

School of Law

**Integrated Bachelor of Arts - Bachelor of Law
Semester End Examination - Jun 2024**

**Duration : 180 Minutes
Max Marks : 100**

Sem II - J1UB202T - BLA01134 - BLA02134 - Law of Contract-IIGeneral Instructions

Answer to the specific question asked

Draw neat, labelled diagrams wherever necessary

Approved data hand books are allowed subject to verification by the Invigilator

- 1) Discuss competence of an agent. K1(2)
- 2) Write a note on winding up and dissolution of LLP. K2(4)
- 3) Define partnership. What are the essential elements of partnership? K2(6)
- 4) 'Nemo Dat Quod Non-Habet' Explain this maxim and state the exceptions to it. K3(9)
- 5) What are the qualifications for becoming a partner? What are the restrictions in respect of minimum and maximum number of partners in an LLP? K3(9)
- 6) There is a contract for the sale of 500 tons of rice within a stipulated period by X to Y. X delivers 400 tons but refuses to deliver the residue. X claims the price of the rice supplied and refuses to supply the residue unless paid for the quantity supplied. Decide and give reasons in support of your answer. K5(10)
- 7) "SH" (shopping at home) is a very popular and authentic online shopping portal which has a tremendous goodwill in the market regarding its product delivery time and quality. Ram, a regular customer has ordered an orthopedic cushion prescribed to him by the doctor to use as soon as possible. He ordered the cushion under prime category so that he could receive it within two days as was mentioned in the webpage of SH. However after two days he received a mail from SH, that the manufacturer is falling short of the stock for the cushion and would not be able to deliver it before one week. Getting annoyed by such mail he called the customer care service of SH for knowing the details and asked them to deliver the product soon without any delay being a privileged customer. SH on their end promised Ram to deliver the product within next two days and communicated the same to the manufacturer. Manufacturer in K4(12)

return, unable to do as promised by SH, file a suit for cancellation of agency relationship with SH. Determine the nature of agency involved in it and assess the maintainability of the suit in the eyes of law.

8) Discuss the modes of discharge of surety's from liability. K5(15)

9) Alice lends her bicycle to her friend Bob for a weekend cycling trip. While using the bicycle, Bob accidentally damages it beyond repair. Discuss the concept of bailment in the context of Alice and Bob's arrangement. Propose the steps Alice can take to address the damage caused to her bicycle by Bob. K5(15)

10) Jane owns a small business and needs someone to represent her in negotiations with suppliers. She enters into an agreement with her friend, Mark, who agrees to act as her agent to purchase goods on her behalf. Mark makes purchases from several suppliers but fails to pay them, causing financial losses for Jane's business. K6(18)

1. Discuss the concept of agency in the context of Jane and Mark's agreement.
2. Analyze the rights and obligations of Jane (the principal) and Mark (the agent) in the agency relationship.
3. Evaluate the potential consequences for Jane following Mark's failure to pay the suppliers.
4. Propose the steps Jane can take to address the financial losses caused by Mark's actions and to terminate the agency relationship.