

APRIL 2022

LLB : 3-3/22

**2022**

( 3rd Semester )

LAW

Paper No. : 3:3

( **Special Contract** )

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* from the rest

1. Write short notes on any *four* of the following : 5×4=20
- (a) Mercantile agent
  - (b) Admission of minor to the benefits of partnership
  - (c) Principle of caveat emptor
  - (d) Auction sale
  - (e) Specific goods

( 2 )

2. Who are subagent and substituted agent? Distinguish between subagent and substituted agent. 8+8=16
3. Discuss the essential elements of sale under the Sale of Goods Act, 1930. 16
4. Who is an unpaid seller? Discuss the rights of an unpaid seller against the goods as laid down in the Sale of Goods Act. 4+12=16
5. Distinguish between (any two) : 8+8=16
- (a) Partnership and Joint family
  - (b) Sale and Hire-purchase agreement
  - (c) Sale by description and Sale by sample
6. Write notes on (any two) : 8+8=16
- (a) Consequences of non-registration of a firm
  - (b) Effect of fraud and misrepresentation by agent
  - (c) Exceptions in the General Rule 'Nemo dat quid non habet'
7. What is ratification? What are the essential conditions for valid ratification? 16

8. What is partnership property? Discuss in detail the relation of partner to third parties. 8+8=16
9. What are the rights, duties and liabilities of a partner? 16
10. State the facts of the case and the principles of law laid down in the case of—

*Karsodas Thacker*

vs.

*M/s Saran Engineering*

AIR 1965, SC 1981 16

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