

HONS. 04/03/19

B.A. LL.B., (Hons.) DEGREE FOURTH SEMESTER EXAMINATIONS, MAY 2019

LAW OF SPECIAL CONTRACTS

Time: 3 Hours

Maximum Marks: 50

PART A

Answer ANY FIVE Questions

1. Define indemnity. Explain the obligations of an indemnifier.
2. Explain the obligations of a principal towards his agent.
3. What is a bill of exchange? Explain its distinguishing features.
4. What is a contract of guarantee? Explain the fulfilment of consideration between the parties in a contract of guarantee.
5. Explain the duties of a seller in a contract for sale of goods.
6. Define and explain the concept of ratification of contracts.
7. Define and distinguish between inland and foreign negotiable instruments.

(4 X 5 = 20 marks)

PART B

Answer ANY TWO Questions

1. Saif, a scrap merchant, finds an undated signed cheque leaf made to order for rupees ten thousand, from among the old newspapers he collected during the course of the day. He fills up the date and pays his dues using this cheque. Dilip who eventually receives it in course of his business tries to encash it and is told by the bank that payment is withheld as per instructions from the account holder. Is Dilip entitled to any relief in this situation? Explain giving reasons.
2. The car hired by Ajay from his friend Alex to go on a pilgrimage breaks down on the way and Ajay is forced to hire another at extra expense to continue his journey. Is Alex liable to pay the extra expense incurred by Ajay for hiring the second car? Explain giving reasons.
3. Janet, who is fourteen years of age, is a minor beneficiary in a partnership started by her father as a founding partner. She does not want to have anything to do with her father's business after she becomes a major. Advise.

(6 X 2 = 12 marks)

PART C

Answer ANY TWO Questions

1. What is a partnership? Explain the implied authority of partners in a partnership.
2. Explain passing of property and risk under the law on sale of goods in India?
3. Distinguish between sub agency and substituted agency. Explain the instances where agents have personal liability.

(9 X 2 = 18 marks)
