

Reg. No. : .....

Name : .....

**Third Semester B.A. LL.B./B.Com. LL.B./B.B.A. LL.B. (Five Year Integrated) Degree Examination, October 2023**

**Paper V : SPECIAL CONTRACTS**

**(2011 – 2019 Admission)**

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. Implied Indemnity.
2. Contract of Guarantee.
3. Rights of Surety against Principal debtor.
4. Duties of Bailee.
5. Essential Elements of Contract of Sale.
6. CIF Contract.
7. Who can appoint an Agent?
8. Tests to determine the existence of Partnership under Act.

**(5 × 2 = 10 Marks)**

P.T.O.

## PART – B

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

1. Discuss the various Rights of the Indemnifier.
2. What are the essential features of a Contract of Guarantee.
3. Discuss the different methods for the revocation of Continuing Guarantee.
4. Explain the various duties of a Bailor.
5. Discuss the distinction between Sale and Agreement to Sell.
6. What are the various Implied Warranties mentioned in the Sale of Goods Act?

(4 × 4 = 16 Marks)

## PART – C

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

1. Reno contracts to build a building for Suhail for a given sum, to be paid by instalments as the work reaches certain stages. Sanjith becomes surety to Suhail for Reno's due performance of the contract. Suhail, without the knowledge of Sanjith, prepays to Reno the last two instalments. What is the effect of this prepayment? – Discuss.
2. Jayaraj delivered a bike to Santhosh for its repair. Santhosh promised it to return on 10<sup>th</sup> March, 2023. However, Santhosh didn't return it on the said day. On 12<sup>th</sup> March 2023, due to a lighting, the bike got damaged. Discuss the liability of Santhosh based on the statutory provisions.
3. Suraj gives authority to Shinu to sell Shinu's land and to pay himself, out of the proceeds. the debts due to him from Suraj. Shinu became insane. Whether Suraj can revoke the authority to sell land – Explain.

4. Mr. X agreed to deliver a tablet of Samsung having the specifications of 4 GB Ram and 64 GB storage. However, he actually delivered a tablet with specification of 3 GB Ram and 32 GB Storage. Whether Mr. X has committed any breach of Sale of Goods Act? Explain.
5. Mr. Z is a minor. He wants to join as a partner in a Partnership Firm. He approaches to you to know about his eligibility to get admitted as a partner and other rights and liabilities after becoming a partner. Advice.

**(4 × 6 = 24 Marks)**

**PART – D**

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

1. What do you mean by Right to Lien? Explain the various situations in which Right to Lien can be claimed under the Indian Contract Act, 1872.
2. Discuss in detail, the various duties of buyers and the rights of sellers as per the Act.
3. Explain, the various duties of an Agent towards his Principal.
4. What do you mean by the dissolution of a firm and the different modes of Dissolution of a Firm? Also explain the rights and liabilities of a partner on dissolution.
5. What do you mean by Pledge? Also explain in detail the rights and duties of pawnor and pawnee.

**(3 × 10 = 30 Marks)**