FACULTY OF LAW

LL.B. (3 YDC) & LL.B. (Honours) (3 YDC) I – Year II – Semester Examination, August / September 2016

Subject: LAW
Paper – I
Law of Contract – II

Time: 3 Hours

Max.Marks: 80

PART – A (5x6 = 30 Marks)
Note: Write short notes on any Five of the following.

1 Rights of indemnity holder
2 Essentials of guarantee
3 Bailment
4 Substituted agent
5 Coveat emptor
6 Effect of non-registration of a firm
7 Bailee's lien
8 Rights of unpaid seller

PART – B (2x15 = 30 Marks)
Answer any Two of the following.

9 Under what circumstances will a surety be discharged of his liability?

10 Define pledge. What are the respective rights and duties of pawnor and Pawnee?

11 Examine the rules relating to transfer of ownership in sale of goods. When does the ownership of unascertained goods pass to the buyer?

12 Describe the rights and obligations of a partner after dissolution of a partnership.

PART – C (2x10 = 20 Marks)
Answer any Two of the following.

13 An advocate gave his costly coat for dry cleaning to 'M/s Quick Washer'. The receipt given by Quick Washer contains conditions. One of the conditions is that Quick Washer will not be liable for any damage in dry cleaning. The coat is damaged in dry cleaning. Can the advocate recover damages?

14 'B' rents out his house to 'A' and the contract is terminable on three months' notice. 'C' without the authority of B gives notice of termination to A. B ratifies the notice and files a suit for eviction. Is B entitled to get decree?

15 'P' purchased a car from 'S' and used it for some time. Later P knows that the car was a stolen one and had to return to the rightful owner. P decided to file a case for the return of the price. Will 'P' succeed?

16 X, Y and Z are partners in a firm. 'Z' without the knowledge of X and Y obtains for his own sole benefit a lease of the flat in which partnership business is carried on. Are X and Y entitled to participate in the benefit of the lease?