

Following Paper ID and Roll No. to be filled in your Answer Book.

**PAPER ID : 29114** Roll No. 

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**Int. LLB Examination 2015 - 2016**

**(Second Semester)**

**LAW OF CONTRACT II**

*Time : 3 Hours]*

*[Maximum Marks : 60*

**Note :-** Attempt all questions.

**SECTION - A**

1. Attempt all parts of the following : 8×1=8
- (a) Continuing Gaurantee
  - (b) Pledge
  - (c) Ratification
  - (d) Distinguish between agent and servant.
  - (e) Nemo quad non habet
  - (f) Right of lien
  - (g) Sleeping partner
  - (h) Limited liability partnership

*[ P. T. O.*

**SECTION - B**

2. Attempt any two parts of the following :  $2 \times 6 = 12$
- (a) Define 'Contract of Indemnity'. What are the essentials and legal rules for valid contract of indemnity?
  - (b) Define 'Agency'. Explain the various modes of creation of agency.
  - (c) What do you mean by conditions and warranty? Distinguish between condition and warranty. When can a breach of condition be regarded as a breach of warranty?
  - (d) What do you mean by partnership? Discuss its essential elements and distinguish it from co-ownership?

**SECTION - C**

**Note :-** Attempt all questions. Attempt any two parts from each question.  $5 \times 8 = 40$

3. (a) What is bailment? Discuss the rights and duties of bailee.
- (b) Define pledge. What rights does a pawnee enjoy under the Indian Contract Act?
- (c) Define 'Contract of Guarantee'. What are the rights of surety against co-surety?
4. (a) Explain the right and duties of an agent against his principal.
- (b) What are the different modes of termination of agency? Explain.
- (c) What is ratification? Discuss the essential conditions of valid ratification refer to relevant case laws.
5. (a) Define 'unpaid seller'. Explain all aspects of the unpaid seller's right of lien against the goods.
- (b) What are the remedies available to the seller against the buyer where there is breach of contract of sale.
- (c) What do you understand by the 'Doctrine of Caveat Emptor'? Explain.

*[ P. T. O. ]*

6. (a) Define 'Holding out partner.' When a person can be held liable as such a partner? What is the basis of such liability?
- (b) Explain the procedure of registration of firm. What are the consequences of non-registration?
- (c) Describe briefly the right and duties of incoming and outgoing partners.

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