

Chapter 6,7

Tutor: Syed Atif Abidi

Total marks: 30

Time Allowed : 50 minutes

Question # 1

Maisam contracted with Zaryab for painting Zaryab's house on Wednesday. However, on Wednesday Zaryab went with his family on vacations without informing Maisam . Discuss the rights of Maisam. (03)

Question # 2

DhokayBaaz, a furniture retailer, agreed to supply certain furniture to Masoom at an agreed rate. Afterwards, there was a sharp increase in the rates of the timber and rates of wages. Since, it was no longer profitable to supply at the agreed rate, DhokayBaaz did not supply.

Therefore, they terminated contract on ground of difficulty/impossibility of performance. Under the provisions of the Contract Act, 1872 briefly describe whether the contract would be discharged under the above circumstances. (05)

Question # 3

Dukandar agreed to supply 5,500 plastic bottles to Khareedar. According to agreement, the date of delivery was 31 August 2017 with time as essence of contract. However, on due date Dukandar refused to supply the cans.

What rights does Khareear have?

(04)

Question # 4

Under following parts you are to identify who will perform the contract.

(i) A promises to marry B

(ii) A promises to marry B, A dies

(iii) A promises to pay B a sum of money.

(iv) A promises to pay B a sum of money, and A dies

(v) A, B and C jointly promise to pay D Rs.3,000

(vi) A and B jointly promise to repay a loan of Rs.10,000 on a specified day. A dies before that specified day.

(06)

Question # 5

Briefly explain five rules regarding performance of reciprocal promises under the provisions of Contract Act, 1872. (05)

Question # 6

Explain the difference between Novation and Alteration

(02)

Question # 7

Mark the correct answer:-

(1) X owes Rs. 10,000 to Y under a contract. It is agreed between X, Y & Z that Y shall henceforth accept Z as his debtor instead of X for the same amount. Old debt of X is discharged and a new debt from Z to Y is contracted. This is:

(a) Alteration of contract

(b) Rescission of contract

(c) Novation of contract

(d) Change in contract

(2) In relation to discharge by agreement, which one of the following statements is untrue?

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Chris Monaghan



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