

# Specific performance

## CTJ Publications - How to Compel Specific Performance of a Contract

Act	Bill
A contract for the non-performance of which compensation is an adequate relief	Has been deleted under the Bill.
No equivalent provision in the Act.	Where a party to the contract has obtained substituted performance of contract in accordance with the provisions of Section 20.
A contract which runs into such minute or numerous details or which is so dependent on the personal qualifications or volition of the parties, or otherwise from its nature is such, that the court cannot enforce specific performance of its material terms.	A contract which is so dependent on the personal qualifications of the parties that the court cannot enforce specific performance of its material terms.
A contract which is in its nature determinable.	A contract which is in its nature determinable.
A contract, the performance of which involves the performance of a continuous duty which the court cannot supervise.	A contract, the performance of which involves the performance of a continuous duty which the court cannot supervise.
Contracts to refer present or future differences to arbitration.	Has been deleted under the Bill.

Description: All relevant case laws since the commencement of the Specific Relief Act, 1963 upto March 2001 produced in detail.

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 Civilization, Islamic -- Western influences  
 Civilization, Western -- Islamic influences  
 Civilization, Islamic  
 Sagamore Hill National Historic Site (Oyster Bay, N.Y.) -- Fiction.  
 Presidents -- Fiction.  
 Roosevelt, Theodore, -- 1858-1919 -- Family -- Fiction.  
 Roosevelt, Theodore, -- 1858-1919 -- Family -- Juvenile fiction.  
 Specific performance -- India. Specific performance  
 - Specific performance  
 Notes: Includes index.  
 This edition was published in 2001



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Tags: #Specific #Performance #as #Remedy

### § 22

Because of this dilemma, a third party is required to convey title to the successful buyer only when the third party is not a bona fide purchaser without notice of the claim. But after the relationship between the company and the band soured, the band tried to get a replacement manager. In some building contracts, parties foresee a breach and point out the amount of damages that is to be paid for such breach.

### Specific performance legal definition of specific performance

You also tell the judge what remedy you want: specific performance. Valid Contract The remedy of specific performance presupposes the existence of a valid contract between the parties to the controversy.

### Specific Performance

If the plaintiff acted unfairly, unjustly, in bad faith or violated standards of fairness, the courts may refuse to grant specific performance as a remedy. However, that does not extend to cases where injury or breach of peace would be at stake. So, for example, if Tucker orders a standard General Motors car that G.

### When Can a Buyer Sue for Specific Performance?

During arbitration, a judge-like third party will hear arguments from both parties.

### Specific performance legal definition of specific performance

The lawyers in our network have graduated from institutes like Stanford, Harvard, Yale and other top law schools, and have reputations for winning cases. Defenses Typically, a defendant will try to argue that monetary damages are available and that there is a method to calculate damages with a reasonable degree of accuracy. However, specific performance will only be available if the contract terms are unambiguous, include the obligations of the parties, the time for performance under the contract, the method of performance, and the legal description of the subject property involved.

## **Specific Performance for Real Estate Contract Disputes**

Our experienced attorneys prosecute and defend actions for specific performance brought in the Superior Court of New Jersey. The answer lies in creating a fair balance between the important right of a real estate buyer who has been the victim of a breach of contract to have access to the courts without that right of access being unreasonably chilled, and the right of a seller to be protected against a cloud for specific performance being placed upon the property by a buyer who merely alleges the elements of a specific performance suit but has few real facts to support it. A Historical Introduction to the Law of Obligations.

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