

PARUL UNIVERSITY**FACULTY OF LAW****B.A. LLB./ B.Com. LL.B. Winter 2018 – 19 Examination****Semester: 4****Date: 20/12/2018****Subject Code: 17300251****Time: 10.30 am to 1.00 pm****Subject Name: Contract-II****Total Marks: 60****Instructions:**

1. All questions are compulsory.
2. Figures to the right indicate full marks.
3. Make suitable assumptions wherever necessary.
4. Start new question on new page.

Q.1 Do as directed.**(15)**(1 marks each. All Compulsory)

1. The party who gives the indemnity is known as
A) indemnity holder B) indemnifier C) surety D) principal debtor
2. A guarantee given for minor's debt is
A) Valid B) Void C) Voidable D) illegal
3. The number of contracts in the contract of guarantee are
A) two B) three C) four D) None of these
4. Partnership includes ____
A) Two or more persons B) Mutual Agreement C) Profit sharing D) All of these
5. Which of the following is Negotiable Instrument?
A) Currency B) Bank Notes C) Bill of Exchange D) None of these
6. A surety is discharged from the liability on the notice of revocation. **(State True or False)**
7. The liability of indemnifier is primary liability. **(State True or False)**
8. The death of surety does not bring an end to the continuing guarantee. **(State True or False)**
9. A contract of insurance is also a contract of Indemnity. **(State True or False)**
10. A Partnership is mutual agency. **(State True or False)**
11. Define what is Holder in due course under N.I. Act.
12. Define Surety.
13. What do you mean by Bailment?
14. Explain Contract of agency.
15. Explain Agency by Necessity.

Q.2 A) Write short notes on (Each of three mark)**(15)**

1. Sale Vs Agreement to sell
2. Conditions Vs Warranties
3. Rights of Indemnity Holder
4. Bailment and Pledge
5. Effects of Registrations of the Partnership Firm

Q.3 A) Explain essential elements of Sale and various kinds of goods under the Sales of Goods Act.**(08)****OR**

- A) Explain Contract of Guarantee and Revocation of Continuing Guarantee. **(08)**
- B) Write in detail the Essential elements of Partnership; and differentiate between Partnership and the Company registered under Company Act. **(07)**

OR

- B) Explain the Bill of Exchange and essential ingredients of a valid Bill of Exchange. **(07)**

Q.4 A) Differentiate between Bill of Exchange and Cheque, and differentiate between Partnership and Hindu Undivided Family business.**(07)****B) Answer Any Four (Each of two mark)****(08)**

1. Explain principle of Caveat emptor.
2. Define Agent
3. Define Goods
4. Explain Sub-Agent
5. Crossing of Cheques
6. Dissolution of a firm