

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

(2020 Admission Onwards)

Time : 3 Hours

Max. Marks : 80

PART – A

I. Explain any **six** of the following. Each question carries **two** marks. Answer should not exceed **50** words.

1. Unpaid seller.
2. Contract of guarantee.
3. Right to securities.
4. Misapplication by partners and liability of firm.
5. Bailor.
6. Substituted agent.
7. Definition of 'goods' under sale of Goods Act, 1930.
8. Holding out.

(6 × 2 = 12 Marks)

PART – B

II. Explain any **four** of the following. Each question carries **5** marks. Answer should not exceed **150** words.

1. Rights of finder of goods.
2. Indemnity and guarantee.

P.T.O.

3. Agent and bailee.
4. Rules as to delivery.
5. NEMO DAT QUOD NON HABET.
6. Rights and Duties of partners.

(4 × 5 = 20 Marks)

PART – C

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

1. X a minor admitted to the benefits a registered partnership firm named 'Zee Films', with the consent of all the partners. When X attained majority, he no longer wanted to be a partner in the firm. X is not aware of the procedure and consequences if any. Advise X.
2. A holds a lease from B, terminable on three months' notice. C, an unauthorized person, gives notice of termination to A. Whether the notice can be ratified by B, so as to be binding on A?
3. P a hairdresser sold a hair dye to Q. Q, the customer was allergic to certain hair dyes. When Q applied the hair dye to her hair dermatitis were developed. Q sued P for damages for breach of warranty. Decide.
4. A guarantees to C payment for iron to be supplied by him to B to the market price of Rs.2,000 per ton. B and C have privately agreed that B should pay five rupees per ton beyond the market price, such excess to be applied in liquidation of an old debt. This agreement is concealed from A. Decide the liability of A as surety.
5. A employs B to beat C, and agrees to indemnify him against all consequences of the act. B thereupon beats C, and has to pay damages to C for so doing. Whether A is liable to indemnify B for those damages?

(4 × 6 = 24 Marks)

PART – D

- IV. Answer any **two** questions of the following. **Each** question carries **12** marks.
1. Discuss about the different modes of dissolution of a partnership firm and its consequences.
 2. Discuss about the various ways of termination of an agency.
 3. Examine the different circumstances in which a surety is discharged from liability.

(2 × 12 = 24 Marks)

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