

C 31835

(Pages : 2)

Name.....

Reg. No.....

**SECOND SEMESTER LL.B. (THREE-YEAR-UNITARY) DEGREE
EXAMINATION, NOVEMBER 2017**

CP 07—SPECIAL CONTRACTS

(2015 Admissions)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any five questions.
Each question carries 6 marks.*

1. "The liability of the surety is co-extensive that of a principal debtor". Explain.
2. Discuss the duties of bailor and bailee.
3. Explain the consequences of the non-registration of a partnership firm.
4. Define the term " Goods". What are different kinds of Goods ?
5. Distinguish between Conditions and Warranty.
6. What is "Agency by ratifications and agency by holding out" ?
7. Discuss the nature of a Partnership. How a partnership differs from Joint venture ?
8. What are the rights and liabilities of finder of lost goods ?

(5 × 6 = 30 marks)

Part II

*Answer any two questions.
Each question carries 10 marks.*

1. 'A' is the surety for the debt guaranteed to C' for the amount given to B'. When the debt became payable, C' does not sue for a year ? Is A' discharged under the surety ship ? Give reasons.
2. 'A' purchased a woolen garments from B'. After wearing for about a week A' had some skin diseases due to the excessive presence of chemicals in the garments. A' wants to sue B'. Advise.
3. Ashok lend his car to Ram saying that Ram alone should drive the car. Ram allows his servant to drive the car and caused damage due to accident. Can Ram be held liable for the loss ?

(2 × 10 = 20 marks)

Part III

*Answer any two questions.
Each question carries 12½ marks.*

1. "No one can pass a better title than he himself possess"—Explain with exceptions.
2. What is meant by implied authority of partners ? How a partnership can be dissolved ?
3. Explain the rights, duties and liabilities of agent and Principal in connection with agency transactions.

(2 × 12½ = 25 marks)

**SECOND SEMESTER LL.B. (THREE YEAR) [UNITARY] DEGREE
EXAMINATION, FEBRUARY 2017**

CP 07—SPECIAL CONTRACTS

(2015 Admissions)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any five questions.
Each question carries 6 marks.*

1. What is meant by Contract of Guarantee ? Explain the rights of sureties.
2. Explain the definition of the term "Contract of Sale".
3. Distinguish between Bailment and Pledge.
4. "Notice to an agent is notice to Principal". Explain.
5. Examine the rights of Unpaid Seller.
6. Discuss the concept of Limited Liability Partnership.
7. Explain the implied conditions as to "sale by sample" and "quality or fitness".
8. Examine the provisions under Partnership Act dealing with the registration of a Partnership.

(5 × 6 = 30 marks)

Part II

*Answer any two questions.
Each question carries 10 marks.*

1. A 'was admitted to the Hospital of X'. At the time of admission, the hospital authorities took charge of the ornaments and valuables. These ornaments and valuables were stolen from the hospital. A 'wants to proceed against X'. Will she succeed ? Give reasons.
2. X, Y, and Z enters into a partnership agreement that provides that Z' is not liable for any losses for the first five years. D' files a suit against the partnership firm for the recovery of debt due to him. Is Z' liable to make the debt ? Give reasons.
3. Aswin lend his car to Vypin, which he knew that car has got some mechanical defects. Aswin did not disclose the facts to Vipin. The car met with an accident due to the mechanical defects .Is he liable for the injury to Vipin ? Give reasons.

(2 × 10 = 20 marks)

Turn over

*Answer any two questions.
Each question carries 12½ marks.*

1. What are the different methods of termination of agency ?
2. Explain the rules relating to the passing of property from seller to buyer in a contract of sale.
3. Explain the statement "Surety is a favored debtor".

(2 × 12½ = 25 marks)

C 31835

(Pages : 2)

Name.....

Reg. No.....

**SECOND SEMESTER LL.B. (THREE-YEAR-UNITARY) DEGREE
EXAMINATION, NOVEMBER 2017**

CP 07—SPECIAL CONTRACTS

(2015 Admissions)

Time : Three Hours

Maximum : 75 Marks

Part I

*Answer any five questions.
Each question carries 6 marks.*

1. "The liability of the surety is co-extensive that of a principal debtor". Explain.
2. Discuss the duties of bailor and bailee.
3. Explain the consequences of the non-registration of a partnership firm.
4. Define the term " Goods". What are different kinds of Goods ?
5. Distinguish between Conditions and Warranty.
6. What is "Agency by ratifications and agency by holding out" ?
7. Discuss the nature of a Partnership. How a partnership differs from Joint venture ?
8. What are the rights and liabilities of finder of lost goods ?

(5 × 6 = 30 marks)

Part II

*Answer any two questions.
Each question carries 10 marks.*

1. 'A' is the surety for the debt guaranteed to C' for the amount given to B'. When the debt became payable, C' does not sue for a year ? Is A' discharged under the surety ship ? Give reasons.
2. 'A' purchased a woolen garments from B'. After wearing for about a week A' had some skin diseases due to the excessive presence of chemicals in the garments. A' wants to sue B'. Advise.
3. Ashok lend his car to Ram saying that Ram alone should drive the car. Ram allows his servant to drive the car and caused damage due to accident. Can Ram be held liable for the loss ?

(2 × 10 = 20 marks)

Turn over

Part III

Answer any two questions.

Each question carries 12½ marks.

1. "No one can pass a better title than he himself possess"—Explain with exceptions.
2. What is meant by implied authority of partners ? How a partnership can be dissolved ?
3. Explain the rights, duties and liabilities of agent and Principal in connection with agent's transactions.

(2 × 12½ = 25 marks)

D 44438

(Pages : 2)

Name.....

Reg. No.....

**SECOND SEMESTER LL.B. (THREE YEAR UNITARY) DEGREE
EXAMINATION, APRIL 2018**

CP 07—SPECIAL CONTRACTS

(Syllabus Year 2015)

Time : Three Hours

Maximum : 75 Marks

Part I

Answer any five questions.

Each question carries 6 marks.

1. Define "Bailment". Discuss the divisions of bailment.
2. What is "Contract of Indemnity"? Examine the rights of Indemnifier and Indemnified.
3. Discuss the mode of creation of contract of agency.
4. What is meant by 'Partnership by holding out'?
5. Examine the law relating to passing of risk in a contract of sale goods.
6. What is Right of "lien" and "Stoppage in transit"?
7. Discuss implied authority of partners in a partnership firm.
8. Examine the special features of Limited Liability Partnership Act.

(5 × 6 = 30 marks)

Part II

Answer any two questions.

Each question carries 10 marks.

1. A' is a surety for B' for the amount credited by C'. When B' defaulted to make the payment, C' sues against A' for the recovery of the amount of debt. A' objected that C' had not exhausted his remedies against B', the debtor. Is the objection valid? Give reason.
2. A', B' and C' were partners in a partnership firm. C' dies and thereafter A' and B' continued in the partnership firm. Is C's estate is liable for the creditors of the firm?
3. X' delivers some jewellery items to Y' for modification and polishing the same within fifteen days. Y' accordingly does the act within the stipulated time. But the agreed amount is not paid to Y'. Can Y' retain the possession of the jewellery items? Give reasons.

(2 × 10 = 20 marks)

Turn over

Part III

Answer any two questions.

Each question carries 12½ marks.

1. Explain the doctrine of "Caveat Emptore" with its exceptions.
2. Discuss the law relating to admission of a minor into a partnership firm. State the rights and liabilities of the minor.
3. Examine the doctrine of "*delegatus non-potest delegare*".

(2 × 12½ = 25 marks)

**SECOND SEMESTER LL.B. (3 YEAR—UNITARY) DEGREE EXAMINATION
APRIL 2019**

LL.B.

CP 07—SPECIAL CONTRACTS

Time : Three Hours

Maximum : 75 Marks

Part I*Answer any five questions.**Each question carries 6 marks.*

1. Define Pledge and distinguish between Pledge and Hypothecation.
2. Write a note on Implied Agency.
3. What is C.I.F. contract? State the duties of Buyer and Seller in a C.I.F. contract.
4. What are the essentials of a valid partnership?
5. Examine the necessity of registration of a Firm and bring out the consequences of non-registration.
6. Briefly explain the Agent's duties to the Principal.
7. Write a note on Limited Liability Partnership.
8. What are the methods by which an Agency is terminated by the act of parties?

(5 × 6 = 30 marks)

Part II*Answer any two questions.**Each question carries 10 marks.*

1. A enters the shop of B and says : "if you will supply the goods to C, I will see you paid". Determine the nature of contract and the roles of the parties.
2. Some gold is entrusted with a goldsmith for making some jewellery. He kept the gold in his almirah, locked it and employed a watchman to guard it during the night. But the gold is stolen. Examine the liability of goldsmith.
3. B, at the request of A sells the goods in the possession of A, but which A had no right to dispose of. B does not know this and hand over the proceeds of the sale to A. Afterwards C, the true owner of the goods sues B for the recovery of the value of goods. Advise B.

(2 × 10 = 20 marks)

Part III*Answer any two questions.**Each question carries 12½ marks.*

1. Examine the circumstances under which a Surety is discharged.
2. What is meant by Bailment? Discuss the rights and liabilities of Parties.
3. Explain the implied conditions and warranties annexed to a contract of Sale of Goods.