

2016

LAW

(Contract - I)

Paper No. 3:2

Full Marks : 100

Pass Marks : 40

Time : 3 hours

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

Answer questions No. 1 and any five from the rest

1. Write short notes: *(Any four)* 4x5
 - a) Coercion
 - b) Contingent Contracts
 - c) Quantum Meruit
 - d) Breach of contract
 - e) Doctrine of frustration
 - f) His representation

2. *"All contracts are agreements but all agreements are not contracts"*. Explain in detail? 16

3. Define Acceptance? Explain the essential of Acceptance. Discuss the Authority laid down by the Apex Court in *Bhagwan Das vs Girdharilal and Company* relating to communication of Acceptance through telephones? 16

(Please turn over)

4. The Indian contract Act deal with "*certain relation resembling those created by contract*". Explain what are those relations resembling those created by Contract under the Contract Act. 16
5. What are the different Modes of Revocation of Proposal? Illustrate your answer. 16
6. Who are the persons not competent to contract? What is the nature of an agreement entered into by a Minor. Discuss the remedies available to the other party in such Agreement? 16
7. Explain the Doctrine of Privity of Contract. Enumerate the exception to the Doctrine and give case laws in support. 16
8. Discuss the provision under Specific Relief Act in the case which specific performance of contract is enforceable and specific performance of part of contract. 16
9. Explain under what circumstances rescission of Contract maybe adjudged or refused? What are the circumstances in which contract can be rescinded where specific performance of contract has been decreed for sale or lease of immovable property and on such rescission? What are the direction that the court can pass? 16
10. Explain the different kind of preventive relief that can be granted by the court under the Specific Relief Act? Under what circumstances can the different preventive relief be granted or refused? 16
