

2014 NOV.  
COMMERCIAL LAW

Time Allowed: Three Hours

Maximum Marks : 80

**Note:-** Attempt any two questions each from Sections B and C.  
Section A is compulsory.

SECTION-A

[1] Attempt any four short answer type questions :

- (a) Distinction between void agreement and void contract.
- (b) When a person is said to be of unsound mind ?
- (c) What is anticipatory breach of contract ?
- (d) Unfair trade practices.

- (e) Who is a public authority ?  
(f) What is an agreement of Wagering ?

4 · 5 = 20

### SECTION-B

[2] "All contracts are agreements but all agreements are not contracts." Explain and illustrate. 15

[3] Who is competent to enter into contract ? Discuss the position of minor in this regard. 5,10

[4] What do you mean by discharge of a contract ? Explain various ways by which the contract can be discharged. 5,10

[5] Define 'Fraud'. What are its essential elements ? Distinguish between fraud and misrepresentation. 3,6,6

### SECTION-C

[6] Define Bailment. Discuss the rights and duties of a bailor and a bailee. 3,6,6

[7] What do you understand by Pledge ? Explain the rights of Pawnor and Pawnee under Indian Contract Act. 4,11

[8] How is State Information Commission constituted ? Discuss the eligibility, process of appointment, terms of office and service conditions. 3,3,3,3,3

[9] Explain the meaning of the term Consumer under Consumer Protection Act 1986. What are the objects of the Act ? 5,10