

2015

LAW

(Contract - II)

Paper No. 3:3

Full Marks : 100

Pass Marks : 40

Time : 3 hours

*The figures in the margin indicate full marks
for the questions*

Answer question no. 1 and any five questions from the rest.

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| 1. | Write notes on the followings- | 10+10 |
| | a) Modes of termination of an agency | |
| | b) Rights of an unpaid seller against the goods | |
| 2. | Distinguish between: | 8+8 |
| | a) Sale and agreement to sell | |
| | b) Condition and warranty | |
| 3. | a) Discuss the essential elements of sale under the Sale of Goods Act, 1930. | 8 |
| | b) What is rule of caveat emptor and the exceptions to the rule? | 8 |
| 4. | a) What are the different ways of creating an agency? | 8 |
| | b) Discuss the different kinds of agent. | 8 |

(Please turn over)

5. Enumerate the duties and rights of an agent. 16
6. What is ratification? What are the conditions to be fulfilled for a valid ratification? What are the effects of ratification? 16
7. Sale of Goods Act, 1930, implies certain conditions and warranties in a contract of sale. Discuss those implied conditions and warranties. 16
8. Explain the mutual rights, duties and liabilities of partners under the Partnership Act, 1932. 16
9. Discuss the different modes of dissolution of a partnership firm and the consequences of the dissolution. 16
10. State the facts and principles of law laid down in –
Firm Pratap Chand vs Firm Kotrike,
AIR 1975 SC 1223 16
