PRESIDENCY UNIVERSITY
BENGALURU

SCHOOL OF LAW
END TERM EXAMINATION - JAN 2023

Semester : Semester I - 2022   **Date :** 9-JAN-2023
Course Code : LAW2043   **Time :** 1.00PM - 4.00PM
Course Name : Sem I - LAW2043 - Law of Contracts- I   **Max Marks :** 100
Program : LLB – (All Programs)   **Weightage :** 50%

Instructions:
(i) Read all questions carefully and answer accordingly.
(ii) Question paper consists of 3 parts.
(iii) Scientific and non-programmable calculator are permitted.

PART A

ANSWER ALL THE FOLLOWING QUESTIONS   **10 X 2 = 20M**

1. A and B contract that B shall execute certain work for A for a thousand rupees. B is ready and willing to execute the work accordingly, but A prevents him from doing so. Discuss the Validity of the Contract.

   (CO2) [Knowledge]

2. A supplies the wife and children of B, a lunatic, with necessaries suitable to their condition in life. Can A reimburse from B's property?

   (CO2) [Knowledge]

3. Discuss the nature of minor's Agreement ?

   (CO3) [Knowledge]

4. What are the exception to agreement in restraint of legal proceedings?

   (CO3) [Knowledge]

5. Who are the following person who are incompetent to enter into contract?

   (CO4) [Knowledge]

6. A agrees to sell to B "a hundred tons of oil" and both of them entered into an Agreement. Explain the validity of the above contract?

   (CO5,CO4) [Knowledge]

7. How will a contract be executed when there is no application to be made and no place fixed for performance is fixed?

   (CO5) [Knowledge]

8. What are the type of cases where Time is the essence of Contract?

   (CO5,CO4) [Knowledge]

9. A, B and C are under a joint promise to pay D 3,000 rupees. C is unable to pay anything, and A is compelled to pay the whole. Can A recover the amount?

(CO5) [Knowledge]

10. What is a Wagering Agreement? Explain with exceptions.

(CO5) [Knowledge]

PART B

ANSWER ALL THE FOLLOWING QUESTIONS   4 X 10 = 40M

11. 'X' a minor was lent a loan of Rs. 10,000/- by 'Y'. On 'X' attaining majority, he was further extended with Rs. 5,000/- by 'Y'. Acknowledging the earlier debt also, 'X' now executes a promissory note for a total of Rs. 15,000/-. Decide the validity of the contract with reasons.

(CO2) [Comprehension]

12. What are the essentials of valid consideration ? Explain the exceptions to the rule that 'an agreement without consideration is void'.

(CO3) [Comprehension]

13. A' and 'B' entered into an agreement whereby 'A' should pay Rs. 1 0,000/- to 'B', if it rains on a specif ied day, othenruise 'B' shouldpay Rs, 10,000/- to 'A'. It rains on that specified day.
Can 'B' recover the amount from 'A' in a court of law ?

(CO4) [Comprehension]

14. Aryan promised to marry Rashi after the death of his father. However, during the lifetime of his father, Aryan married Reva another woman. Rashi institutes a suit against Ramesh for breach of contract. Decide.

(CO5) [Comprehension]

PART C

ANSWER ALL THE FOLLOWING QUESTIONS   2 X 20 = 40M

15. Mr. A who was the inventor and manufacturer of the Cosmetic shop "PARCO" agreed to sell the goodwill of the Company to "Mr. B". Mr .A agreed with the two clauses; firstly stating that he will not practice the same trade for 25 years and second that he will not engage or compete in any other business which "Mr. B" is carrying out. Mr. A afterward entered into an agreement with another company for manufacturing of Cosmetics. Decide.

(CO2) [Application]

16. X', the owner of a truck, agreed to sell it to 'Y' for Rs. 10 lakhs. But before sale, truck was destroyed in a fire accident. Hence, 'X' could not sell the truck to 'Y'. 'Y' instituted a suit against 'X' for breach of contract. Decide.

(CO4) [Application]

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