
MERCANTILE LAW
Module B

(MARKS 100)
(3 hours)

- Q.1 (a) What is the composition and tenure of Federal Shariat Court? (03)
- (b) What does court of first instance means? List the areas of jurisdiction of the High Court. (03)
- Q.2 Describe the circumstances under which an agreement made without consideration is considered valid and binding under the Contract Act, 1872. (07)
- Q.3 (a) Sara planned to spend her vacations in Islamabad with her parents. She therefore, requested her neighbour, Farha to take care of her pet cat during this period. On her return from vacations, Farha informed Sara that she had to spend Rs. 500 on usual feeding and grooming of the cat and Rs. 1,000 on medical expenses as the cat fell sick, without any negligence on Farha's part.
- You are required to state the amount, if any, which Sara needs to reimburse to Farha in each of the situations given below. Justify your answer with reasons under the provisions of Contract Act, 1872.
- (i) No remuneration was agreed to be paid to Farha for the safe custody of the pet.
(ii) Sara had agreed to remunerate Farha for her services. (04)
- (b) Describe the following as defined under the Contract Act, 1872.
- (i) Bailee's particular lien
(ii) General lien of a banker (04)
- (c) Majid gave a piece of fabric to Stylish Suiting for sewing a coat at a consideration of Rs. 5,000. On completion, Majid paid the whole amount; however, Stylish Suiting refused to deliver the coat until the payment of previous dues of Rs. 3,000.
- Explain under the provisions of Contract Act, 1872, whether Stylish Suiting is justified in refusing to deliver the coat. (02)
- Q.4 (a) Explain the term ratification in relation to the contract of agency under the Contract Act, 1872. What is the effect of a valid ratification? (03)
- (b) List down the conditions necessary for a valid ratification. (04)



Mercantile Law Question Paper 23

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The Accountant, 1927 *M.Com Entrance Previous Year Question Paper -2018 for Delhi University* Dheeraj Kumar Singh, ACCA F4 - Corp and Business Law (Eng) - Study Text 2013 BPP Learning Media, 2011-12-15 This examiner reviewed F4 Eng Study Text takes the reader on a journey from complete novice to an accountant who has a good understanding of the legal issues relevant to businesses It comprehensively covers all the detail required to pass the ACCA s law exam and according to the examiner makes the task of coming to terms with it almost enjoyable *Business LAW* Dr. Hemant Babulkar I Dr. Mukul Burghate, Business law which is also referred to as mercantile or commercial law is the group of rules that governs the dealings between individuals or companies involved in commercial matters These laws can be enacted by International or national legislation Agreement Convention This branch of law relates to the liabilities duties and legal rights of individuals or businesses involved in transactions that relate to merchandising sales commerce and trade Business law includes private and public laws as part of civil laws The purpose of this study Material is to present an introduction to the subjects of Business Law for Commerce and Management Students The book contains the syllabus from basics of the subjects going into the intricacies of the subjects All the concepts have been explained with relevant examples and diagrams to make it interesting for the readers An attempt is made here by the experts of TMC to assist the students by way of providing Study Material as per the curriculum with non commercial considerations However it is implicit that these are exam oriented Study Material and students are advised to attend regular lectures in the Institute and utilize reference books available in the library for Indepth knowledge We owe to many websites and their free contents we would like to specially acknowledge contents of website www.wikipedia.com and various authors whose writings formed the basis for this book We acknowledge our thanks to them At the end we would like to say that there is always a room for improvement in whatever we do We would appreciate any suggestions regarding this study material from the readers so that the contents can be made more interesting and meaningful Readers can email their queries and doubts to our authors on tmcnagpur@gmail.com We shall be glad to help you immediately Dr Hemant Babulkar I Dr Mukul Burghate Authors LEGAL & BUSINESS ENVIRONMENT: Made Very Very Easy Dr. Mukul Burghate and Dr Sunil Ikharkar, Preface Law is a system of rules that are created and enforced through social or governmental institutions to regulate behavior It has been defined both as the Science of Justice and the Art of Justice Law is a system that regulates and ensures that individuals or a community adhere to the will of the state State enforced laws can be made by a collective legislature or by a single legislator resulting in statutes by the executive through decrees and regulations or established by judges through precedent normally in common law jurisdictions Private individuals can create legally binding contracts including arbitration agreements that may elect to accept alternative arbitration to the normal court process The formation of laws themselves may be influenced by a constitution written or tacit and the rights encoded therein The law shapes politics economics history and society in various

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United States Circuit Courts of Appeals Reports ,1907 **McMaster's Commercial Cases.Current Business Law from the Decisions of the Highest Courts of the Several States** James Smith McMaster,1911 *Reports Containing the Cases Determined in All the Circuits from the Organization of the Courts* ,1912 **The Essentials of Commercial Law** W. E. Stipp,1894 **Reports of Cases Argued and Determined in the Circuit Court of the United States for the Second Circuit** United States. Circuit Court (2nd Circuit),Samuel Blatchford,1877 **Reports of Cases Argued and Determined in the Circuit Court of the United States for the Second Circuit** ,1877 Accountant Student and Accountants' Journal ,1928 *The Commercial Student's Class Book of Commercial Law for the School and Counting-room* Charles E. Carhart,1882 **Industrial Arts Index** ,1926 Legal Bibliography, New Series ,1894

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