

**LLB
FIRST SEMESTER
LAW OF CONTRACT
LLB – 104**

Duration: 3Hrs.

Full Marks: 80

Part-A (Objective) =30
Part-B (Descriptive) =50

(PART-B: Descriptive)

Duration: 2 hrs. 30 mins.

Marks: 50

Answer the following questions:

1. When the Proposal is said to be accepted? What are the essentials of a valid acceptance? (2+8=10)

Or

Explain the rule of the Privity of Contract? Explain the exception to this rule. (4+6=10)

2. What are the remedies available to a person whose consent has been obtained by coercion, fraud or misrepresentation? (10)

Or

What are the essentials of fraud? How Fraud is different from Misrepresentation? (5+5=10)

3. "An Agreement in restraint of trade is void". Explain the rule with its exceptions. (3+7=10)

Or

What are the grounds under which an agreement can be said as "an agreement with unlawful consideration"? (10)

4. Discuss the different modes of discharging a contract. (10)

Or

Discuss the different kinds of Quasi Contract recognised under the Indian Contract Act. (10)

5. What is a Standard form of Contract? What are the general principles to be followed while formulating Standard form of Contract? (3+7=10)

Or

Explain the essentials laid down in Article 299 of the Constitution of India relating to Government contract. What role is played by the Judiciary in enforcing the government Contract? (5+5=10)

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Duration: 30 minutes

Marks – 30

(PART A- Objective Type)

I. Choose the correct answer:

1×10=10

- i. Which Section of the Indian Contract Act defines Void agreement?
(a) Section 2(a) (b) Section 2(c)
(c) Section 2 (g) (d) Section 2(k)
- ii. The decision in *Carlill v. Carbolic Smoke Ball Co. Case* is related to:
(a) Acceptance and its communication.
(b) Specific offer.
(c) General offer.
(d) Revocation of offer.
- iii. Which Section of the Indian Contract Act deals with necessities supplied to minor?
(a) Section 50 (b) Section 58
(c) Section 60 (d) Section 68
- iv. Which Section of the Indian Contract Act, 1872 deals with Undue influence?
(a) Section 14 (b) Section 16
(c) Section 15 (d) Section 17
- v. An agreement, the consideration and object of which is forbidden by law is:
(a) Void (b) Unlawful
(c) Voidable (d) Invalid
- vi. Under the Indian Contract Act, an agreement in restraint of marriage is:
(a) Voidable agreement (b) Solus agreement
(c) Void agreement (d) Illegal agreement
- vii. Which Section of the Indian Contract Act deals with compensation for loss or damage caused by breach of contract?
(a) Section 73 (b) Section 71
(c) Section 34 (d) None of the above
- viii. Which Section of Indian Contract Act, deals with “Doctrine of Frustration”?
(a) Section 40 (b) Section 68
(c) Section 56 (d) Section 15
- ix. Which Section of the Specific Relief Act deals with Mandatory Injunction?
(a) Section 21 (b) Section 50
(c) Section 38 (d) Section 39

- x. Which Article of the Constitution specifies the triple conditions necessary to make Government liable under Contract?
(a) Article 299 (b) Article 300
(c) Article 250 (d) Article 370

II. Answer the following questions:

2×10=20

- i. What do you mean by a Contract?
- ii. Write one differences between Void agreement and Voidable Contract.
- iii. What do you mean by free Consent?
- iv. Write one difference between fraud and misrepresentation.
- v. What do you mean by Ambiguous and Uncertain Agreement?

vi. Write one exception when an agreement in Restraint of Legal proceeding is valid.

vii. What do you mean by Quasi Contract?

viii. What do you mean by Novation of a Contract?

ix. What do you mean by Government Contract?

x. Write two advantages of a Standard form of Contract.



University of Science and Technology, Meghalaya

Date Stamp: _____

SESSION: 2017-18 COURSE _____ PAPER CODE: _____ NAME OF THE PAPER: _____ SEMESTER _____																												
<p align="center">Instructions to Candidates</p> <ol style="list-style-type: none"> This answer booklet has 4 pages. Please check before writing whether it is complete or in good condition. Do not write your name anywhere in the answer booklet. Write legibly on both sides of the paper You may use some space for any rough notes or calculation on the answer booklet if you need. These rough notes, calculations must be scored out before submitting the answer booklet. Do not bring any book or loose paper in the examination hall. Do not tear any page from the answer booklet. Do not write anything on the question paper or blotting paper or any pieces of paper while you are in the examination hall. Any act of indiscipline or misbehavior in the examination hall will result in your expulsion. No examinee is allowed to leave the examination hall until 30 minutes lapse after the commencement of the examination. Additional answer sheet will be supplied after the main answer booklet is completed. 	<p align="center">For Objective Type Questions</p> <table border="1"> <thead> <tr> <th>Page No.</th> <th>Marks</th> </tr> </thead> <tbody> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr><td> </td><td> </td></tr> <tr> <td align="center">Total</td> <td> </td> </tr> </tbody> </table>	Page No.	Marks																			Total		Session: 2017-18 Course _____ Roll No. _____ Enrollment No. _____ Semester _____ Name of the Paper _____ Paper Code _____				
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Scrutinizer's Signature

Examiner's Signature

Invigilator's Signature