

2018

Law of Contract

Paper - 106

(NEW SYLLABUS)

Full Marks : 80

Time : 3 Hours

*The figures in the right-hand margin indicate marks.**Candidates are required to give answers in their own words as far as practicable.*Answer any **five** questions.

1. a) What is a 'proposal'? When is it complete?
b) State the rules of a valid proposal.
4+4+8=16
2. a) Define consideration.
b) What are the legal rules regarding valid consideration?
4+12=16
3. a) What is mis-representation? Distinguish it from fraud.
b) Define fraud and point out its effect on the validity of an agreement. 8+8=16
4. "An agreement in restraint of trade is void."—
Discuss with exceptions. 16

[Turn over]

5. a) Define wagering agreement.
b) What are the essentials of a wagering agreement?
c) Discuss the effect of wagering agreements.
 $4+8+4=16$
6. Explain the meaning of a contingent contracts. What are the rules relating to contingent contracts?
 $8+8=16$
7. What is 'offer to perform'? What are the requisites of a valid 'offer to perform'?
 $4+12=16$
8. What are the various ways in which a contract may be discharged?
16.
9. What remedies are available to an aggrieved party on the breach of contract?
16
10. Write short notes one any **four**:
 $4 \times 4 = 16$
- a) Counter offer
 - b) Cross offer
 - c) Privity of contract
 - d) Reciprocal promises
 - e) Consensus *ad-idem*
 - f) Coercion