



BRAINWARE UNIVERSITY

Term End Examination 2023

Programme – LL.B.-2022

Course Name – LAW OF CONTRACT II

Course Code - LLB205

(Semester II)

Full Marks : 60

Time : 2:30 Hours

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group-A

(Multiple Choice Type Question)

1 x 15=15

1. *Choose the correct alternative from the following :*

- (i) Identify The term partnership has been defined under
- | | |
|--------------|--------------|
| a) Section 3 | b) Section 4 |
| c) Section 5 | d) Section 6 |
- (ii) Conclude Which of the following is an instance of constructive delivery of goods
- | | |
|--|--|
| a) the transfer of bill of lading | b) attornment by a person in possession of the goods |
| c) Both the transfer of bill of lading and attornment by a person in possession of the goods | d) None |
- (iii) Choose which section of Sale of Goods Act, 1930 defines goods
- | | |
|--|--|
| a) Section 2(5) of Sale of Goods Act, 1930 | b) Section 2(6) of Sale of Goods Act, 1930 |
| c) Section 2(7) of Sale of Goods Act, 1930 | d) None of these |
- (iv) Identify Section 124 of the Indian Contract Act, 1872
- | | |
|--------------------------|---------------------------|
| a) Contract of minor | b) Contract of conditions |
| c) Contract of indemnity | d) None of these |
- (v) Recognize Section 124 to 147, of the Indian Contract Act, 1872
- | | |
|---|---------------------------|
| a) Contracts of indemnity | b) Contracts of guarantee |
| c) Both Contracts of indemnity and Contracts of guarantee | d) None of these |
- (vi) Identify a guarantee which extends to a series of transactions
- | | |
|-----------------------|-------------------------|
| a) Special guarantee | b) Continuing guarantee |
| c) Specific guarantee | d) None of these |

7. Describe implied authority (5)
8. Illustrate the condition and warranty under the Sale of Goods Act, 1930 (5)
9. Illustrate the status of a mercantile agent (5)
10. Analyse the definition of unpaid seller. (5)
11. State the 'nemo dat quod non habet' under the Sale of Goods Act, 1930. (5)
12. Assess the implied authority of partners under the Indian Partnership Act, 1932 (5)

OR

Assess- A partner can examine the books etc., of the partnership firm (5)
