



Reg. No. :

Name :

**Third Semester B.A./B.B.A./B.Com. LL.B. (Five Year Integrated) Degree
Examination, September 2018
Paper – V : SPECIAL CONTRACTS**

Time : 3 Hours

Max. Marks : 80

PART – A

Answer **any five** of the following **not** exceeding **50** words **each**. **Each** question carries **2** marks.

1. Who can be a principal ?
2. What is the purpose of a contract of indemnity ?
3. What is meant by particular lien available to bailee ?
4. When can a mercantile agent make a valid pledge ?
5. What is a pledge ?
6. Who is a sub-agent ?
7. What is meant by bailment of goods ?
8. What is meant by the term 'property' under the Sale of Goods Act ?

(5×2=10 Marks)

PART – B

Answer **any four** of the following **not** exceeding **120** words **each**. **Each** question carries **4** marks.

1. When does an agent have personal liability ?
2. How is a surety discharged of his liability ?
3. Differentiate the burden on the bailer under a bailment for reward and a gratuitous bailment.
4. How is a sale different from an agreement to sell ?
5. Explain the right of an agent for remuneration for work done.
6. Explain the concept of partnership by holding out.

(4×4=16 Marks)



PART - C

Answer **any four** of the following. **Each** question carries **6** marks.

1. Alfa wants a touring car and approaches Z Ltd., an authorised dealer, who advises Alfa about a particular model. Alfa purchases the model and a month later, takes it on a cross country tour. The car breaks down in the middle of the journey and Alfa feels that he was cheated by the dealer. Advice Alfa about his legal rights under the Sale of Goods Act.
2. Sunny, a minor, is asked by Govind to purchase X brand rice from the market. Sunny purchases Y brand rice. Is Govind liable to pay for the rice purchased contrary to his directions ? Explain.
3. Rizvi accepts money on behalf of the firm where he is a partner, from Makkar, to pay Makkar's utility bills. Later, Rizvi absconds with the money. Examine the nature of liability of Khalid, who is the other partner in the firm, to Makkar, for the money.
4. The ladder John borrowed from his neighbour for the purpose of plucking mangoes from his yard is found stolen the next day. Is John liable to pay the price of a new ladder to his neighbour ? Explain.
5. Karim orders goods from Manoj in Kollam and wants it to be delivered at Nagercoil. Manoj prepares a bill of exchange payable in his name and sends it to Karim along with the railway receipt for the goods send to Nagercoil. Karim does not accept nor return the bill of exchange but uses the railway receipt to take possession of the goods. Does Karim have a valid title over the goods ? Explain.

(4×6=24 Marks)

PART - D

Answer **any three** of the following. **Each** question carries **10** marks.

1. Explain the rights of an unpaid seller against the goods and against the buyer.
2. Explain the conditions and warranties implied under the Sale of Goods Act.
3. Discuss the limitations on the implied authority of a partner under the Partnership Act.
4. Explain the rights and obligations of a bailee of goods.
5. Explain the law in relation to settlement of accounts on dissolution of a partnership.

(3×10=30 Marks)