

(4)

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OR

- (b) Define the term 'Condition'. Explain and illustrate the implied conditions in a contract of sale as provided in the Sale of Goods Act. 10 (CO1).

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B. Com. (H)

(SECOND SEMESTER)

MID SEMESTER

EXAMINATION, April, 2023

BUSINESS LAW

Time : 1½ Hours

Maximum Marks : 50

Note : (i) Answer all the questions by choosing any *one* of the sub-questions.

(ii) Each question carries 10 marks.

1. (a) Define Contract ? What are the essential elements of a Valid Contract ? 10 (CO1)

OR

- (b) What are the modes of the discharge of contract ? 10 (CO1)

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(2)

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2. (a) Give the decisions in the following cases.

Also state the reason :

(i) A painting is on the display in a shop with a price tag of ₹ 10,000/-. Mr. Nayan offers ₹ 10,000/- to the shopkeeper for the painting, but shopkeeper, Mr. Arpit refuses to sell it. Can Nayan sue Mr. Arpit for not selling the painting ? 5 (CO1)

(ii) B, A's daughter has just come of age. A sells to B a horse which A knows to be unsound. A says nothing to B about the horse's unsoundness. Does A's silence amount to fraud ? Answer with reasons. 5 (CO1)

OR

(b) What do you mean by Free Consent ? Explain the elements vitiating free consent ? 5 (CO1)

3. (a) "Acceptance in ignorance of an offer, is not an acceptance". Explain the statement illustrating a case law. 10 (CO2)

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OR

(b) "A contract with Minor is Void ab initio".

Discuss the statement explaining the position of minor in a contract ? 10 (CO2)

4. (a) Explain performance of contract as per Indian Contract Act, 1872 ? What are the consequences of non performance in a contract, with the time is the essence of the contract ? 10 (CO2)

OR

(b) State the difference between :

(i) Void agreement and void contract.

(ii) Fraud and misrepresentation.

(iii) Contract of Indemnity and Guarantee.

(iv) Contract of Bailment and Pledge. 10 (CO2)

5. (a) Define 'Sale' as per Sales of Goods Act, 1930 ? What are the essential elements of Contract of Sale ? 10 (CO1)

P. T. O.