

Total number of printed pages-4

19 (II) SPCN 2-3

2022

SPECIAL CONTRACT

Paper : 2-3

Full Marks : 80

Time : Three hours

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

1. Choose the correct option : $1 \times 10 = 10$

(a) For the purpose of pledge, delivery of possession of goods _____.

(has to be actual/may be constructive)

(b) A guarantee may be _____.

(written/either oral or written)

(c) A sub-agent is the principal's agent.

(State True or False)

(d) Ratification by principal under an agency may be _____.

(express/express or implied)

Contd.

(e) _____ means voluntary transfer of possession from one person to another.
(Sale/Delivery)

(f) Stipulation collateral to the main purpose of the contract is called _____.
(condition/warranty)

(g) The relation of partnership arises from contract and not from status, has been discussed under section 5 of the Partnership Act, 1932.
(State True or False)

(h) The business of the partnership firm _____ a mutual agency. (is/is not)

(i) Partnership is _____.
(a juristic person/not a juristic person)

(j) Every limited liability partnership shall have at least two partners.
(State True or False)

2. Write notes on : 2×5=10

(a) Right of redemption

(b) Substituted agent

(c) Agreement to sell

(d) Partnership at will

(e) Advantages of limited liability partnership

3. Define contract of guarantee. Discuss the modes of discharge of surety's liability in a contract. 4+8=12

Or

Write the following : 2+10=12

(a) What is pledge ?

(b) Only the authorised person can give the goods in pledge. Discuss this rule with its exceptions.

4. Define 'principal' and 'agent'. How an agency can be created and be terminated ? 2+5+5=12

Or

Write notes on : 6+6=12

(a) Agency by ratification

(b) Duties of agent towards the principal

5. Define condition and warranty under the Sale of Goods Act. Discuss the consequences of breach of a condition or a warranty. 4+8=12

Or

Who is an unpaid seller ? What are his rights under the Sale of Goods Act, 1930 ?
2+10=12

6. How partnership firms are registered ? Discuss the advantages and disadvantages of registration of a partnership firm.
2+10=12

Or

What is meant by dissolution of firm ? What are the different modes of dissolution of a firm ?
2+10=12

7. Define limited liability partnership. What are its nature ? How a limited liability partnership is different from a partnership firm ?
12

Or

Write notes on : **(any two)** 6+6=12

(a) Incorporation documents

(b) Conversion from firm into limited liability partnership

(c) Conversion from private company into limited liability partnership.