



‘समानो मन्त्रः समितिः समानी’

**UNIVERSITY OF NORTH BENGAL**

LL.B. (3 yr.) 2nd Semester Examination, 2022

**(CONTRACT-II) SPECIAL CONTRACT**

**PAPER CODE: CC10**

Time Allotted: 3 Hours

Full Marks: 100

*The figures in the margin indicate full marks.*

*The students are advised to follow the word limit mentioned below strictly while answering questions. The marks will be deducted if answers exceed word limit. 20 marks- not more than 2000 words / 15 marks- not more than 1500 words / 10 marks- not more than 1000 words / 5 marks- not more than 500 words*

**Answer Question No. 7 and any four questions from the rest**

1. (a) Mr. A hired a car from Mr. B. The car was unsafe for travel. A suffered injuries while travelling in the car. Decide with the help of relevant legal provisions the liability of B if 12  
(i) B was aware of the fact that the car was unsafe for travel.  
(ii) B was not aware of the fact that the car was unsafe for travel.  
(b) What do you mean by a contract of bailment? Explain the essentials of a contract of bailment. 8
2. Mr. A advances a loan of ₹50,000 to Mr. B and Mr. C promises that in case Mr. B fails to repay the loan, then he (Mr. C) will repay the same. Explain the rights and duties of Mr. A and Mr. C with the help of relevant legal provisions. 20
3. (a) X gifts a bearer cheque to A. A draws it in favour of B in return for goods supplied by B to A. Thereafter, C fraudulently induces B to transfer the cheque to C and succeeds in doing so. Later on, D acquires the cheque from C. Explain with the help of legal provisions, the conditions to be fulfilled for D to enjoy good title over the cheque. 12  
(b) Explain the circumstances under which a cheque may be dishonoured. 8
4. Elucidate with the help of relevant legal provisions, the rights and duties of an agent in a contract of agency. 20
5. (a) What are the implied conditions and warranties in a contract of sale of goods? 16  
(b) Differentiate between conditions and warranties. 4

6. (a) Law of partnership is an extension of law of agency. Comment. 10  
(b) Explain the circumstances under which a partnership firm may be reconstituted. 10
7. Write short notes on any **four** of the following: 5×4 = 20
- (a) Indemnity and Guarantee
  - (b) Substituted agent and sub agent
  - (c) Nemo dat quod non habet
  - (d) Types of partners in a partnership firm
  - (e) Caveat emptor and caveat venditor
  - (f) Rights of a pawnee in a contract of pledge.

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