Bihar Judicial Service (Mains) 2000

Law of Contracts and Torts · optional paper

Part A

1. Discuss fully the provisions in the Indian Contract Act regarding performance of contract.

2. Explain void agreements. Discuss the rules regarding void agreements.

3. Write short notes on: (a) Anticipatory breach of contract; (b) Undue influence.

4. (a) An agreement without consideration is void. Explain this rule with exceptions.
(b) Doctrine of quantum meruit.

5. (a) Define bailment. Discuss the essentials of a contract of bailment.
(b) Explain in detail the discharge of surety.

Part B

6. Define a tort. How does a tort differ from a crime and breach of contract?

7. Explain the rule of vicarious liability. When is the master liable for the tort of his servant?

8. Explain with illustrations the maxim "volenti non fit injuria".

9. Explain the following: (a) Special damages and general damages; (b) Ubi jus ibi remedium.

10. Briefly state the facts and explain the principle contained in the following decisions: (a) Ashby v. White; (b) Armory v. Delamere.