Name:

**Enrolment No:** 



## UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

**End Semester Examination, May 2019** 

**Course:** Mercantile law

**Program: BBA OPEN ELECTIVE** 

Semester: VI CC: BBOE103

Time: 03 hrs. Max. Marks: 100

	Instructions: ATTEMPT ALL THE 4 SECTIONS (A,B,C,D) SECTION A			2X10=20	
Q1.	Choose the most appropriate answer	er:	(2x5=10)	Marks	СО
a)	Partnership is defined in section	of The Indian Partnership Act ,193	32 :		
	i) 2	ii) 4		2	CO 4
	iii) 3	iv) 8			
b)	Choose 1 example of Negotiable Inst				
	i) Money order	ii) share certificate		2	CO 2
	iii) Government promissory note	iv) letter of credit		2	CO 3
c)	The sum payable in a Bill of Exchange should be				
	i) Certain	ii)uncertain		2	CO 3
	iii) conditional	iv) advance			
d)	Minimum partners are required to form a partnership is :				
	i) 6	ii) 10		2	CO 4
	iii) 2	iv) 20			
e)	Sale of goods act came into force on:				
	i) 10 th July 1932	ii) 1 st July 1930			
	iii) 1 st July 1945	iv ) 15 th October 1930		2	CO 2

word negotiable means  The are 2 types of crossing of cheques i.e	2 2 2 2 2 5x4 = 5 5 5	CO 3 CO 4 CO 1,5 CO 3 CO 4 CO 4 CO 3	
ners who take active part in the conduct of the business are called	2 2 2 5x4 =	CO 4 CO 1,5 CO 3 CO 4	
sutory contracts are also known as	2 2 5x4 =	CO 1,5 CO 3	
SECTION B (ATTEMPT ALL)  te notes on the following: erentiate between Partnership and Company form of business	5x4 =	CO 3	
SECTION B (ATTEMPT ALL)  te notes on the following: erentiate between Partnership and Company form of business	5x4 =	20 CO 4	
(ATTEMPT ALL ) te notes on the following : erentiate between Partnership and Company form of business	5	CO 4	
te notes on the following : erentiate between Partnership and Company form of business	5	CO 4	
erentiate between Partnership and Company form of business			
is a holder in due course?	5	CO 3	
at is crossing of cheques? Explain its types.	5	CO 3	
tion the agreements expressly declared void by the Indian Contract Act, 1872	. 5	CO5	
SECTION C (ATTEMPT ANY 3)		10X3=30	
ition the conditions in which a Banker must refuse the payment of his omer's cheque.	10	CO 3,1	
e a detailed note on Dissolution of a Firm	10	CO 4	
tion the various ways in which a contract can be discharged	10	CO 1,5	
ne Sale? Explain the essential characteristics of a contract of sale of goods.	10	CO 3,1	
SECTION D (ATTEMPT ALL)	15	5X2=30	
		CO3	
lhavan Sunil Kumar	d. <b>15</b>	CO1 CO 5	
	SECTION D  (ATTEMPT ALL)  is Bouncing of cheques? explain the facts of the case Sadanandan Bhadran was savan Sunil Kumar	SECTION D  (ATTEMPT ALL)  is Bouncing of cheques? explain the facts of the case Sadanandan Bhadran vs havan Sunil Kumar  15  15  15  15	

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Semester: VI

## UNIVERSITY OF PETROLEUM AND ENERGY STUDIES

**End Semester Examination, May 2019** 

**Course:** Mercantile law

Prograi	m: BBA OPEN ELECTIVE	CC:	BBOE103
Time:	03 hrs.		Iarks: 100
	Instructions: ATTEMPT ALL THE 4 SECTIONS (A,B,C, SECTION A	,D) 2X10=2	20
Q1.	Choose the most appropriate answer: (2X5	=10 )   Mark	s CO
a)	In a partnership the liability of every partner is:		
	i) unlimited ii) conditional	2	CO 4,5
	iii) Restrictive iv) limited		
b)	In a Promissory Note the promise to pay must be		
	i) conditional ii) unconditional	2	CO 4
	iii) dependant iv) Restrictive		
c)	Void agreement is		
	i) Invalid agreement ii) void ab initio	2	CO 1,5
	iii) voidable iv) illegal		
d)	The Sale of Goods Act, 1930 contains sections.		
	i) 55 ii) 60	2	CO 2
	iii) 66 iv) 76		
e)	In a Partnership the maximum limit of partners is for banking business		
	i) 30 ii) 20		
	iii) 10 iv ) 50		
		2	CO 4
	Fill in the blanks: 2X5	=10	

f)	An agreement enforceable by law is a	2	CO 1.5
g)	A drawer of a dishonored cheque shall be punishable with imprisonment which may		
	extend to years or a fine amounting to or both.	2	CO 3
h)	The phrase 'Quantum Meruit 'literally means	2	CO 2
i)	Cheques may be of 2 type's i.e and and	2	CO 3
j)	Mistake is of 2 type's i.e and	2	CO 5
	SECTION B		
	(ATTEMPT ALL)	5X4=2	20
Q 2.	Write notes on the following:		
a)	Differentiate between a cheque and Promissory Note	5	CO3,1
b)	What is a Promissory Note? Explain the characteristics of a Promissory Note	5	CO 3
c)	Define Partnership .Mention the various kinds of partners.	5	CO 4
d)	How can Bailment be terminated?	5	CO1,5
	SECTION C (ATTEMPT ANY 3)	10X	3=30
Q 3.	Explain the rights and duties of Partners	10	CO 4
Q4.	Explain the Discharge of Negotiable Instruments	10	CO 3
Q5.	When can a Breach of Condition be treated as a Breach of warranty	10	CO 2
Q6.	Mention the conditions in which a Banker may Refuse payment of his customers cheque	10	CO 3
	SECTION D (ATTEMPT ALL)	15	X2=30
Q7.	Every Partner is both an agent and principal for himself and other partners. Explain		
	the above statement with the help of a case law.	15	CO4
Q8.	Explain the Dishonor of Negotiable Instruments. Also quote a case law.	15	CO1 CO 3