

GOA UNIVERSITY
G.R. KARE COLLEGE OF LAW
LL.B.(HONS) SEM V

CONTRACT II

APRIL 2013,
OCT 2012,
APRIL 2012,
OCT 2011,
APRIL 2011,
OCT 2010,
APRIL 2010,
OCT 2009 (P),
APRIL 2009,
OCT 2008,
APRIL 2008,
OCT 2007 (P),
APRIL 2007 (P),
OCT 2006 (P),
APRIL 2006 (P),
OCT 2005 (P),
APRIL 2005 (P),
OCT 2004 (P),
APRIL 2004 (P),



LL.B. (Hons.) (Semester – V) Examination, April 2013

CONTRACT – II

Duration : 3 Hours

10/04/2013 (Wed.)

Total Marks : 75

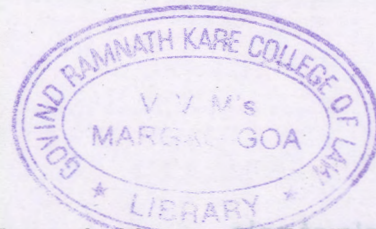
- Instructions :** i) Answer **any 4** questions from 1 to 6.
ii) Answer **any 4** questions from 8 to 13.
iii) Question No. 7 and 14 are **compulsory**.

SECTION – I

1. State and explain the various rights and duties of partners. 8
2. Define Agency and explain the modes by which agency can be terminated. 8
3. Enumerate and explain the circumstances under which court is empowered to order dissolution of partnership firm. 8
4. Define pledge. Explain various rights of pledgee. 8
5. What is “registration of partnership firm” ? Discuss the effects of non-registration of partnership firm. 8
6. Define Surety. What are the rights of Surety ? 8
7. Write short notes on **any two** : 6
 - a) Partnership at will
 - b) Garnishee order
 - c) Goods.

SECTION – II

8. Define unpaid seller. Explain unpaid seller’s right to lien. 8
9. What is Endorsement ? Discuss various types of endorsement. 8
10. Explain what is “crossing of cheque” ? Discuss various types of crossing. 8
11. What are the rules regarding delivery of goods under Sale of Goods Act. 8
12. Explain the doctrine “Nemo Dat Quod Non Habet” and state the exceptions to it. 8
13. State the liabilities of parties to negotiable instrument. 8
14. Write short notes on **any two** : 5
 - a) Holder in due course
 - b) General lien and particular lien
 - c) Dishonour of cheque.



15/10/2012

TNY - 109

LL.B. (Hons.) (Sem. - V) Examination, October 2012
CONTRACT - II

Duration: 3 Hours

Total Marks: 75

- Instructions :** 1) Answer any 4 questions from 1 to 6.
2) Answer any 4 questions from 8 to 13.
3) Question no. 7 and 14 are compulsory.

SECTION - I

1. Define agency. Explain the various modes by which an agency can be terminated. 8
2. Define pledge. Explain various rights of (pledgee) Pawnee. 8
3. Explain the circumstances under which court is empowered to order dissolution of partnership firm. 8
4. What do you understand by registration of partnership firm ? Discuss the effects of non-registration of partnership firm. 8
5. Explain the duties of bailee with relevant cases. 8
6. Distinguish between a contract of indemnity and a contract of guarantee. 8
7. Write short notes on **any two** : 6
 - a) Incoming partners
 - b) Liability of principal
 - c) Finder of lost goods.

SECTION - II

8. Discuss the provisions relating to dishonour of cheque under negotiable Instrument Act, 1881. 8
9. Who is holder ? Explain the privileges of holder in due course. 8
10. What is Endorsement ? Briefly discuss various types of Endorsement. 8
11. Who is an unpaid seller ? Critically analyse unpaid sellers right to lien and stoppage in transit. 8

P.T.O.

17/10/2015



- 12. Define sale. Critically explain the essentials of sale. 8
- 13. Explain briefly "The implied conditions" in a contract of sale. 8
- 14. Write short notes on **any two** : 5
 - a) Noting and protest
 - b) Unascertained goods
 - c) Minor as a partner.

SECTION - I

- 1. Define agency. Explain the various modes by which an agency can be terminated. 8
- 2. Define pledge. Explain various rights of (pledgee) Pawnee. 8
- 3. Explain the circumstances under which court is empowered to order dissolution of partnership firm. 8
- 4. What do you understand by registration of partnership firm? Discuss the effects of non-registration of partnership firm. 8
- 5. Explain the duties of bailee with relevant cases. 8
- 6. Distinguish between a contract of indemnity and a contract of guarantee. 8
- 7. Write short notes on any two : 8
 - a) Incoming partners
 - b) Liability of principal
 - c) Finder of lost goods.

SECTION - II

- 8. Discuss the provisions relating to dishonour of cheques under negotiable instrument Act, 1881. 8
- 9. Who is holder? Explain the privileges of holder in due course. 8
- 10. What is Endorsement? Briefly discuss various types of Endorsement. 8
- 11. Who is an unpaid seller? Critically analyse unpaid seller's right to lien and stoppage in transit. 8



TNY – 32

11/4/2012
LL.B. (Hons.) (Semester – V) Examination, April 2012
CONTRACT – II

Duration: 3 Hours

Total Marks: 75

- Instructions:** i) Answer **any 4** questions from 1 to 6.
ii) Answer **any 4** questions from 8 to 13.
iii) Question No. 7 and 14 are **compulsory**.

SECTION – I

1. Discuss the various modes by which a partnership firm is dissolved. 8
2. Define Bailment. Explain the duties of bailee. 8
3. Write a note on the registration of partnership firm. Discuss the effects of non-registration of partnership firm. 8
4. Define agency. Explain the rights and duties of agent and principal. 8
5. What do you understand by “Contract of Guarantee” ? Explain the rights of surety under a contract of guarantee. 8
6. Define pledge. Explain various rights of Pledgee/Pawnee. 8
7. Write short note on **any two** : 6
 - a) Right of Lien
 - b) Continuing guarantee
 - c) Minor as a partner.

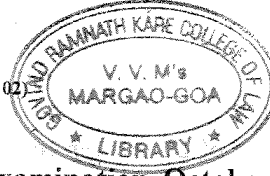
SECTION – II

8. Who is an unpaid seller ? What are his rights ? 8
9. Define Contract of Sale. How does it differ from agreement to sell ? 8
10. Explain the doctrine “Nemo Dat Quod Non Habet” and state exceptions to it. 8
11. What is endorsement ? Discuss various types of endorsement. 8
12. What are the various implied conditions contained in Sale of Goods Act ? 8
13. Define cheque and distinguish between cheque and bill of exchange. 8
14. Write note on **any two** : 5
 - a) Dishonour of cheque
 - b) Holder in due course
 - c) Finder of lost goods.

17/10/11
(Monday)

B - 464

(Pages : 02)



TNY - 109

[Total No. of Questions : 14]

LL.B. (Hons.) (Semester - V) Examination, October - 2011

CONTRACT - II

Duration : 3 Hours

Total Marks : 75

- Instructions :
- 1) Answer any 4 Questions from 1 to 6.
 - 2) Answer any 4 Questions from 8 to 13.
 - 3) Questions No.7 and 14 are compulsory.

SECTION - I

- Q1) Define Pledge. Explain the various rights of (Pledge) Pawnee : [8]
- Q2) What are the various rights and duties of Partners? [8]
- Q3) Distinguish between a Contract of Indemnity and a Contract of Guarantee. [8]
- Q4) Explain the various modes of termination of Agency. [8]
- Q5) Define Partnership. Explain the basic essentials of partnership. [8]
- Q6) Can a minor be admitted to Partnership? Explain the rights and liabilities of a minor admitted to Partnership. [8]
- Q7) Write short note on any two : [6]
- a) Finder of Lost goods.
 - b) Auction Sale.
 - c) Effects of non-registration of firm.

SECTION - II

- Q8) Define holder. Explain the privileges of holder in due course. [8]
- Q9) Briefly state the conditions and warranties implied by law in a contract for the sale of goods. [8]
- Q10) Define Bill of Exchange. Explain the essential features of bill of exchange. [8]
- Q11) What do you mean by endorsement? Explain various types of endorsement. [8]

R.T.O.

B - 464

-2-

TNY - 109

Q12) When is a seller of goods deemed to be an unpaid seller? Critically analyse unpaid seller's right to lien. **[8]**

Q13) Explain what is "crossing of cheque"? Discuss various types of crossing. **[8]**

Q14) Write short notes on any two : **[5]**

- a) Stoppage in transit.
- b) Difference between Sale and Agreement to sell.
- c) Partnership property.

G - 207

(Pages : 02)

05/4/11



109

[Total No. of Questions : 14]

LL.B. (Hons.) (Semester - V) Examination
Contract - II

Duration : 3 Hours

Total Marks : 75

- Instructions :**
- 1) Answer any 4 questions from 1 to 6.
 - 2) Question No.7 and 14 are compulsory.
 - 3) Answer any 4 questions from 8 to 13.
 - 4) Figures to the right indicate full marks.



SECTION - I

- Q1)** Explain the rights of surety under contract of guarantee. [8]
- Q2)** Define Agency. Explain the duties of agent with relevant cases. [8]
- Q3)** Explain the essentials of valid pledge. State the circumstances under which pledge made by non-owner is valid. [8]
- Q4)** Discuss various rights of partners under Indian Partnership Act. [8]
- Q5)** What are the various modes by which a partnership firm is dissolved? [8]
- Q6)** Define Bailment. Enumerate various rights of Bailee under contract of Bailment. [8]
- Q7)** Write short notes on any two : [6]
- a) Rights of outgoing partners.
 - b) Doctrine of holding out.
 - c) Agencies of Necessity.

SECTION - II

- Q8)** Define contract of sale. Explain the essentials of contract of sale. [8]
- Q9)** Who is an unpaid seller? Critically analyse the unpaid sellers right to lien. [8]
- Q10)** When does property in goods pass from seller to buyer under sale of Goods Act? [8]
- Q11)** Explain the essentials of Bill of Exchange. Distinguish it with promissory Note. [8]

P.T.O.

G - 207

-2-

TNY - 109

Q12) What do you mean by endorsement? State various types of endorsements. [8]

Q13) Define cheque. Discuss provisions relating to dishonour of cheques. [8]

Q14) Write short notes on any two : [5]

- a) Instalment deliveries.
- b) Implied warranties.
- c) Crossing of cheques.

XXXXXX

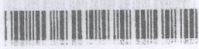
SECTION - I

- Q1) Explain the rights of surety under contract of guarantee. [8]
- Q2) Define Agency. Explain the duties of agent with relevant cases. [8]
- Q3) Explain the essentials of valid pledge. State the circumstances under which pledge made by non-owner is valid. [8]
- Q4) Discuss various rights of partners under Indian Partnership Act. [8]
- Q5) Write the various modes by which a partnership firm is dissolved. [8]
- Q6) Define Bailment. Enumerate various rights of Bailor under contract of Bailment. [8]
- Q7) Write short notes on any two : [6]
 - a) - Rights of outgoing partners.
 - b) Doctrine of holding out.
 - c) Agencies of Necessity.

SECTION - II

- Q8) Define contract of sale. Explain the essentials of contract of sale. [8]
- Q9) Who is an unpaid seller? Critically analyse the unpaid seller's right to lien. [8]
- Q10) When does property in goods pass from seller to buyer under sale of Goods Act? [8]
- Q11) Explain the essentials of Bill of Exchange. Distinguish it with promissory Note. [8]

P.T.O.



15/10/2010
(Friday)

TNY - 109

LL.B. (Hons.) (Sem. - V) Examination, October 2010

CONTRACT - II

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer any 4 questions from 1 to 6.

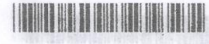
2) Question No. 7 and 14 are compulsory.

3) Answer any 4 questions from 8 to 13.

SECTION - I

1. Explain various modes by which agency can be terminated. 8
2. Define Bailment. Explain the essentials of contract of bailment with relevant cases. 8
3. Discuss various modes by which surety will be discharged from liability. 8
4. Define Partnership. State the essential features of Partnership. 8
5. Critically analyse the position of minor, when admitted to the benefit of partnership firm. 8
6. Explain various modes of retirement of partner from partnership firm and state liability of retiring partner. 8
7. Write short notes on any two : 6
 - a) Doctrine of holding out
 - b) General Lien
 - c) Pledge by mercantile agent.

P.T.O.



13. Write short notes on **any two**: (2×3=6)

- a) Withdrawal of suit
- b) Insolvency of party
- c) Hearing of a suit.

14. Write short notes on **any two**: (2×2.5=5)

- a) Interest
- b) Reference
- c) Restitution.



3/4/10

TNY - 109

LL.B. (Hons.) Sem. V Examination, April 2010

CONTRACT - II

Duration : 3 Hours

Total Marks : 75

Instructions : 1) Answer any 4 questions from 1 to 6.

2) Question No. 7 and 14 compulsory.

3) Answer any 4 questions from 8 to 13.

SECTION - I

1. Explain various modes by which an agency can be terminated. 8
2. Define surety. What are the rights of surety ? 8
3. Explain the duties of bailee with relevant cases. 8
4. Define pledge. Under what circumstances the pledge made by non-owner is valid. 8
5. Critically analyse the position of minor when admitted to the benefit of partnership firm. 8
6. Discuss various modes by which a partnership firm is dissolved. 8
7. Write short notes on any two : 6
 - a) Incoming partners
 - b) Del credere agent
 - c) Contract of indemnity.

P.T.O.



SECTION - II

- 8. Explain the term 'indorsement' and discuss various types of indorsements. 8
- 9. Define unpaid seller. Explain unpaid seller's right to lien. 8
- 10. Discuss the provisions relating to dishonour of cheque under negotiable instrument Act. 8
- 11. Explain the doctrine "Nemo Dat Quad Non Habet" and state exceptions to it. 8
- 12. What do you mean by 'Crossing of cheque' Explain various types of crossing. 8
- 13. Explain briefly "the implied conditions" in a contract of sale. 8
- 14. Write short notes on any two : 5
 - a) Noting and protest
 - b) Bill of exchange
 - c) Goods.



TNY - 109

LL.B. (Hons.) (Semester - V) Examination, October 2009

CONTRACT - II

Duration : 3 Hours

Total Marks : 75

Instructions: 1) Answer any 4 questions from 1 to 6.

2) Question No. 7 and 14 compulsory.

3) Answer any 4 questions from 8 to 13.

SECTION - I

1. Explain various modes by which surety is discharged from his liability under contract of guarantee. 8
2. Discuss in brief the duties of an agent. 8
3. State and explain the doctrine of holding out. 8
4. Define Bailment. Explain the rights of Bailee with relevant cases. 8
5. Critically evaluate the duties of partners under Partnership Act. 8
6. What do you mean by 'Partnership' ? Explain its essentials. 8
7. Write short notes on any two : 6
 - a) Rights of Pawnee/pledgee
 - b) Outgoing partner
 - c) Partnership at will.

SECTION - II

8. What do you mean by 'Bill of Exchange' ? Distinguish it from promissory note. 8
9. Define contract of sale. How does it differ from agreement to sell ? 8

P.T.O.



10. Critically analyse the penal provisions relating to dishonour of cheques under Negotiable Instrument Act. 8
11. What are the implied warranties and implied conditions in contract of sale ? 8
12. What is presentment of negotiable instruments ? When it is not necessary ? 8
13. Critically evaluate the seller's duty to deliver the goods. 8
14. Write short notes on **any two** : 5
 - a) Holder in due course
 - b) Types of crossing
 - c) Kinds of goods.



TNY - 109

SECTION - II
LL.B. (Hons.) (Sem. - V) Examination, 2009

CONTRACT - II

Duration : 3 Hours

Max. Marks : 75

SECTION - I

Instructions : 1) Answer any 4 questions from 1 to 6.

2) Question No. 7 is compulsory.

1. Define agent. Explain various duties of agent. 8
2. Explain various rights of surety against : 8
 - a) Creditor
 - b) Principal debtor
3. Define pledge. Explain various rights of pledgee. 8
4. What is meant by implied authority of a partner? Indicate the instances in which a partner has no implied authority to bind the firm. 8
5. Explain the position of minor, when admitted to the benefit of partnership firm. 8
6. What are the various modes under which a partner can retire from partnership firm? 8
7. Write short notes on any two : 6
 - a) Goods
 - b) Countermanding of payment
 - c) Sale by sample.

P.T.O.



SECTION - II

Instructions: 1) Answer any 4 questions from 8 to 13.
2) Question No. 14 is compulsory.

- 8. Explain the rules as regards to passing of property. 8
- 9. Explain the doctrine "Nemo Dat Quod Non Habet" with exceptions. 8
- 10. Define unpaid seller and critically explain unpaid seller's "right to re-sale". 8
- 11. What is liability of drawee bank in case of unjustified dishonour? 8
- 12. Define term "crossed cheque" and explain in brief various protections given to paying and collecting bankers. 8
- 13. Explain : 8
 - a) Noting and protest
 - b) Protest for better security.
- 14. Write short notes on any two : 5
 - a) Dormant partner
 - b) Continuing guarantee
 - c) Partnership property.



TNY - 109

SECTION - II

LL.B. (Hons.) (Sem. - V) Examination, October 2008

CONTRACT - II

Duration : 3 Hours

Max. Marks : 75

SECTION - I

Instructions : 1) Answer any 4 questions from 1 to 6.

2) Question no. 7 is compulsory.

1. Explain the various modes by which an agency can be terminated. 8
2. Define guarantee. What are the essential characteristics of contract of guarantee ? 8
3. Define pledge. Explain the essentials of valid pledge and under what circumstances pledge made by non-owner is valid pledge. 8
4. Define partnership. Critically explain the essentials of partnership. 8
5. Enumerate and explain the circumstances under which court is empowered to order dissolution of partnership firm. 8
6. Explain the rights and liabilities of retiring partner. 8
7. Write short notes on **any two** : _____ 6
 - a) Bank guarantee
 - b) Del credere agent
 - c) Garnishee order.

P.T.O.



SECTION - II

Instructions : 1) Answer **any 4** questions from 8 to 13.

2) Question no. 14 is **compulsory**.

- Max Marks : 75
- Duration : 3 Hours
8. Define sale. Critically explain the essentials of sale. 8
 9. Explain : 8
 - a) Auction sale.
 - b) Implied warranties.
 10. Define "unpaid seller" and critically analyse unpaid sellers right to lien. 8
 11. Define promissory note. How does it differs from "bill of exchange" ? 8
 12. Explain the term "Indorsement" and briefly discuss various types of indorsements. 8
 13. Explain the rules for presentment. When presentment for payment is not necessary in case of negotiable instrument ? 8
 14. Write short notes on **any two** : 5
 - a) Act of Firm
 - b) Instalment deliveries
 - c) Rights of bailee.



LL.B. (Hons.) (Sem. – V) Examination, 2008
CONTRACT – II

Duration : 3 Hours

Total Marks : 75

*Instructions : 1) Answer any 4 questions from 1 to 6.
2) Question No. 7 is compulsory.*

SECTION – I

1. 'Contract of Guarantee is a tripartite Contract', substantiate this statement. 8
2. Explain the liability of Indemnifier. 8
3. Explain the duties of Bailee. 8
4. What are the rights and duties of an Agent ? 8
5. Explain the rights of Partners. 8
6. What are the modes of retirement of partner ? 8
7. Write short notes on **any 2** : 6
 - a) Partnership at will
 - b) Liability of Principal
 - c) Suits for Breach of Contract.

SECTION – II

*Instructions : 1) Answer any 4 questions from 8 to 13.
2) Question No. 14 is compulsory.*

8. State when does property in the goods pass from the seller to the buyer under Sale of Goods Act. 8



9. Stoppage in transit is an extension of right of lien. Explain. 8
10. Distinguish between 'Bill of Exchange' and 'Promissory Note'. 8
11. State the liabilities of parties to Negotiable Instrument. 8
12. What are the rules regarding delivery of goods under Sale of Goods Act ? 8
13. What are implied conditions ? Illustrate with examples. 8
14. Write short notes on **any 2** : 5
- a) Presentment for payment
 - b) General lien and Particular lien
 - c) Unascertained Goods.

LL.B. (Hons) (Sem. – V) Examination, October 2007
CONTRACT – II

Duration : 3 Hours

Max. Marks : 75

Instructions : 1) Answer any 4 questions from 1 to 6.
2) Question no. 7 is compulsory.

SECTION – I

1. Explain 'Bailment' and 'Pledge'. State the distinction between them. 8
2. What is 'Agency by Ratification' ? 8
3. Distinguish between Partnership and Joint family business. 8
4. 'The liability of surety is co-existence with that of principal debtor'. Explain. 8
5. Explain the rights and liabilities of a minor admitted to Partnership. 8
6. Discuss the modes of retirement of a partner from the partnership firm. 8
7. Write short notes on any 2 : 6
 - a) Position of finder of goods.
 - b) Kinds of guarantee
 - c) Duties of agent.

SECTION – II

Instructions : 1) Answer any 4 questions from 8 to 13.
2) Question No. 14 is compulsory.

8. Distinguish between 'Existing goods' and 'Future goods'. 8
9. Distinguish between 'Contract of sale' and 'Agreement to sell'. 8

P.T.O.

10. Define Specific goods. How is Contract of sale made ?
11. Define Promissory Note and point out how a cheque differs from it.
12. Explain 'Holder' and 'Holder in Due Course'.
13. Who are the parties to negotiable instrument and what are their liability ?
14. Write short notes on any 2 :
 - a) Hire Purchase
 - b) Notice of dishonours
 - c) Maturity of Negotiable Instruments.

LL.B. (Hons.) (Sem. - V) Examination, 2007
CONTRACT - II

Duration: 3 Hours

Total Marks: 75

SECTION - I

Instructions: 1) Answer any 4 questions from 1 to 6.
2) Question No. 7 is compulsory.

1. Is registration of partnership firm necessary under the Indian Partnership Act ?
What are the effects of non-registration ? 8
2. What are the modes of introduction of a partner ? What is the liability of an
incoming partner ? 8
3. State and explain the Doctrine of Holding Out. 8
4. Explain the term 'delivery'. Under what circumstances can delivery be refused ? 8
5. What are the implied warranties in a contract of sale ? 8
6. What are the buyers' remedies against the seller for breach of contract of sale ? 8
7. Write short notes on any 2: 6
 - a) Good Will.
 - b) Auction Sale.
 - c) Delivery of wrong quantity.

SECTION - II

Instructions: 1) Answer any 4 questions from 8 to 13.
2) Question No. 14 is compulsory.

8. Explain the various modes by which agency can be terminated. 8
9. Define surety. When is surety discharged from liability ? 8

P.T.O.

10. Define bailment. What are its essential features ?
 11. What is crossing of cheque ? Explain the various types of crossing.
 12. What is presentment ? When is it not necessary ?
 13. What is noting and protest ? When is noting equivalent to protest ?
 14. Write short notes on **any 2**:
 - a) Bank guarantee.
 - b) Drawee in case of need.
 - c) Modes of dishonour of a bill of exchange.
-

LL.B. (Hons.) (Semester - V) Examination, October 2006
CONTRACT - II

Duration : 3 Hours

Total Marks : 75

Instructions: 1) Answer any 4 questions from 1 to 6.
 2) Question No. 7 is compulsory.

SECTION - I

1. Define Partnership. Critically explain the various features of partnership. 8
2. State and explain the various duties of partners. 8
3. Explain the nature of liability of partners towards third parties. 8
4. Define "Sale". What are the essentials of a contract of sale? 8
5. Explain briefly the implied conditions in a contract of sale. 8
6. When does property pass in a contract of sale? 8
7. Write short notes on any 2: 6
 - a) Doctrine of holding out.
 - b) Rights of outgoing Partner.
 - c) Contracts involving sea routes.

SECTION - II

Instructions: 1) Answer any 4 questions from 8 to 13.
 2) Question No. 14 is compulsory.

8. Define surety. What are the rights of the surety? 8
9. Define agent. What are the essentials of agency? 8
10. What are the rights and duties of a bailee? 8
11. Define promissory note. What are the essentials of promissory note? 8
12. What is indorsement? What are the kinds of indorsement? 8
13. When is the maker, acceptor or indorser of a negotiable instrument discharged from liability? 8
14. Write short notes on any 2: 5
 - a) Continuing guarantee.
 - b) Pledge by mercantile agent.
 - c) Bill in sets.

LL.B. (Hon.) (Sem. – V) Examination, 2006
CONTRACT – II

Duration : 3 Hours

Total Marks : 75

- Instructions:** 1) Answer any 4 [four] questions from 1 to 6.
2) Question No. 7 [seven] is compulsory.

SECTION – I

1. Define partnership. Critically explain various features of partnership. 8
2. Explain the rights and liabilities of minor, when admitted to the benefit of partnership firm. 8
3. Under what circumstances court is empowered to order dissolution of partnership firm. 8
4. Explain briefly “the implied conditions” in a contract of sale. 8
5. Explain the term “delivery”. Under what circumstances delivery can be refused. 8
6. Define unpaid seller. Critically explain unpaid seller's right to resale. 8
7. Write short notes on any two: 6
 - a) Admission by partner.
 - b) Agreement to sell.
 - c) Sale on approval.

SECTION – II

- Instructions:** 1) Answer any 4 [four] questions from 8 to 13.
2) Question No. 14 is compulsory.

8. Explain the various modes by which an agency can be terminated.
9. Define surety. What are the various rights of surety against (a) Creditor
b) Co-surety.

ASM - 123

10. Who can pledge under what circumstances pledge made by non-owner is valid pledge in the eyes of law ?
11. Define Promissory note. Critically explain various essentials of Promissory note.
12. Define term "crossing of cheque". Explain in brief various types of crossing.
13. Explain :-
 - a) Bill of exchange.
 - b) Noting and protest.
14. Write short notes on **any two**:
 - a) Bank guarantee.
 - b) Del credere agent.
 - c) Negotiation.

SEMI-V Examination October 2005
CONTRACT - II

Time : 3 Hrs.

Max. Marks : 75

- Instructions : 1) Answer any FOUR questions from 1 to 6
2) Question No. SEVEN is compulsory .

SECTION - I

- Q.1 Define partnership . Enumerate and explain duties of Partner. (8)
- Q.2 Discuss fully the scope and limitations on the "implied Authority" of a partner as laid down in the Indian Partnership Act. (8)
- Q.3 Explain the rights and liabilities of retiring partner. (8)
- Q.4 Explain the doctrine "Nemo Dat Quod Non Habet" with exceptions. (8)
- Q.5 Explain the rules as regards to passing of property. (8)
- Q.6 Explain term "unpaid seller" and critically analyse unpaid seller's right to Lien. (8)
- Q.7 Write short notes on any TWO: (6)
- a) Goods
 - b) Installment deliveries.
 - c) Effects of notice to Partner.

SECTION - II

- Instructions: 1) Answer any FOUR Questions from 8 to 13
2) Question No. 14 is compulsory

- Q.8 Define agent Explain various rights of agent. (8)
- Q.9 Define term guarantee . What are the essential characteristics of contract of guarantee. (8)
- Q.10 Explain the concept of pledge . What are the various rights of pledgee. (8)
- Q.11 Define cheque. Under what circumstances bank is justified in refusing payment of cheque. (8)
- Q.12 Discuss the panel provisions under 1938 amendment Negotiable Instrument Act for dishonour of cheque. (8)
- Q.13 Define "Holder" and distinguish it from " Holder" in due course". (8)
- Q.14 Write short notes on any TWO: (5)
- a) Protest for better security
 - b) Rights of bailee
 - c) Special rules of Evidence in case of negotiable Instruments.

L.L.B. (HON.) Sem. V Examination April, 2005
CONTRACT - II

Time: 3 Hrs.

Max.Marks: 75

INSTRUCTIONS :

1. Answer any four questions from questions no. 1 to 6.
2. Question No. 7 is compulsory.

SECTION-I

- Q.1. Define agent. Explain the various duties of agent.. (8)
- Q.2. What are the various circumstances of under which surety is discharged from contractual obligation under the contract of guarantee. (8)
- Q.3. Define bailment . What are the various duties of bailee. (8)
- Q.4. Enumerate and explain in brief various rights of partner. (8)
- Q.5. Explain the position of minor when admitted to the benefit of partnership firm. (8)
- Q.6. What are the various modes under which a partner can retire from partnership firm. Explain the rights of retiring partner. (8)
- Q.7. Write short notes on any two . (6)
- (a) Partnership Property.
 - (b) Rights of bailee
 - (c) Dissolution of partnership firm.

SECTION - II

Instructions :

1. Answer any four questions from questions no. 8 to 13.
2. Question No.14 is compulsory.

- Q.8. Define sale. Critically explain the essentials of sale. (8)
- Q.9. Briefly enumerate and discuss various implied conditions in case of (8)
- (a) Sale of sample.
 - (b) Sale by description.
- Q.10. Explain :- (8)
- (1) Instalment deliveries.
 - (2) Unpaid seller's right to re-sale.

P.T.O.

- Q.11. Define promissory note. How does Bill of Exchange differs from promissory note. (8)
- Q.12. Explain the rules for presentment of negotiable instrument. When presentment payment is not necessary. (8)
- Q.13. Discuss the Penal Provisions under amended Negotiable Instrument Act (Sec. 138 – 142) for dishonour of cheque.. (8)
- Q.14. Write short notes on any two : (5)
- 1) Implied warranties
 - 2) Sale at valuation.
 - 3) Post dated cheque.

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LL.B. (Hons.) (Sem. V) Examination, October 2004
CONTRACT - II

ASM - 1023

Duration: 3 Hours

Total Marks: 75

- Instructions:** 1) Answer **any four** questions from question No. 1 to 6.
2) Question No. 7 is **compulsory**.

SECTION - I

1. Define agent. Explain the various rights of an agent. 8
2. Define surety. What are the various rights of surety against principal debtor and creditor. 8
3. Under what circumstances pledge made by non-owner is valid pledge in the eyes of law ? 8
4. Enumerate and explain in brief various duties of partner. 8
5. Discuss fully the scope and limitations on the "Implied Authority" of a partner as laid down in the Indian Partnership Act. 8
6. Under what circumstances court is empowered to order dissolution of partnership firm ? 8
7. Write short notes on **any two**: 6
(1) Expulsion of partner (2) Effects of notice to partner (3) Admission by partner.

SECTION - II

- Instructions:** 1) Answer **any four** questions from question No. 8 to 13.
2) Question No. 14 is **compulsory**.

8. Define Sale. How sale differs from agreement to sell ? 8
9. Explain the doctrine "Nemo Dat Quad Non Habet" with exceptions. 8
10. Who is an unpaid seller ? Critically analyse unpaid seller's right to stoppage of goods in transit. 8
11. Define cheque. Under what circumstances bank is justified in refusing payment of cheque ? 8
12. Define indorsement and briefly discuss various types of indorsements. 8
13. Define term "crossed cheque" and explain in brief various protections given to paying and collecting bankers. 8
14. Write short notes on **any two**: 5
a) Auction sale b) Allonge c) Negotiation and assignment.

Time : 3 hrs.

Max.Marks: 75

SECTION - I

Instructions :

Answer any four from Q.No. 1 to 6.
Q.No. 7 is compulsory.

- Q.1. Define Partnership, bring out its essential elements. (8)
- Q.2. What are the rights and duties of partners. (8)
- Q.3. State the circumstances when a Partner may retire. Discuss the rights and liabilities of a Retiring Partner. (8)
- Q.4. Discuss the position of a minor under the Partnership act. (8)
- Q.5. Define the term contract of sale and distinguish it with agreement to sell. (8)
- Q.6. Critically evaluate the implied conditions in contract of sale. (8)
- Q.7. Answer any two:- (2 x 3 = 6)
- (a) Registration of firm.
 - (b) Dissolution of firm by consent.
 - (c) Implied warranty.

SECTION - II

1. Answer any four from Q. No. 8 to 13.
2. Q.No. 14 is compulsory.
- Q.8. A seller can't convey a better title to the buyer than he himself has. Explain and point out exceptions if any. (8)
- Q.9. Distinguish between the unpaid seller's right of lien and right of stoppage in transit. (8)
- Q.10. What is Bill of Exchange, state its essential features. (8)
- Q.11. Define and distinguish between holder and holder - in - due course. (8)
- Q.12. What is Endorsement, Enumerate various kinds of Endorsement. (8)
- Q.13. What is crossing of a cheque . State various kinds of crossing.
- Q.14. Answer any two :- (2 x 2 ½ = 5)
- (a) Right to resale
 - (b) Bill in sets.
 - (c) Grace of days.
 - (d) CIF contract.

INSTRUCTIONS:

- (i) Answer any four from Question No. 1 to 6.
(ii) Question No. 7 Compulsory.

SECTION - I

- Q.1. Define Partnership, distinguish it with company and Joint Hindu family. (8)
- Q.2. Explain the term implied authority of a partner, enumerate the circumstances where a partner have no implied authority. (8)
- Q.3. Rights and duties of incoming and outgoing partners. (8)
- Q.4. Explain the various ways of dissolution of firm. (8)
- Q.5. What is contract of sale, state the essentials of contract of sale. (8)
- Q.6. State the implied conditions in Contract of sale of goods. Examine to what extent the rule of Caveat Emptor as an exception to the implied conditions to quality. (8)
- Q.7. Answer any two :- (2 x 3 = 6)
- (a) Dormant Partner.
(b) Partnership at will
(c) Right to lien.

SECTION - II

- (a) Answer any four from Q. No. 8 to 13.
(b) Q. No. 14 is Compulsory.
- Q.8. Explain the rules relating to passing of property in unascertain goods. (8)
- Q.9. Who is an unpaid seller. Explain the right of stoppage in transit. (8)
- Q.10. Define the term promissory note, what are the essentials of promissory note. (8)
- Q.11. What is meant by Negotiation. Explain different modes of Negotiation. (8)
- Q.12. State the rules regarding Presentment of Negotiable instrument. (8)
- Q.13. Discuss the liability of banker for wrongful dishonour of cheque. (8)
- Q.14. Answer any two :-
- (a) F O B Contract.
(b) Protest.
(c) Special Crossing.

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LL.B (HONS) Semester V, Exam. October 2003
CONTRACT – II (Old)

Time: 3 hrs

Max. Marks: 75

- Instruction: 1) Answer any Four questions from questions No. 1 to 6
2) Question No. 7 is compulsory
3) Answers to section I and II shall be written separately

- Q.1 Enumerate and explain in brief duties of Partner . (8)
- Q.2 Discuss the scope of “Implied Authority” of partner in a partnership firm. (8)
- Q.3 Explain the rules regarding the registration of firm. What are the effects of non-registration. (8)
- Q.4 What are the various modes under which a partner can retire from the partnership firm. (8)
- Q.5 “ Property passes when intended to Pass” – Elaborate . (8)
- Q.6 Explain : (8)
a) Sale by description
b) Sale by sample.
- Q.7 Answer any two of the following giving reasons. (6)
- (a) Sale of a quantity of vegetable glue in casks. The buyer came to examine the glue, but contented himself with looking at the outside of the casks. The glue was unmerchantable by reason of a defect which buyer would have discovered if he had examined glue properly. What is the remedy available to buyer.
- (b) The Plaintiff was a Partner in a firm of drappers. He was convicted of travelling without ticket. The partnership agreement authorized for expulsion when a partner was guilty of misconduct and flagrant breach of duty. The Plaintiff was given notice of expulsion on above ground. Whether expulsion is justified.
- (c) The Plaintiff a doctor, purchased from a retailer two woolen underpants manufactured by defendants. Next day after wearing one of them he became ill. His sickness was diagnosed as dermatitis caused by chemical irritant which defendants had negligently omitted to remove in the process of manufacturing. Advise doctor.

P.T.O.

CONTRACT II

Duration : 3 Hours.

Total Marks : 75

Instructions: 1) Answers to Sections I and II shall be written separately. (17)

SECTION I

Instructions: 1) Answer **any four** questions from questions 1 to 6.
2) Question No. 7 is **compulsory**.

1. Partnership is by agreement and not by status. Explain with cases. 8
2. Explore and explain the liability of a partner to third parties. 8
3. What is the status, rights and liabilities of a minor admitted to partnership before and after attaining majority? 8
4. Explain the grounds on which the court can dissolve a firm. 8
5. What is meant by property in the goods? Explain the various methods of passing of property in the goods. 8
6. Distinguish the Unpaid Seller's right of stoppage of goods in transit with right of resale. 8
7. Write short notes on any two : 6
 - (a) Auction Sale
 - (b) Part delivery
 - (c) Effects of non registration of a firm

SECTION II

Instructions : 1) Answer **any four** questions from questions 8 to 13.
2) Question No. 14 is **compulsory**.

8. Explain the exception to the rule of Caveat Emptor. 8
9. Define Cheque. Distinguish it from Bill of Exchange. 8
10. Explain the different modes of negotiations of a negotiable instrument. 8
11. Explain the liability of a drawee banker and collecting banker. 8
12. Explain the rules of presentment of a negotiable instrument. 8
13. Who is holder in due course? What are the privileges of a holder in due course? 8
14. Write short notes on any two : 5
 - (a) Inchoate instrument
 - (b) Noting
 - (c) Marking of cheque.
