

2021**LAW****(Contract - II)**

Paper No. 3:3 (OLD COURSE)

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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| <p>1. Write notes on any four the following: 4x5</p> <p>a) Void contract
b) Delegatus non potest delegare
c) Contract of sale
d) Nemo dat quod non habet
e) Goodwill</p> | <p>5. Describe anticipatory breach of contract? 16</p> <p>6. What are the general duties of partner? 16</p> <p>7. State the rule of law which regulates the modes of realization of personal debts and partnership debts from the property of a partner? 16</p> <p>8. How does the death of a partner affect the partnership? What are the rights and liabilities of surviving partners? 16</p> <p>9. What is meant by merchantable quality? When is a condition as to merchantable quality implied in a contract for the sale of goods? 16</p> |
| <p>2. Explain Agent and principal. 16</p> | <p>10. State the facts and the principles of law laid down in the case of –</p> <p style="text-align: center;"><i>Firm Pratap Chand</i>
vs
<i>Firm, Kotrika;</i>
AIR 1975 SC 1223</p> <p style="text-align: center;">★★★</p> |
| <p>3. Carefully distinguish between a ‘condition’ and a ‘warranty’ and enumerate the circumstance on which condition can be treated as warranty. 16</p> | |
| <p>4. What are the duties of a seller and a buyer? 16</p> | |

(Please turn over)

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