

Total number of printed pages—4

19 (I) LWCN-I 1-3

2017

**CONTRACT-I**

Paper : 1-3

Full Marks : 80

Time : Three hours

**The figures in the margin indicate full marks for the questions.**

1. Fill in the blanks by choosing the correct option : 1×10=10

(i) The law of contract deals to create \_\_\_\_\_ (legal rights and obligations/ constitutional rights and obligations)

(ii) Proposal is the \_\_\_\_\_ element for formation of contract. (first/ second)

(iii) 'Coercion' is defined under section \_\_\_\_\_ of the Indian Contract Act. (15/16)

(iv) In the leading case of \_\_\_\_\_, minor's agreement was declared as void. (Mohori Bibee v. Dharmodas Ghose/ Lakshmi Dass v. Roop Lall)

Contd.

(v) \_\_\_\_\_ is an exception to the rule that a stranger to contract cannot sue.  
(Trust/Acceptance)

(vi) \_\_\_\_\_ means substitution of an existing contract with a new one.  
(Novation/Reimbursement)

(vii) Section 29 of the Indian Contract Act, 1872 deals with \_\_\_\_\_ agreement.  
(ambiguous/wagering)

(viii) Breach may be actual or \_\_\_\_\_.  
(anticipatory/non-actual)

(ix) \_\_\_\_\_ is granted at the discretion of the court by injunction, temporary or perpetual.  
(Preventive relief/Rescission)

(x) The Specific Relief Act, 1963 was came into force on \_\_\_\_\_.  
(13<sup>th</sup> December, 1963/1<sup>st</sup> March, 1964)

2. Write short notes on the following :  
2×5=10

(a) Privity of contract

(b) Wagering contract

(c) Legality of object

(d) Injunction

(e) Mistake of law.

3. What is proposal ? Write down the essentials of a proposal in formation of contract.  
4+8=12

Or

“Acceptance is to an offer what a lighted match stick is to a train of gun powder”. Explain. 12

4. What do you mean by “capacity to contract”? Discuss the effects of minor’s agreement.  
4+8=12

Or

What is free consent ? What are the factors that vitiate free consent ? 2+10=12

5. What do you understand by the term ‘public policy’ ? How is a contract opposed to public policy void ? Elucidate your answer. 12

Or

Write an exhaustive note on limitation on freedom of contract. 12

6. Discuss various modes of discharge of contract. 12

**Or**

What is doctrine of frustration ? Discuss the grounds of doctrine of frustration. 12

7. Discuss the contractual liability of Govt. in the light of constitutional provisions. Whether such liability is different from liability under the Contract Act, elucidate your answer. 12

**Or**

Explain the principles for assessment of damages in case of breach of contract with the help of statutory provisions. 12

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