

Part - B Essay Questions

Answer only three (03) questions including question number 01 in Part B

Marks Allocated: 70 Marks

01. A offered to sell his car to B in a letter by post which was posted on 02nd January 2017.

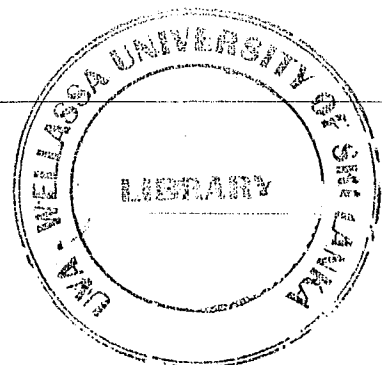
The letter was reached to B on 10th January 2017 due to a postal delay. B posted his letter of acceptance to buy the car on 13th January 2017, but the letter was handed over to an apparently similar address in a wrong direction.

The receiver of this letter has handed over it to the nearest post office on 20th January 2017 and the Postal Department again delivered it to the correct recipient (that is A) on 30th January 2017. Meanwhile, since A did not hear from B within a reasonable time period regarding B's acceptance, A posted his letter of revocation to B on 15th January 2017 and sold his car to C on 16th January 2017. However, this letter of revocation was reached to B on 18th January 2017. B was expecting to buy it as he is of the opinion that he has accepted the offer relating to it.

You are required to;

- i. Explain the six (06) elements for a valid contract. (09 Marks)
- ii. Discuss the legal right of B in the above scenario with supportive cases in law. (09 Marks)
- iii. Discuss the remedies available to the victim for breaching of contract. (12 Marks)

(Total Marks 30)



02.

- i. "Agency by Necessity Rule" can be applied for transportation of goods, and transporter can take his own decision under this.

Discuss under which conditions a transporter can make his own decision with supportive cases. (10 Marks)

- ii. "As a general rule, when an agent acts without the express authority previously given by the principal, the principal agent relationship will not come into existence. However, if the principal ratifies subsequently, the agency by ratification arises."

Discuss the requirements for valid ratification. (10 Marks)

(Total Marks 20)

03. One of the main differences between a cheque and a bill of exchange is that a cheque can be crossed, whereas a bill of exchange cannot be crossed.

- i. What is meant by the "Crossing of cheques"? (02 Marks)
- ii. Evaluate the importance of crossing the cheques. (08 Marks)
- iii. Discuss the key characteristics of "Bill of Exchange". (10 Marks)

(Total Marks 20)

04.

- i. Discuss the six (06) implied conditions stated in the "Sales of Goods Ordinance" with supportive cases. (10 Marks)

- ii. Meena bought a frock from a famous Readymade Garments Store in the Town. This frock contained a chemical which caused her to suffer from a skin infection (dermatitis).

Discuss whether Meena is entitled to claim damages against the Readymade Garments Store with the supportive cases. (10 Marks)

(Total Marks 20)