

2020**LAW****Special Contracts****Paper : 205****[NEW SYLLABUS]**

Full Marks : 80

Time : 3 Hours

*The figures in the right-hand margin indicate full marks.**Candidates are required to give answers in their own words as far as practicable.*Answer **question no. 1** and any **five** from the rest.

1. Answer any **ten** questions: 2×10=20
- i) Define Indemnity.
 - ii) Define Partnership.
 - iii) What is Partnership-at-will?
 - iv) Who is Surety?
 - v) What is the consideration for guarantee?
 - vi) How surety may be discharged by variance in terms of contract?
 - vii) What is the effect of guarantee obtained by misrepresentation?
 - viii) Define Pawnor and Pawnee.
 - ix) Who is a third party in the Partnership Act 1932?

[Turn over]

- x) What is Particular Partnership?
 - xi) Define delivery under The Sale of Goods Act 1930.
 - xii) Define Condition and Warranty under The Sale of Goods Act 1930.
2. What are the various ways by which an agency can be created? Describe the rights and duties of an agent towards his principal. 6+6
 3. Define the contract of bailment and also discuss its essential features. What are the rights and duties of bailee? 6+6
 4. What do you mean by contract of guarantee? Distinguish between contract of guarantee and contract of indemnity. 4+8
 5. Explain the different modes by which the relationship of principal and agent may be created. 12
 6. What is the legal position of a minor admitted to partnership? 12
 7. What are the consequences of registration and non-registration of Partnership Firms? 12
 8. Who is an unpaid seller? What are his rights? 12
 9. Discuss the principles of Caveat Emptor and its exceptions. 12