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0465314

THREE YEAR L.L.B. DEGREE EXAMINATION — JUNE 2013.

SECOND SEMESTER

Paper- 2.1 : CONTRACTS - II

(Special Contracts)

(Revised Regulations w.e.f. 2009-2010)

Time : 3 hours

Max. Marks : 100

✓ **PART- A (Short Answer questions)**

Write short notes on any SIX of the following

Each question carries 4 marks.

(Marks : $6 \times 4 = 24$)

- ✓ 1. Perpetual injunction.
- ✓ 2. Promissory Note.
- ✓ 3. Condition and Warranty.
- ✓ 4. Goodwill of the firm.
5. Formation of contract.
- ✓ 6. Termination of bailment.
7. Liability of indemnifier.
- ✓ 8. Pledge by Non Owners.
9. Partner by Holding out.

PART - B (Essay Type Questions)

Answer any TWO of the following questions.

Each question carries 18 marks.

(Marks : $2 \times 18 = 36$)

- ✓ 10. Define negotiable instrument and state the distinctions between bill of exchange and cheque.
11. What do you understand by implied conditions and implied warranties?
12. What are rights and duties of seller and buyer before and after sale?
13. Define 'Indemnity' and 'Guarantee'. Explain the distinguishing features with illustrations.

[P.T.O.]

PART - C (Case Comment Type Questions)

Answer any TWO of the following questions.

Each question carries 20 marks.

(Marks : $2 \times 20 = 40$)

14. A owes B Rs 5000. A pays to B Rs 2000 towards full and complete satisfaction of the whole debt at the time and place at which Rs 5000 were payable and B accepts it in writing. Later B changed his mind and started claiming the remaining amount and sued A. Decide.

✓ 15. Ananath issued a cheque of Rs. 10,000 /- infavour of Rajesh. When the cheque is sent for collection, it is dishonored. Advise Rajesh against whom he has to take action and under which statutory provisions.

1820 ✓ 16. 'X' owes 'Y' a debt guaranteed by 'Z'. 'Y' does not sue X for a year after the debt has become payable and in the meantime 'X' becomes insolvent. Is 'Z' discharged from his liability?

17. A delivers to B, a carrier, some explosives in a case without disclosing this fact to B. B did not take any extraordinary care for such type of goods. The case explodes and causes damage. Discuss the liability of A.