

Subject Index

- Absolute privilege, 48
- Actionable wrongs, 3
- Apology, 114
- Causes of action,
 - for defamation, 72
 - survival of 136
- Caution, 96
- Censure, by lawful authority, 88
- Comments,
 - on merit of a case, 86
 - on merit of public performance, 87
- Criminal liability for defamation,
 - exception to, 77
 - retention of, 78
- Damage, figures of, 115
- Defamation,
 - as an offence, 74
 - civil liability for, 4
 - common law of, 5
 - concept of, 12
 - criminal and civil remedy for, 115
 - defences of, 13, 36
 - definition of, 74
 - law of, 1
 - liability for, 26
 - punishment for, 98
 - remedies in civil proceedings for, 64
- Defamation Act, U.K., 99
- Defamation actions,
 - evidence in, 70
 - forum for, 67
 - limitation period for, 68
 - pleadings in, 68
 - procedure for, 67
- Defamation and privacy, 18
- Defamatory matters,
 - repetition of, 13
 - sellers of, 107
- Defamatory statement, 4
- Defences, 128
- Editor,
 - good faith of, 103
 - liability of, 105
 - special responsibility of, 102
- Editorial good faith, 84
- Fair comment,
 - defence of, 41
 - principle relating to, 42
- Faulks Committee,
 - recommendations of, regarding joint liability, 28
- Freedom of expression, 1
- Freedom of speech, restrictions on, 3
- Good faith, concept of, 76
- Honest belief in truth,
 - as a defence, 61
 - Report of *Justice* on, 61
- Honesty of purpose, 92
- Imputation on the character of another person, 91
- Individual and society, conflict between, 1
- Innocent dissemination, 29
- Joint responsibility,
 - existing position of, 27
 - Second Press Commission on, 27
- Journalist,
 - duty to comment, 9
 - freedom of the, 8
- Knowledge, plea of want of the, 107
- Libel, 15
- Libel and slander, 3
- Libel and slander, abolition of distinction between, 16
- Libel in a newspaper, 27
- Malice,
 - principles relating to, 59
 - proof of, 59
- Multiple publication, 32
- Newspapers,
 - civil liability of, for defamation, 111
 - court's attitude towards, 95
 - defences available to, 111
 - position of, 111
 - position of, under 9th exception to s. 499, 95
 - privileges of, 55
- Newspapers and criminal law of defamation, 102
- Newspapers and fair comment, 102
- Newspapers *vis-a-vis* law of defamation, 94
- Official statement, 53
- Owners of newspapers, criminal liability of, 31
- Parliament, privileges of, 3
- Parliamentary proceeding, 76

- Parliamentary proceedings,
 - in England, 49
 - in India, 49
 - publication of, by private agencies, 50
- Porter Committee, 6
- Press,
 - position of the, 8, 103
 - privileges of the, 103
- Press Council, recommendations of,
 - on law of defamation, 127
- Printer, liability of, 106
- Privacy,
 - concept of, 18
 - history of, in England, 19
- Privacy *vis-a-vis* free speech, 20
- Private facts, disclosure of, 20
- Privilege, categories of, 48
- Proceedings of a court, true report of, 85
- Production of newspaper, person engaged in, 104
- Proof, burden and quantum of, 93
- Public good, 37, 80
- Public interest and private interest,
 - balance between, 6
- Public question, fair comment on, 83
- Public servant, opinion respecting conduct of, 81
- Publication,
 - jurisdiction and question of, 109
 - meaning of, 24
- Punishment,
 - quantum of, 108
 - for defamation, 136
- Qualified privilege, categories of, 57
- Reputation,
 - harming the, 73
 - right of an individual to, 4
 - value of, 73
- Re-publication, 106
- Right of reasoning public, 2
- Right of reply, 65
- Right under 19th century constitution, 2
- Section 499, I.P.C., 74
- Spouses, statement of one,
 - to another, 25
- Slander,
 - actionability of, 17
 - case law on, 117
- Tort of defamation,
 - law relating to, 3
 - principal ingredients of, 12
- Truth,
 - defence of, 36
 - Second Press Commission on, 38
- Uniform def. mation law of Australia, 99
- United Kingdom, development in,
 - regarding law of defamation, 99
- Unintentional def. mation, 34