

B.A. Law (5 Year Degree Course) SEM-II (2015 Course) CBCS :
WINTER - 2018
SUBJECT : LAW OF CONTRACT

Day : Tuesday
Date : 30/10/2018

W-2018-1412

Time : 10.00 AM TO 01.00 PM
Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
-

Q.1 Write Short notes on **ANY TWO** of the following:

- a) Doctrine of Frustration
- b) Tender of Performance
- c) Unlawful and Illegal Agreements
- d) Quasi contract

OR

Define offer and acceptance. When communication of offer and acceptance is deemed to be complete if made through post.

Q.2 Explain the doctrine of Privity of Contract. Are there any exceptions to this rule?

OR

Enumerate the ingredients of free consent. Discuss the various essentials of undue influence in the light of relevant case laws.

Q.3 Contract entered into with a minor are void- ab -initio. Discuss this statement and explain the doctrine of Restitution.

OR

Discuss briefly the remedies for breach of contract

Q.4 X offers to sell his mobile phone to Y for Rs. 50,000. Y replies I will pay Rs.45,000 for the mobile. X refuses to sell it at 45,000. Y then replies I am willing to pay Rs.50,000. But now X refuses to sell him the mobile phone even for 50,000. Can Y compel X to sell the mobile for 50,000. Evaluate the legal provision.

Explain the facts and principle laid down in the case of Harris v. Nickerson

OR

Q.4 C a company makes a vaccine in regard to swine flu. It advertises in the newspaper that if anyone takes this vaccine that person will not get swine flu. Person named D read the advertisement and took the vaccine as prescribed as a precautionary measure of safety against swine flu. But after three months he contracted swine flu. Suggest Mr. C as to legal remedy.

Explain the facts and principle laid down in the case of Lalman Shukla v. Gauri Dutt

Q.5 Explain with reference to Specific Relief Act, 1963

- a) Discuss the provisions relating to perpetual and temporary injunction

OR

- b) Write short notes on **ANY TWO** of the following
 - i) Declaratory decree
 - ii) Rectification of Instruments
 - iii) Rescission of contracts

* * * *