

2020**LAW****(Contract - II)**

Paper No. 3:3 (OLD COURSE)

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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**
- Anticipatory breach of Contract
 - Auction sale
 - Ascertained goods
 - Partnership at will
 - Liability by holding out
2. Discuss in detail the rights and liabilities of incoming and outgoing partners. **16**
3. Write the difference of:- **8+8**
- Condition and warranty
 - Partnership and Company

4. Write a detail note on the methods through which the liability of a surety may be discharged. **16**
5. Write note on the following:- **8+8**
- Essential elements of partnership
 - Rule as to acceptance of Delivery
6. Discuss the rule as to the performance of the contract of Sale of goods and enumerate the duties of the buyer and seller in performance of the contract. **8+8**
7. Implied authority of a partner and the statutory restrictions on a partners implied authority. **16**

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8. Write the difference of the following: **8+8**
- Future goods and specific goods
 - Sale and Agreement to sale
9. Discuss the relation of partner to third parties in detail. **16**
10. State the facts of the case and the principles of law laid down in the case of – **16**
- Superintendence Company of India (Pvt.) Ltd.*
vs
Krishnan Murgai;
AIR 1980 SC 1717

★★★

(Please turn over)