

HONS. 04/024/19

**FOURTH SEMESTER B.A., LL.B. (HONS.) EXAMINATIONS(Supplementary), MAY, 2019
LAW OF SPECIAL CONTRACTS**

Time: 3 Hours

Maximum Marks: 50

PART A

Answer ANY FIVE Questions

1. Define bailment. Explain the obligations of a bailor towards the bailee.
2. Define agency. Explain the requirements for creating a valid agency.
3. What is a promissory note? Explain its distinguishing features.
4. What is a contract of indemnity? Examine whether an insurance contract is a contract of indemnity?
5. What is a condition? What are the conditions implied by law in the case of a sale of goods?
6. What is a continuing guarantee? Explain the consequences of dissolution of a firm on the continuing guarantees issued by it.
7. What is a pledge? Explain the right of redemption.

(4 X 5 = 20 marks)

PART B

Answer ANY TWO Questions

1. The gift cheque given by Alan to his friend on his birthday is returned unhonoured by the bank citing deficiency of funds in the account. Is Alan liable under the Negotiable Instruments Act to honour the cheque if his friend issues a notice to him demanding payment?
2. The flour entrusted with Alex, a mercantile agent, is pawned by him. Is the pledge valid as against the claim of its real owner?
3. Ali gave possession of some jewels to Jamal to sell by auction. Jamal tries to sell them by auction but is forced to cancel the conduct of the auction and has to pay damages to Mustafa who establishes his ownership over the goods through proceedings in a court of law. Jamal sues Ali for indemnification of the amount he had to pay Mustafa and for damage to his reputation as an owner. Decide.

(6 X 2 = 12 marks)

PART C

Answer ANY TWO Questions

1. What is a partnership? What are the implied rights of a partner? Explain the liability of partners in a partnership.
2. Who is an unpaid seller? Explain the rights of an unpaid seller?
3. What is a guarantee? What are the rights and liabilities of a surety against the creditor and the principal debtor?

(9 X 2 = 18 marks)
