Principles of Delictual Liability in Native Law

1. The nature of a delict

2. Historical
   1. Delictual liability in Roman law in general
   2. Delictual liability in Native laws as dealt with by or in
      (a) Encyclopaedia of Indian Monographs
      (b) Commonwealth Reports
      (c) Laws Reform Act 1930

3. Delictual liability regarding injuries causing personal loss.
   1. Act or Brand of Circumstances
   2. Act of Commission
   3. Negligence of the Act
   4. Wrongful Intent
   5. Negligence
   6. Breach of Duty
   7. Lack of Duty
   8. Failure of Negligence
   9. Red Forum

4. Principle of liability regarding injuries with causing personal loss.
   1. Apportionment of the Loss; Security of Reputation
   2. Act of Commission
   3. Wrongful Act
   4. Amnesia i.e., amnesia
   5. Act or Brand of Circumstances; Obliques

5. General Defence
   1. Negligence of the Plaintiff; Contributory Negligence
   2. Negligence of a Third Party
   3. Volenti non fit injuria
   4. Non-negligence
   5. Statute Authority

6. Proviso to Relief:
   1. The Claim by the Public Fund
   2. Unauthorized Act
   3. Kandhe 1/2 दृष्टि of Kandhe — (a) male, (b) female, (c) Indian (d) married
   4. " + भूज्य
   5. Principal i.e., Agent
   6. Partner
   7. Manor of Service — Cause of Employment
   8. Joint Worry done
Remedies for Suits

1. Civil Remedies
   a. Judicial Remedies

2. Criminal Remedies

3. Personal Remedies
   a. The Remedy of Action

4. Punitive Remedies

5. Specific Remedies
   a. Civil Remedies
   b. Criminal Remedies

Specific Wrongs

1. Wrongs Against the Person
   a. Death; Wound; Bodily Harm; (false imprisonment)

2. Wrongs Against Intimacy, the Marriage Relationship
   a. Seduction
   b. Adultery
   c. Antenuptial Settlement
   d. Harboring

3. Wrongs Against Reputation
   a. Defamation: Defamation of Truth; Defamation of Character; Revocation of a Deemed Person; Annulment
   b. Publication of Defamatory Statements: Libelous Artillery: Libelous Unpublished: Fair Comment
   c. Misdemeanor: Offense

4. Liability for Mis-Representing Statements
   a. Fraudulent False Representation: Accept
   b. Process: Falsehood
   c. Falsehood
   d. Liability for Misleading Statements

5. Wrongs Against Property
   a. Trespass: Nuisance: Disturbance of Possession: The Emperor's Property

6. Liability for Damage of Property
   a. Damage to Buildings: Mortal: Amend

7. Nature of Legal Procedure
   a. Malicious Prosecution; Malicious Proceedings; Maintenance

8. Interfaces with Contractual or Business Relations
   a. Agreement of Breach of Contract: Arbitration with Trade: Agreement

The legal status of an individual in Native law depends upon a number of factors. Among these may be mentioned:

1. Age. The age of an individual played an important part in determining his rights and duties. The rights and duties of an adult differed from those of an infant or of an adolescent. As individual in his life passed through different stages and
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Studied

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M. C. Kriel
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NATURE OF DELICT

1. A legal wrong is a breach of the law for which some action may be taken against the offender.
2. Legal wrongs may be of three kinds:
   (a) Crimes — wrongs against the community — violations of laws intended primarily for the protection of the community as a whole.
   (b) Offences — wrongs against the individual — violations of laws intended primarily for the protection of the rights of individuals as distinct from the community.
3. Civil wrongs may themselves be divided into...