



'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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