torts like trespass, defamation, negligence and nuisance etc. and the defences and remedies available for each one of them specifically. An insight into all the possible remedies available is also provided afterward.

In the proceeding parts the book expounds two of the specific legislation namely the Motor Vehicles Act, 1988 and the Consumer Protection Act, 1986 and their relevance in the law of torts. The recent bills and highlights the amendments proposed in these legislations are also discussed.

Over all the book is a scripture which is crafted passionately, with extensive research and years of hard work. The book defines all the dimensions of the law of torts in a simple manner, meticulously encompassing all the intricacies involved. The questions provided in the end of each chapter give an opportunity to self-analyse and verify the progress making sure that no dimension of a tort remains untouched.

DR. SHIVANI VERMA