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1008E131

BBA Sem-5 Examination

CC 301

Mercantile Law

August 2021

Candidate's Seat No : \_\_\_\_\_

Time : 2-00 Hours]

[Max. Marks : 50

Instructions:

All questions in Section I carry equal marks  
Attempt any TWO questions in Section I  
Question V in Section II is COMPULSORY

Section I

|     |   |   |    |
|-----|---|---|----|
| Q 1 | A | Define Contract. Explain the essential elements of a Valid Contract.                              | 10 |
|     | B | "No Consideration No Contract". Explain with its exceptions.                                      | 10 |
| Q 2 | A | Explain all the agreements with minor.  | 10 |
|     | B | Explain rights and duties of Bailor in the contract of Bailment.                                  | 10 |
| Q 3 | A | Explain the implied conditions related to the contract of sale under the Sale of Goods Act, 1930. | 10 |
|     | B | Explain C.I.F. contract and F.O.B. Contract.  | 10 |
| Q 4 | A | Distinguish between Promissory Note and Bills Of Exchange.  | 10 |
|     | B | Explain various types of Endorsement under Negotiable Instrument Act, 1881                        | 10 |

Section II

Q:1 Multiple Choice Questions (Any ten) :-

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- (1) All Contracts are  
(a) Agreements  
(c) Do not have legal obligations  
(b) not an agreement  
(d) should be in writing
- (2) When the consent of a party is obtained by coercion, undue influence, fraud or misrepresentation, the contract is  
(a) void  
(c) valid  
(b) voidable  
(d) legal
- (3) An offer made by words spoken or written is called:

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- (a) Implied Offer  
(c) Formal agreement  
(e) None of these
- (b) Express Offer  
(d) Informal Agreement
- (4) An advertisement in newspaper for an interview is  
(a) Cross Offer  
(c) General Offer  
(e) None of these
- (b) Implied Offer  
(d) Invitation to Offer
- (5) An agreement in restraint of marriage is  
(a) Valid  
(c) Illegal
- (b) Void  
(d) Voidable
- (6) An insurance contract is  
(a) Contingent contract  
(c) Quasi Contract
- (b) Wagering Contract  
(d) Void Contract
- (7) A contract stands discharged by  
(a) Performance of Contract  
(c) Operation of Law
- (b) Breach of Contract  
(d) All of the above
- (8) The guarantee given for existing debt is known as  
(a) Retrospective Guarantee  
(c) Continuous Guarantee
- (b) Prospective Guarantee  
(d) Specific Guarantee
- (9) Active concealment is associated with which one of the following?  
(a) Fraud  
(c) Coercion
- (b) Misrepresentation  
(d) Undue Influence
- (10) A proposal when accepted becomes  
(a) Promise  
(c) Agreement
- (b) Contract  
(d) All of the above
- (11) Let the buyer beware means  
(a) Quid pro quo  
(c) Nemo Dat Quod Non Habeat
- (b) Caveat Emptor  
(d) None of the above
- (12) Which one of the following does not include in the definition of 'Goods' defined in Sales Of Goods Act.  
(a) money  
(c) debt
- (b) animals  
(d) shares
- (13) Where under a contract of sale the property in goods is to be transferred at some future date, the contract is called \_\_\_\_\_  
(a) Sale  
(c) Both
- (b) Agreement to sale  
(d) None of the above
- (14) The general rule of Sale of Goods Act is, risk prima facie passes with  
(a) Ownership  
(c) Delivery
- (b) Possession  
(d) Custody
- (15) For a valid contract of sale, delivery may be

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- (a) Actual Delivery  
(c) Constructive Delivery
- (b) Symbolic Delivery  
(d) None of the above
- (16) The damages to be awarded in case of wrongful dishonour of cheque is called  
(a) Exemplary damage  
(c) Nominal damage
- (b) Ordinary damage  
(d) Penalty
- (17) In case of order instrument endorsement can be done by \_\_\_\_\_ and \_\_\_\_\_.
- (a) Signature and delivery  
(c) Signature & crossing
- (b) Delivery and Information  
(d) None of the above
- (18) The cheque may have \_\_\_\_\_
- (a) Special Crossing  
(c) Restrictive Crossing
- (b) General Crossing  
(d) All of the above
- (19) How many parties are there in Bills Of Exchange?
- (a) Two  
(c) Three
- (b) Four  
(d) One
- (20) Which of the following is a Negotiable Instrument?
- (a) Inland Instrument  
(c) Fictitious Bills
- (b) Accommodation Bills  
(d) All of the above
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