

2018

(October)

COMMERCE

(Honours)

(Business Laws)

(BC-302)

Marks : 75

Time : 3 hours

The figures in the margin indicate full marks for the questions

1. (a) When is a consent said to be 'free consent'? 3
- (b) Define 'coercion' and 'undue influence'. Distinguish between coercion and undue influence. 2+2+4=8
- (c) Write a short note on 'minor's contract'. 4
- Or
- (a) What are the different modes of discharge of a contract? 5

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(Turn Over)

(2)

- (b) What do you understand by the term 'novation' of a contract? What is the effect of novation? 2+3=5
- (c) What are the rights of a person who finds the goods belonging to another and takes them into his custody? 5
2. (a) Define the terms 'condition' and 'warranty' under the Sales of Goods Act, 1930. 2+2=4
- (b) Distinguish between 'condition' and 'warranty'. 6
- (c) What is meant by 'caveat emptor'? State exceptions to it. 5
- Or
- (a) Who is an unpaid seller? What are the rights of an unpaid seller? 3+4=7
- (b) State the duties and rights of common carriers. 4+4=8
3. (a) Define the terms 'wages' and 'scheduled employment' under the Minimum Wages Act, 1948. 3+3=6
- (b) How are the minimum wages fixed by the Government under the Minimum Wages Act, 1948? 5

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(Continued)

(3)

- (c) What are the rights of workman who has been laid off under the Industrial Disputes Act, 1947? 4
- Or
- (a) Define the term 'factory' as used in the Factories Act, 1948. 3
- (b) Briefly explain the provisions of the Factories Act, 1948 relating to health of the workers. 12
4. (a) What is meant by 'crossing of cheques'? 3
- (b) What are the different types of crossings? State the effects of the crossing of cheques. 8
- (c) Write a short note on 'inchoate instrument'. 4
- Or
- (a) Define promissory note and describe its characteristics. 3+6=9
- (b) Distinguish between promissory note and bill of exchange. 6

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(Turn Over)

(4)

5. (a) What do you understand by the term 'director' of a company? 3
- (b) Discuss briefly the provisions of the Companies Act, 2013 in regard to the appointment of and removal of directors. 6+6=12

Or

Write short notes (under the Consumer Protection Act, 1986) on the following : 5×3=15

- (a) Consumer disputes
- (b) Restrictive trade practice
- (c) Rights of a consumer

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