

Sub Code: BBL301

Roll No.....

**SEMESTER EXAMINATION 2022-2023**

**(2<sup>ND</sup> Year IIIrd Semester B.A.LL.B/B.B.A.LL.B)**

**LAW OF SPECIAL CONTRACTS**

**Duration: 3:00 hrs.**

**Max Marks: 70**

**Note: Attempt all questions. All questions carry equal marks. In case of any ambiguity or missing data, the same may be assumed and state the assumption made in the answer.**

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| Q 1. | <b>Answer any four parts of the following within 100 to 125 words.</b><br>a) Define the contract of indemnity. Explain the duties of the indemnity holder.<br>b) Define the contract of guarantee and distinguish between the contract of guarantee and indemnity.<br>c) Explain the finder of goods and liability towards the true owner.<br>d) Which contracts cannot be specifically enforced?<br>e) Define and distinguish between a Promissory Note and a Bill of Exchange.<br>f) What is a lien? Distinguish between a Particular lien and a General lien. | 4x3.5=14 |
| Q 2. | <b>Answer any four parts of the following within 100 to 125 words.</b><br>a) What is the effect of the crossing of cheques? Discuss the i) General, ii) Particular and not negotiable crossing.<br>b) What is meant by partnership-at-will?<br>c) Explain the Doctrine of Holding Out and discuss its exceptions.<br>d) Comment: 'An Agent cannot delegate his authority to another.'<br>e) Discuss in detail what is meant by Ratification.<br>f) Distinguish between a contract of bailment and a pledge.  | 4x3.5=14 |
| Q 3. | <b>Answer any two parts of the following within 200 to 250 words</b><br>a) What is continuing Guarantee? Discuss the rights and liabilities of a surety and the different modes of discharge of liability of a surety.<br>b) Define bailment. Explain the essential features of bailment. Discuss the rights and duties of the bailor.<br>c) 'The registration of firms in India is entirely based upon the discretion of firms or the partners concerned. Comment. What consequences would follow in the case of an unregistered firm?'                         | 2x7=14   |
| Q 4. | <b>Answer any two parts of the following within 200 to 250 words</b><br>a) Discuss the essentials of a partnership under the Indian Partnership Act, of 1932. What are the tests to determine the existence of a partnership firm?<br>b) Distinguish between Rectification, Rescission and Cancellation of Instrument.<br>c) Discuss the relation of the Agent and Principle to the third parties.   | 2x7=14   |

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| Q 5. | <b>Answer any two parts of the following within 200 to 250 words</b><br>a) What are the rights and liabilities of the Agent towards the Principal?<br>b) 'Partners are bound to be just and faithful to each other. Discuss the mutual rights and liabilities of partners inter se.<br>c) Discuss the law relating to the dissolution of a partnership firm by the court. Cite relevant provisions of the Partnership Act. | 2x7=14 |
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