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2011

(July)

LAW OF CONTRACT - II

Paper : 203

(New Course)

Full Marks – 80

Pass Marks – 32

Time – Three hours

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

1. (a) What do you understand by goodwill of a firm ?
- (b) What are the provisions in the Indian Partnership Act regarding the goodwill of a firm after dissolution. 8+8=16
2. Explain the doctrine of Caveat Emptor in the light of the provisions in the Sales of Goods Act along with its scope and limitations. 16

Or

- (a) Discuss the law regarding bailment by way of pledge or pawn.
- (b) Discuss the law relating to the duties of seller as well as buyer of goods. $8+8=16$
3. State the rights, duties and liabilities of bailor and bailee. 16

Or

Describe any *two* of the following : $8 \times 2 = 16$

- (a) Agent and Servant
- (b) Sub-agent and Co-agent
- (c) Agent and Bailee 34
4. (a) When an Agent is personally liable to the Principal ?
- (b) State the liabilities of the Principal for the misrepresentation. $8+8=16$

Or

How will a surety be discharged from the liability in a contract of guarantee ? Give examples of four such modes. $12+4=16$

5. Distinguish between any *two* of the following :
8×2=16

- (a) Dissolution and Reconstruction of a firm
- (b) Sale and Agreement to sale
- (c) Sale and Hire purchase.

Or

Distinguish between any *two* of the following :
8×2=16

- (a) A crossed cheque and an Uncrossed cheque
- (b) Promissory Note and Money Receipt
- (c) A Bill of Exchange and a Cheque.