

2025

SPECIAL CONTRACT

Paper : 4-4

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) In Contract of Indemnity, there must be _____.
(lawful consideration and object/
agreement without consideration)
- (b) Liability of surety can be _____.
(conditional or independent/conditional
on default)
- (c) Bailor in Pledge is known as _____.
(Pawnor/Pawnee)
- (d) Substituted agent is _____.
(both Principal and Agent's agent/
Agent's agent)

- (e) Ratification of authority means _____.
(termination of agency/confirmation to make valid or sanction an act which is already done)
- (f) Which of the following section of the Sale of Goods Act, 1930 defines the term 'Goods' ? [Section 2(9)/Section 2(7)]
- (g) An agreement to sell is an executory contract. The statement is _____.
(True/False)
- (h) Partnership is _____.
(a juristic person/not a juristic person)
- (i) As per section 5 of Indian Partnership Act, the relationship of partnership is created by _____. (status/contract)
- (j) How many designated partners are required in Limited Liability Partnership ?
(At least two designated partners/Three designated partners)

2. Answer the following : 2×5=10

- (a) Bailment
- (b) Sub-agent
- (c) *Nemo dat quod non habet*

(d) Nature of partnership

(e) *Caveat Emptor*

3. Define continuing guarantee. Discuss the modes of discharge of surety's liability in a contract. 2+10=12

Or

What are the essential ingredients of a valid Bailment ? Discuss the rights and duties of Bailor and Bailee. 6+6=12

4. Explain the meaning and essentials of a valid ratification in details. 4+8=12

Or

What are the different kinds of Agency ? Discuss the various ways in which agency can be terminated. 4+8=12

5. Difference between condition and warranty. Enumerate the rule of *caveat emptor* along with its exception. 6+6=12

Or

Define contract of sale and distinguish sale from an agreement to sell. 6+6=12

6. Explain the procedure for registration of partnership firm and what are the consequences of its non-registration ?

8+4=12

Or

Discuss the different modes of dissolution of partnership firm. 12

7. What is the nature of limited liability partnership ? Discuss the important features of Limited Liability Partnership Act, 2008.

6+6=12

Or

Explain the main characteristics of limited liability partnership under the Limited Liability Partnership Act. How a limited liability partnership is different from partnership firm ?

8+4=12