

FYBAF sem II Reg. Exam April-2023
12/4/23



FYBAF - Semester II

Business Law

Time 2Hours 30 Minutes

75 Marks

Note :

All Questions are compulsory

Figures to the right indicate Marks.

Q.1 A) State whether the following Statements are TRUE OR FALSE (Any 8 out of 10) (8 Marks)

- i) A minor's agreement is void
- ii) A minor can be an agent.
- iii) A person of unsound mind can enter into a contract when of sound mind.
- iv) Free consent is consensus ad-idem
- v) A contract where consent is not free is voidable at the instance of the innocent party
- vi) In case of coercion the act must be forbidden by the Indian penal code
- vii) Moral or mental pressure is exercised in case of undue influence.
- viii) Silence amounts to fraud when silence is equivalent to speech
- ix) Bilateral mistake of fact makes the agreement void
- x) Fraud and misrepresentation can be of both law and fact.

Q.1 B) FILL IN THE BLANKS (Any 7 out of 10) (7 Marks)

1. When two or more parties agree to the same thing in the same sense, they are said to _____
2. An act amounting to coercion must be forbidden by the _____
3. Undue influence requires _____ between the parties.
4. Fraud can be with regard to _____ and not of _____
5. Silence by itself will not amount to _____
6. Misrepresentation is a false statement made _____
7. _____ is a error of judgement.
8. When the consent is not free, the contract is _____
9. The aggrieved party in case of active fraud _____ rescind the contract if they had the means to discover the truth with ordinary diligence.
10. Ignorance of _____ is no excuse.

Q 2. A.) Define contract of guarantee. Explain the essentials. (8)

B.) "NO CONSIDERATION, NO CONTRACT." DISCUSS AND STATE THE EXCEPTIONS TO THE RULE. (7)

OR

- A. Define a "contract of indemnity". What are the essentials. (8)**
- B. State the features of negotiable instruments. (7)**

Q 3 A) Define a promissory note and explain the essentials. (8)

B) Explain the legal position of finder of goods. What are his duties and rights? (7)

OR

A. Describe the duties and rights of a bailor. (8)

B. Define principal and agent. Write a note on creation of a agency. (7)

Q 4

A. Explain the doctrine of "CAVEAT EMPTOR". Explain the cases in which the rule of CAVEAT EMPTOR does not apply. (8)

B. What are the rights and duties of an agent? (7)

OR

C. Define Bailment. What are the essentials? Explain. (8)

D. State the Features of Negotiable Instruments. (7)

Q5. Write a short notes on :- (Write Any 3 out of 5)

15 Marks

1. Delcredere agent
2. Auction Sale.
3. Contract of Sale
4. Fraud
5. Misrepresentation

ALL THE BEST.....