

Day : Friday  
Date : 24-12-2021

W-12467-2021

Time: 10:00 AM-12:30 PM  
Max. Marks: 60.

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**N.B.:**

- 1) All questions are **COMPULSORY**.
  - 2) All questions carry **EQUAL** marks.
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**Q.1 A)** Define Contract. Explain the essential elements of a valid contract under the Indian Contract Act, 1872.

**OR**

- B)** Write short notes on the following:
- a) Principles governing Damages under Indian Contract Act, 1872
  - b) Tender of Performance

**Q.2 A)** What is consent? When is consent said to be free? Distinguish between Fraud and Misrepresentation.

**OR**

- B)** Write short notes on the following:
- a) Standard Form Contract
  - b) Quasi Contract

**Q.3 A)** What is Specific Performance of a Contract? In what cases a Specific Performance of a contract 'can be' and 'cannot be' enforced under the Specific Relief Act, 1963.

**OR**

- B)** Write short notes on Any 2 of the following:
- a) Injunction
  - b) Rectification and Cancellation of Contracts
  - c) Rescission of Contracts

**Q.4 A)** "Agreements without Consideration are void". Discuss the statement in the light of essentials of valid consideration.

**OR**

- B)** Write short notes on the following:
- a) Contingent Contracts
  - b) Anticipatory Breach of Contract

**Q.5 A) I)** Discuss the following cases and the legal provisions applicable to it:

- a) Carlill v. Carbolic Smoke Ball Co.
- b) Mohori Bibee v. Dharmodas Ghose

II) Explain the Principle applicable to the following illustration:

*A offered to sell a farm for £1,000 to B, which B rejected and said he will pay £ 950 to which A did not agree – Later B said he is ready to pay £1,000, which A did not agree to – B sued A and contended that there was a contract.*

**OR**

**B) I)** Discuss the following cases and the legal provisions applicable:

- a) Hadley v. Baxendale
- b) Hochester v. De La Tour

II) Explain the Principle applicable to the following illustration:

*A, contracts to take in cargo for B at a foreign port. A's Government afterwards declares war against the country in which the port is situated.*