

TILAK MAHARASHTRA VIDYAPEETH, PUNE
BACHELOR OF LAWS (LL.B.) (Three Years Semester Pattern)/
B.A. LL.B. (ACADEMIC LAW)
(FIVE YEARS SEMESTER PATTERN) CREDIT SYSTEM
EXAMINATION : DECEMBER - 2022
SECOND/SIXTH SEMESTER
Sub.: Law of Contract – II (LW-202/LW 18-6001)

Date : 20/12/2022

Total Marks : 60

Time: 10.00 am to 12.30 pm

Instructions: 1) All questions are compulsory.
2) Figure indicate to the right full marks.

Q. 1. Answer the following question. (15)

A) Define Bailment and discuss the essential element of a contract of Bailment. Explain the various rights and duties of Bailor and Bailee.

OR

B) Explain in detail Bill of Exchange under the Negotiable Instruments Act, 1881.

Q. 2. Answer the following question. (15)

A) Explain the essential elements of a Partnership. State the rights and duties of partners against each other.

OR

B) Explain the rule of, “Caveat Emptor” and exceptions thereto as provided under the Sale of Goods Act, 1930.

Q. 3. Write Short Notes. (any four) (20)

a) Condition and Warranty as per Sale of Goods Act, 1930.

b) Cheque and its types.

c) Indemnity under Indian Contract Act, 1872.

d) Explain the law about incoming and outgoing partner.

e) Pledge as provided under Indian Contract Act, 1872

f) Nemo dat Quod Non Habet

Q. 4. Answer the following questions. (10)

A) A signs as acceptor, a bill bearing a stamp with the amount left blank. The amount of Rs.100 in the margin is fraudulently altered to Rs.1,000/- and the bill is, in words, filled in for a thousand rupees. The bill gets in the hand of H, a holder in due course. Can he recover this amount.

OR

B) X owes Y Rs.500, sells Rs.1,000/- worth of rice to Y. X is acting as agent for Z in the transaction but Y has no knowledge nor reasonable ground of suspicion that such is the case. Z, the principal sues Y for the price of the rice. Y claims to set off X's debt. Examine the nature of Z's claim.