DIRECTORATE OF DISTANCE EDUCATION
NALSAR UNIVERSITY OF LAW, HYDERABAD

Advanced Diploma in Drafting, Negotiation & Enforcement of Contracts (Batch 2021 – 2022)

Take Home – Annual Examination (June, 2022)

Paper II – 1.2. Law Related to Specific Contracts

TOTAL MARKS: 100

INSTRUCTIONS TO CANDIDATES

a) **Read the instructions for Take Home Examination carefully and adhere to the same.**
b) ***Please mention your name, ID No., subject name and total number of pages on the Answer Sheet.***
c) ***Clearly indicate the question numbers while answering them.***
d) ***Answer all the four questions and each question carries 25 marks.***
e) ***The approximate word limit for a 25 marks question is 800-1000, for a 15 marks question, 600-700, for a 10 marks question 400-500 and for a 5 marks question 200-250.***
f) ***All the candidates are required to submit only word / Pdf files containing the typed answers.***
g) ***All papers will be uploaded on Turn-it-in for plagiarism check. Any paper with more than 15% similarity will be considered to be plagiarized and shall not be evaluated.***
h) ***Since this is a take home exam, we expect your answers to be analytical rather than straight answers.***
i) **Copying from any source including from other students is strictly prohibited. Plagiarism is considered as a serious academic mis-conduct and the University will take action as it deems fit.**

Q.1. Mr. X stands as a surety for a loan of 50 lakh rupees taken by Mr. Y. Y fails to pay the amount and because of interest it becomes 70 lakhs. The bank sues X the surety for the recovery of the amount. X puts forward the following two defences:

(i) That first the bank should recover the amount from the Y and his liability would arise only if the bank cannot recover the amount form him.

(ii) He is liable to pay 50 lakhs only and not 70 lakhs.

Give your opinion with respect to the above mentioned defences made by Mr. X with the aid of relevant provisions of law and cases. **(25 Marks)**

Q.2. Discuss what is a pledge? Explain pledgee's right to sell and the procedure to be followed in this respect. Can a pledgee buy himself? **(25 Marks)**

Q. 3. Explain and critically examine the concept of lien and banker's lien with the aid of relevant provisions of law and cases. **(25 Marks)**

Q. 4. (a) Explain the concept of ratification in relation to a contract of agency and the conditions of a valid ratification. **(15 Marks)**

(b) What are the formal requirements of a government contract? What is the effect of not following a formal requirement on the contract? **(10 Marks)**