

B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VI : : SUMMER - 2022

SUBJECT : SPECIAL CONTRACT

Day : Thursday
Date : 26-05-2022

S-12488-2022

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

N. B. :

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

Q. 1 a) A employed as a cashier on a salary of ₹ 2,000 a month by a bank for a period of three years, C standing surely for A's good conduct. Nine months afterwards, when the financial position of the bank deteriorates, A agrees to accept a lower salary of ₹ 1,500 a month. Two months later, it is discovered that A has been misappropriating cash all through. What is the liability of C?

OR

b) A sells to B the whole content of a certain heap of wheat, which according to A contains 10 quintals. B gets the wheat weighed for his own satisfaction. When the wheat is being weighed, there is a fire and the whole of the wheat is destroyed. Can A recover the price of wheat from B?

Q. 2 a) Define Partnership. Explain the essential elements of partnership.

OR

b) What is Contract of Indemnity? When does the indemnifier's liability arise? Support your answer with relevant Case Laws.

Q. 3 a) Explain the maxim "Delegatus nonpotest delegare". Are there any exceptions to it?

OR

b) Define Pledge. Discuss the rights and duties of Pawnor and Pawnee.

Q. 4 a) Write short notes on:

- i) Kinds of Partners
- ii) Continuing Guarantee

OR

b) Write short notes on:

- i) Cheque
- ii) Finder of Goods

Q. 5 a) Discuss the right of lien of a Bailee. What is the difference between particular lien and general lien?

OR

b) What are the requisites of a valid endorsement? Explain different kinds of endorsement.

* * * * *