

## **CONTRACT – II**

### **OLD BATCH**

**JUNE/JULY 2017**

1. Define contract of indemnity. Explain the rights of indemnity holder.
2. What is meant by pledge? Who can make a valid pledge?
3. Who is an agent? Explain the duties of an agent towards principal?
4. Define contract of sale. Explain the distinction between sale and agreement to sell.
5. Who is an unpaid seller? What are his rights under Sale of Goods Act?
6. Explain the position of minor partner in the partnership firm.
7. Define partnership. Discuss the essential elements of partnership.
8. Write short notes on any two of the following:
  - (a) Duties of Bailee.
  - (b) Rights of the surety.
  - (c) Agency by Ratification.
9. Solve any two of the following problems.
  - (a) A, B and C are sureties to 'D' for the sum of sure of Rupees 9,000/- lent to 'E', 'E' makes default in payment. Discuss the liability of A, B and C as sureties.
  - (b) 'A' directs 'B' as his solicitor to sell estate by auction and to employ an auctioneer for that purposes. 'B' names 'C' as auctioneer to conduct the sale. State whether 'C' is a sub-agent or substituted agent.
  - (c) 'A' hires a motor car of 'B'. The motor car is unsafe and 'B' is not aware of it. "A" is injured while using the motor car of 'B'. Is 'B' responsible for the injury to 'A'?

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**CONTRACT – II**

**NEW BATCH**

**JUNE/JULY 2017**

1. Define contract of guarantee and discuss the distinctions between contract of guarantee and indemnity.
2. What is Bailment? Explain its important features with decided cases.
3. Discuss unpaid seller's right of lien. How does it differ from the right to stoppage in transit?
4. What is agency by ratification? Explain its essentials.
5. Define partnership. Explain the Rights and Duties of partners.
6. Explain implied conditions provided under Sale of Goods Act.
7. When can a court order dissolution of a firm?
8. Write short notes on any two of the following:
  - (a) Undisclosed principal.
  - (b) Sub-agent.
  - (c) Rights of finder of lost goods.
9. Solve any two of the following problems.
  - (a) 'X' is an active partner of a firm with 'Y' and 'Z', 'X' retires without giving a public notice. Whether 'X' is liable to the creditor in respect of a loan advanced after his retirement? Decide.
  - (b) 'A' owner of a horse, hands over the horse to his agent 'B' and instructs him not to sell the horse under any circumstances. But his agent 'B' sells the horse to 'C' for Rs. 50,000/- and misappropriates the money. Decide.
  - (c) 'X' holds a lease from 'Y' terminable on 3 month's notice. 'Z' an unauthorized person, gives a notice of termination to 'X'. Can the notice be ratified by 'Y'?

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**CONTRACT – II**

## **DECEMBER 2017**

1. Define contract of guarantee. Explain the rights of surety against co-sureties.
2. Define pledge. Who can pledge?
3. Explain the rights and duties of agent.
4. Explain the different grounds on which a firm is dissolved by the order of a court.
5. Define partnership. Explain the rights of partners.
6. Who is an unpaid seller? Explain the various rights of an unpaid seller.
7. "No one can transfer a better title than he himself has". Discuss the statement.
8. Write short note on any two of the following:
  - (a) Contract of Indemnity.
  - (b) Duties of Bailee.
  - (c) Modes of creation of Agency.
9. Solve any two of the following problems:
  - (a) Ram and Shyam agree to work together as carpenters. According to the agreement Ram shall receive all profits and shall pay Shyam Rs. 8000 per month as wages. Discuss whether Ram and Shyam are partners.
  - (b) Ganesh lends his horse for riding to Vignesh. Ganesh knows that the horse is vicious and unsafe for riding but does not disclose the same to Vignesh. Vignesh rides the horse. Vignesh is thrown and injured. Vignesh files a suit against Ganesh to recover damages. Decide.
  - (c) 'Navin' agrees to supply 100 Tons of Sugar to 'Praveen'. 'Navin' despatches 150 Tons. 'Praveen' refuses to receive sugar that he has supplies excess. Decide.

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