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**2 SEM LLB 2 CONT 1**

**2008**

(December)

**CONTRACT - I**

Paper : 202

Full Marks - 80

Pass Marks - 32

Time - Three hours

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

1. Answer the following questions within 2/3 lines :  
4×2½=10
  - (a) Give two examples of cases where a contract is enforceable though there is no consideration.
  - (b) Give two examples of exceptions to the rule that a stranger to the contract cannot sue upon it.
  - (c) Who is a lunatic ?
  - (d) Write two remedies of breach of contract.

2. Answer any *four* questions within 150 words :

5×4=20

- (a) Novation
- (b) Quasi contract
- (c) Agreement in restraint of marriage
- (d) Undue influence
- (e) Reciprocal promises
- (f) Anticipatory breach of contract.

3. Answer any *two* questions :

13×2=26

- (a) State the law in restraint of profession, trade or business. Give illustrations.
- (b) What do you understand by performance of a contract ? Under what circumstances a contract need not be performed ?
- (c) State briefly the facts, points for decision and points decided in the following case :

Central Inland Water Transport Corpn. Ltd. .

Vs

Brojo Nath

(AIR 1986, SC 1571)

4. Answer any *two* questions :

12×2=24

- (a) What is Specific Relief ? How did the remedy by way of specific performance originate ?
- (b) What do you understand by Declaratory decree? State the general principle on which a court grants a Declaratory decree.
- (c) Distinguish between Rescission and Cancellation of an instrument.

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