

TRIBHUVAN UNIVERSITY
FACULTY OF MANAGEMENT

Office of the Dean

September - October 2023

Full Marks: 60

Pass Marks: 30

Time: 3 Hrs.

BBM / Fifth Semester / MGT 314: Legal Environment of Business

Candidates are required to answer all the questions in their own words as far as practicable.

Group "A"

Brief Answer Questions:

[6 × 1 = 6]

1. Define attempted performance or tender.
2. Define maxim "nemo dat quod non habet".
3. Write the concept of Privity of contract.
4. How do you define cottage industry?
5. Give the meaning of contract of guarantee.
6. What is patent?

Group "B"

Descriptive Answer Questions:

[6 × 3 = 18]

7. Discuss the various sources of Nepalese Business Law.
8. What is contractual capacity? discuss its importance.
9. Is there any exceptional conditions of 'Doctrine of Caveat Emptor'? Discuss.
10. Analyze the various modes for discharged of Negotiable Instrument.
11. A sells a horse to B knowing full well that the horse is vicious. A does not disclose the nature of the horse to B. Is the sale valid?
12. Who is Liquidator? Discuss the power, functions and duties of liquidator.

Group "C"

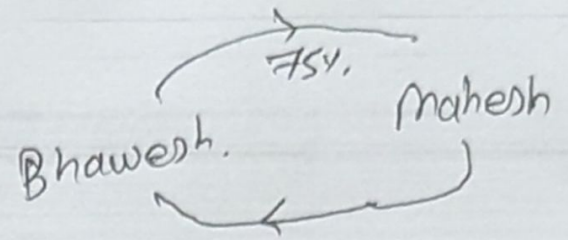
Analytical Answer Questions:

[4 × 6 = 24]

13. What do you mean by supervening impossibility? Does this excuse the promisor from performing the contract in all cases? Explain.
14. Describe the legal formalities of meeting of a company.
15. Who is arbitrator? when arbitrator's authority can be revoked? Explain the legal provision.
16. Discuss various legal remedies available to a party in case of Breach of Contract

Sue the other party,
Ask for the loss
Ask for the destruction.

Group "D"



Comprehensive Answer Questions:

[12]

17. (a) Bhawesh buys some paddy from Mahesh on Monday evening. Pays 75 % of the price. Mahesh Keeps the paddy sold to Bhawesh separately from other paddy and asks Bhawesh to take delivery and he agrees. However, Bhawesh could not find a lorry to take delivery of the paddy. When he came to take delivery on the next day, Mahesh's store was bombed and paddy has burnt.

- (i) Can Bhawesh ask the money he paid to Mahesh?
- (ii) Can Bhawesh ask Mahesh to supply fresh paddy for him for the price paid?
- (iii) Can Mahesh ask Bhawesh to pay the balance 25% price.

(b) A and B, were having a drink in a bar, when A offers to B that A will sell his land to B for 10 Lakh rupees. B accepts the same, though both A and B were heavily drunk. Later, when B wants to enforce the agreement A denies having made any contract of sale. Does A have to fulfill his promise or not ?

