

4M403

Roll No. _____

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M. B. A. IV Sem. (Main / Back) Exam., June-July 2016

M-403 Business Laws

Compulsory

Time: 3 Hours

Maximum Marks: 70

Min. Passing Marks: 28

Instructions to Candidates:

- (i) *The question paper is divided in two sections.*
- (ii) *There are sections A & B. Section A contains 6 questions out of which the candidate is required to attempt any 4 questions. Section B contains short case study / application based question which is compulsory.*
- (iii) *All questions carry equal marks.*

SECTION - A

- ✓ Q. 1 "All the Agreements are not contract but all the contracts are Agreements", Explain.
How would you ascertain whether an agreement is a contract. [14]
- Q. 2 Analysis and explain the concept of "Free Consent" of parties. State it's essentials & impact on the formation of a contract. [14]
- ✓ Q. 3 "A contract of agency determines the liability and relationship between Employer and an Agent", explain. [14]
- ✓ Q. 4 Briefly state special features of a partnership on the basis of which it's existence can be determined under The Partnership Act. [14]

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Q. 5 (a) State exceptions to the rule "Caveat Emptor" [7]

(b) Enumerate the rights and privileges of "Holder in due Course under the Negotiable Instrument Act. [7]

Q. 6 State the procedure for the incorporation of a company and name the documents that must be filed with the Registrar of Companies. [14]

SECTION – B

Case Study

Q. 7 (a) Bindiya, an actress had entered in to a contract in which she agreed to act exclusively for Karan for 12 months. During the year she contracted to act for Farah. Karan sued her for specific performance and injunction. Decide the case. [5]

(b) A, B & C are partners in a trading firm. A, without the knowledge or consent of B & C, borrows ₹ 5000 from D, a customer of the firm, in the name of the firm. A then buys some goods for his personal household use with that borrowed money.

Can D hold B & C liable for the loan? [5]

(c) Ankit obtains Bhanu's acceptance to a bill by fraud. Bhanu endorses it to Chaman who takes it as holder in due course. Chaman endorses the bill to Raman, who knows of the fraud.

Decide giving reasons whether Raman gets a good title to the bill? [4]