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(Pages : 2)

Reg. No.....

Name.....

**FIVE YEAR B.A./B.Com./B.B.A., LL.B. (HONOURS) DEGREE
EXAMINATION, JUNE 2024**

Third Semester

FL 5—SPECIFIC CONTRACT

(2022 Admissions—Regular/2018 to 2021 Admissions—Supplementary)

Time : Three Hours

Maximum : 75 Marks

Part A

*Write short notes on any five of the following.
Each question carries 3 marks.*

1. Rights of a surety.
2. Rights and liabilities of a finder of lost goods.
3. Pledge by non-owners.
4. Scope of agent's authority.
5. Legal position of a minor partner.
6. C.I.F. contracts.

(5 × 3 = 15 marks)

Part B

*Answer any three of the following problems.
Each question carries 10 marks.*

7. 'P' agrees to indemnify 'Q' against any losses arising from a property transaction. Later 'Q' negligently breaches the contract, resulting in substantial loss. Can 'P' be held liable for the losses caused by Q's own breach ? Decide by analyzing the principle of causation and its application in cases of indemnity.
8. 'X' advanced to 'Y' a minor, Rs. 50,000 on the guarantee of 'Z'. On demand for repayment, 'Y' pleads minority. Can 'X' recover the amount from 'Z' ? Give cogent reasons for your answer.
9. An agent was instructed by the principal to keep certain goods in a particular warehouse. But the agent kept them in another equally safe place, from where the goods were lost in an accidental fire. Decide as to the nature and extent of the liability, if any, of the agent.
10. 'A', 'B' and 'C' were partners of a firm which was not registered. Firm brought a suit for the recovery of debt due from 'X' to the firm. 'A', 'B' and 'C' had jointly sent an application to the Registrar of firms in the prescribed form and all formalities were completed but the firm was not yet registered. Decide whether the suit is maintainable.

(3 × 10 = 30 marks)

Turn over

Part C

*Answer any two questions.
Each question carries 15 marks.*

11. Explain the concept of 'bailment' and its essential elements and distinguish it from 'pledge'. What are the rights and duties of a bailor and a bailee? Explain in detail. Also, discuss the legal implications of a bailment or pledge involving hazardous or dangerous goods.
12. Discuss in detail the concept of 'ratification' in the law of agency. When does ratification occur, and what are the legal consequences for both the principal and the agent? Discuss the conditions that must be met for ratification to be valid and its impact on the underlying contract.
13. Explain the concepts of 'conditions' and 'warranties' in a transaction of sale of goods. Discuss their significance, types and the remedies available to the parties in case of their breach. What are the implied conditions in a contract of sale of goods? When can breach of a condition be treated as breach of warranty?

(2 × 15 = 30 marks)