



4002

I Semester 3 Year LL.B. Examination, December 2019  
CONTRACT – I  
(2018 and 2019 Batch)

Duration : 3 Hours

Max. Marks : 80

**Instructions :** 1. Answer all five Units.

2. One essay type question and one problem or one short note are compulsory from each Unit.
3. Figures to the right indicate marks.
4. Answers should be written either in English or Kannada completely.

**మూచుగొళు :**

1. ఎలా ఒదు యునిట్‌గళగే ఉత్తరిసిరి.
2. ప్రతియోందు యునిట్‌నిండ ఒందు ప్రత్యేగే మత్తు ఒందు సమస్యగే ఆధవా ఒందు లఘు టిప్పణిగే ఉత్తరిసుపుదు కడ్డాయ ఆగిరుత్తదే.
3. ఒలబదియ అంశియు గుణగళన్న సూచిస్తుత్తదే.
4. ఉత్తరవన్న సంపూర్ణవాగి ఇంగ్లీష్ నల్లి ఆధవా కన్నడదల్లి ఒరేయబేసు.

**UNIT – I**

Q. No. 1. a) Define acceptance and what is the effect of acceptance ? Marks : 10  
అంగీకారవన్న వాఖ్యానిసిరి మత్తు అంగీకారద పరిణామవేను ?

OR/అధవా

Define consideration and what are the essentials of a valid consideration ?

ప్రతిఫలవన్న వ్యాఖ్యానిసిరి మత్తు విద్యుత్ ప్రతిఫలద అవ్యాక్షేగసు యావువు ?

b) "A" has selected one book which is displayed in a departmental store for the purpose of purchase. But manager of the departmental store refused to sell the book. "A" has filed a suit against the manager for the breach of contract . Decide. Marks : 6

ఖరీదిసువ ఉద్దేశక్కాగి "A" ను విభాగియ అంగడియల్లి ప్రదర్శిసల్పిట్ట ఒందు ప్రస్తుతవన్న ఆయ్య మాడిశోండను. ఆదరే విభాగియ అంగడియ వ్యవస్థాపకెన్న ప్రస్తుతవన్న మారాట మాడలు నిరాకరిసిదను. కరారిన ఉల్లంఘనెగాగి "A" ను వ్యవస్థాపకన విరుద్ధ దావేయన్న మాడుత్తానే. తీమార్ఫనిసిరి.

OR/అధవా

P.T.O.



"A" has invited "B" for a dinner and "B" has accepted the invitation. Subsequently "B" could not attend the dinner. "A" has filed a suit against "B" to recover the dinner expenses. Can "A" recover the dinner expenses ?

"ಅ" ನು "ಬ್"ನನ್ನು ಒಂದು ಭೋಜನಕೂಟಕ್ಕೆ ಅಮಂತ್ರಿಸುತ್ತಾನೆ ಮತ್ತು "ಬ್"ನು ಅಮಂತ್ರಣವನ್ನು ಅಂಗೀಕರಿಸುತ್ತಾನೆ. ನಂತರ "ಬ್"ನು ಭೋಜನಕೂಟಕ್ಕೆ ಹಾಜರಾಗಲಿಲ್ಲ. ಭೋಜನಕೂಟದ ಲಿಚಿನ ಪಸೂಲಾತಿಗಾಗಿ "ಅ"ನು "ಬ್"ನ ವಿರುದ್ಧ ದಾವೆಯನ್ನು ಹೊಡುತ್ತಾನೆ. "ಅ" ನು ಭೋಜನಕೂಟದ ಲಿಚುರ್ಗಳನ್ನು ಪಸೂಲಾತಿ ಮಾಡಬಹುದೇ ?

## UNIT - II

Q. No. 2. a) Explain the provisions relating to capacity to contract.

Marks : 10

ಕರಾರಿನ ಅರ್ಹತೆಗೆ ಸಂಬಂಧಪಟ್ಟ ನಿಯಮಗಳನ್ನು ವಿವರಿಸಿರಿ.

OR/ಅಥವಾ

Explain the effect of mistake on the legality of contract.

ಕರಾರಿನ ಕಾನೂನುಬದ್ಧತೆಯ ಮೇಲೆ ತಪ್ಪು ಗ್ರಹಿಕೆಯ ಪರಿಣಾಮವನ್ನು ವಿವರಿಸಿರಿ.

b) "A" and "B" entered an agreement before the marriage. In the agreement they agreed to live separately after the marriage. Is it a valid agreement ?

Marks : 6

"ಅ" ಮತ್ತು "ಬ್" ಮದುವೆಯ ಪೂರ್ವದಲ್ಲಿ ಒಂದು ಒಡಂಬಡಿಕೆಯನ್ನು ಮಾಡಿಕೊಳ್ಳುತ್ತಾರೆ. ಆ ಒಡಂಬಡಿಕೆಯಲ್ಲಿ ಅವರು ಮದುವೆಯ ನಂತರ ಪ್ರತ್ಯೇಕವಾಗಿ ವಾಸಿಸಲು ಒಟ್ಟೊಳ್ಳುತ್ತಾರೆ. ಇದು ಸಿಂಧು ಒಡಂಬಡಿಕೆ ಆಗುವುದೇ ?

OR/ಅಥವಾ

"A" and "B" have entered an agreement. According to the agreement "A" must pay 5,000 Rs. to "B" and "B" must settle the marriage between "A" and "C" a lady. Whether agreement is enforceable ?

"ಅ" ಮತ್ತು "ಬ್" ಒಂದು ಒಡಂಬಡಿಕೆಯನ್ನು ಮಾಡಿಕೊಳ್ಳುತ್ತಾರೆ.

ಆ ಒಡಂಬಡಿಕೆಯ ಪ್ರಕಾರ "ಅ" ನು 5,000 ರೂ. ನ್ನು "ಬ್" ನಿಗೆ ಸಂದಾಯ ಮಾಡಬೇಕು ಮತ್ತು "ಬ್" ನು "ಅ" ನ ಮದುವೆಯನ್ನು "ಸ್" ಎಂಬ ಹುಡುಗಿಯ ಜೊತೆ ಇತ್ಯಾರ್ಥಿಪಡಿಸಬೇಕು. ಈ ಒಡಂಬಡಿಕೆಯನ್ನು ಜಾರಿಗೊಳಿಸಬಹುದೇ ?



### UNIT – III

Q. No. 3. a) "An agreement in restraint of trade is void ". Discuss. Marks : 10

" ವ್ಯಾಪಾರವನ್ನು ನಿರ್ಬಂಧಿಸುವ ಒಡಂಬಡಿಕೆ ಶಾಂತಿ". ಚರ್ಚಿಸಿ.

OR/ಅಥವಾ

Explain the provisions relating to appropriation of payment.

ಸಂದಾಯದ ವಿನಿಯೋಗಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟ ನಿಯಮಗಳನ್ನು ವಿವರಿಸಿ.

b) "A" agrees to pay 5,000 Rs. to "B" if B's house is destroyed. "B" has no house. Is it a valid contract ? Marks : 6

"ಬ್" ನು ಮನೆ ನಾಶ ಆದರೆ 5,000 ರೂ. ನ್ನು ನೀಡುತ್ತೇನೆ ಎಂದು "ಅ" ನು ಒಪ್ಪಿಕೊಳ್ಳುತ್ತಾನೆ. "ಬ್" ನಿಗೆ ಮನೆ ಇರುವುದಿಲ್ಲ. ಇದು ಸಿಂಧು ಕರಾರು ಆಗುವುದೇ ?

OR/ಅಥವಾ

"A" a famous singer agreed to sing in a programme arranged by "B". But before the programme "A" died. Can "B" compel "C" the son of "A" to sing in the programme ?

"ಬ್" ನು ಏರ್ಫಡಿಸಿದ ಕಾರ್ಯಕ್ರಮದಲ್ಲಿ ಹಾಡುತ್ತೇನೆ ಎಂದು "ಅ" ಎಂಬ ಪ್ರಸಿದ್ಧ ಗಾಯಕನು ಒಪ್ಪಿಕೊಂಡಿದ್ದನು. ಆದರೆ ಕಾರ್ಯಕ್ರಮದ ಪೂರ್ವದಲ್ಲಿ "ಅ" ನು ನಿಧನನಾಗುತ್ತಾನೆ. ಕಾರ್ಯಕ್ರಮದಲ್ಲಿ ಹಾಡುವಂತೆ "ಬ್" ನು "ಅ" ನು ಮಗನಾದ "ಸ್"ನನ್ನು ಕಡ್ಡಾಯಪಡಿಸಬಹುದೇ ?

### UNIT – IV

Q. No. 4. a) Who is a "finder of the goods" and what are the duties of a finder of the goods ? Marks : 10

"ವಸ್ತು ಸಿಕ್ಕಿದವ್" ಅಂದರೆ ಯಾರು ಮತ್ತು ವಸ್ತು ಸಿಕ್ಕಿದವನ ಕರ್ತವ್ಯಗಳು ಯಾವುವು ?

OR/ಅಥವಾ

Explain "Ordinary damages" and "Special damages" with help of decided cases.

ನಿರ್ಧರಿಸಲ್ಪಟ್ಟ ಪ್ರಕರಣಗಳ ಸಹಾಯದೊಂದಿಗೆ "ಸಾಮಾನ್ಯ ಪರಿಹಾರ" ಮತ್ತು "ಪೀಂಜ ಪರಿಹಾರ"ಗಳನ್ನು ವಿವರಿಸಿ.



b) "A" has supplied one mobile to "B" who is a minor. Can "A" recover the price of the mobile from "B" ? Marks : 6

“ಅ” ಎಂಬುವನು “ಬ್” ಎಂಬ ಅಪ್ಪಾಪ್ಪನಿಗೆ ಒಂದು ಜಂಗಮವಾಣಿ (ಮೊಬೈಲ್)ನ್ನು ಪೂರ್ವಸ್ತುತಾನೆ. ಜಂಗಮವಾಣಿ (ಮೊಬೈಲ್) ಯ ಬೆಲೆಯನ್ನು “ಅ”ನು “ಬ್” ನಿಂದ ವಸೂಲಾತಿ ಮಾಡಬಹುದೇ?

OR/ಅಥವಾ

“A” a famous dancer has agreed to dance in a festival conducted by “B”. But due to illhealth “A” could not dance. “B” filed a suit against “A” for breach of contract. Decide.

“ಬ್”ನು ಏರ್ ಡಿಸಿಡ್ ಉತ್ಸವದಲ್ಲಿ ನರ್ತಿಸುತ್ತೇನೆ ಎಂದು “ಅ” ಎಂಬ ಪ್ರಸಿದ್ಧ ನರ್ತಕಿಯು ಒಟ್ಟೊಂದಿದ್ದಳು. ಆದರೆ “ಅ”ಳ ಅನಾರೋಗ್ಯದ ಕಾರಣದಿಂದಾಗಿ ನರ್ತಿಸಲು ಸಾಧ್ಯವಾಗಲಿಲ್ಲ. ಕರಾರು ಉಲ್ಲಂಘನೆಗಾಗಿ “ಬ್”ನು “ಅ”ಳ ವಿರುದ್ಧ ದಾವೆಯನ್ನು ಹೊಡುತ್ತಾನೆ. ನಿರ್ಧರಿಸಿ.

## UNIT – V

Q. No. 5. a) Explain the contracts which can be specifically enforced. Marks : 10

ನಿರ್ದಿಷ್ಟವಾಗಿ ಜಾರಿಗೊಳಿಸಬಹುದಾದ ಕರಾರಗಳನ್ನು ವಿವರಿಸಿರಿ.

OR/ಅಥವಾ

Explain preventive relief and how the preventive relief will be granted ?

ಪ್ರತಿಬಂಧಕ ಪರಿಹಾರವನ್ನು ವಿವರಿಸಿರಿ ಮತ್ತು ಪ್ರತಿಬಂಧಕ ಪರಿಹಾರವನ್ನು ಹೇಗೆ ನೀಡಲಾಗುತ್ತದೆ?

b) Write a short note on :

Marks : 6

ಲಘು ಟಿಪ್ಪಣಿ ಬರೆಯಿರಿ:

Recovery of movable property.

ಚರ ವಸ್ತುವಿನ ವಸೂಲಾತಿ.

OR/ ಅಥವಾ

Cancellation of an instrument.

ಪತ್ರದ ರದ್ದತಿ.