

2019

LAW

(Contract - II)

Paper No. 3:3

DIMAPUR LIBRARY
Hill View Colony
Dimapur : Nagaland

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.

1. Write notes on **any four** the following: **4x5**
 - a) Mercantile Agent
 - b) Liability by “holding out”
 - c) Warranty
 - d) Voidable Contract
 - e) Sale by Sample
 - f) Termination of agency

2. Who is an Agent? How is agency created? What are the different kinds of Agent? **5+5+6**

3. Write the difference of:- **8+8**
 - a) Sale and Hire-purchase Agreement

(Please turn over)

- b) Partnership at will and Particular partnership
4. Who is a minor? What are his rights and liabilities when admitted to benefits of a partnership? What are the effects when he elects to be or not to be a partner after he attains majority? 4+6+6
5. What is dissolution of a firm? Discuss the different ways of dissolution of a partnership firm. 4+12
6. Write the difference of:- 8+8
- a) Consequences of non-registration of a firm
- b) Rights of Partners after dissolution
7. What are the various remedies available against the defaulting party in a contract of sale of goods? 16
8. Write notes on:- 8+8
- a) Delivery of wrong quantity
- b) Exception to the rule "*Nemo dat quod non habet*".
9. What is Agent of Necessity? Can a wife be an Agent of Necessity of her husband? What are the conditions that must be satisfied? 4+12
10. State the facts of the case and the principles of law laid down in the case of –

Firm Pratap Chand

vs

Firm, Kotrike;

AIR 1975 SC 1223

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