

COURSE TITLE	LAW OF CONTRACT II
COURSE CODE	10FL2202
COURSE CREDITS	4

Objective:

- 1 To make students understand the different kinds of special contracts.
- 2 To provide an insight into the justification for special statutory provisions for certain kinds of contracts including Contract of Indemnity, Guarantee, Bailment and Pledge.
- 3 To make students aware about the laws relating to Contract of Agency and Partnership.
- 4 To help students understand the nature of jurisprudence involved in each case and the technique of interpreting such law.
- 5 To provide students with a practical approach while dealing with special contracts

Course Outcomes: After completion of this course, student will be able to:

- 1 Recall concepts of special contracts.
- 2 Demonstrate understanding on various principles relating to Contract of Indemnity & Guarantee.
- 3 Experiment with principles and provisions on Bailment & Pledge
- 4 Examine the principle of agency in practice.
- 5 Evaluate the difference between Partnership & Limited Liability Partnership Act and benefits
- 6 Formulate modern contract techniques and develop new drafting skills in the Sale of Goods Act, 1930 with amendments.

Pre-requisite of course:Law of Contract-I

Teaching and Examination Scheme

Theory Hours	Tutorial Hours	Practical Hours	ESE	IA	CSE	Viva	Term Work
3	1	0	50	30	20	0	0

Contents : Unit	Topics	Contact Hours
1	Contract of Indemnity & Guarantee Nature and definition, Rights of indemnity holder , Commencement of liability, Contract of Guarantee – Nature and definition, Essential features of guarantee. , Extent of surety’s liability, discharge of surety, Rights of the surety, Fiduciary role of Surety, Principal Debtor and Creditor, Continuing Guarantee and Revocation of Continuing Guarantee, Drafting Indemnity Agreements, Drafting Guarantee Agreements.	9

Contents : Unit	Topics	Contact Hours
2	Bailment & Pledge Nature and definition, Essential features, Rights and duties of bailor and bailee, Pledge – Nature and definition., Rights of pawnor and pawnee, Pledge by non-owners, Drafting Bailment Agreements.	9
3	Agency Definition and kinds of agency, Essentials of agency, Modes of creation of agency, Concept of Sub-Agency, Concept of Co-Agency , Duties and rights of agents, Authority of agent – express, implied, and ostensible authority., Liabilities- liability of principal & agent., Termination of agency, Drafting ?Contract of Agency?	9
4	Indian Partnership Act, 1932 & Limited Liability Partnership Act, 2008 Nature and definition of Partnership, Types of Partners., Minor as a partner., Concept of limited liability, Nature of Limited Liability Partnership, Incorporation of Limited Liability Partnership, Partners and their Relations, Registration of Partnership, Dissolution of partnership., Drafting of Partnership Deed	10
5	The Sale of Goods Act 1930 Concept of Goods, Sale of Goods v. Agreement to Sale, Caveat Emptor, Caveat Venditor, Nemo dat quod non habet;, Condition and warranties;, Passing of property, rules relating to passing off property;, Rights of the unpaid seller., Formation of a Contract of Sale of Goods., Performance of a Contract of Sale of Goods	8
Total Hours		45

Suggested List of Experiments:

Contents : Unit	Topics	Contact Hours
1	Exercises related to Law of Contract Exercises related to Law of Contract	15
Total Hours		15

Textbook :

- 1 Law of Contracts, Avtar Singh, Eastern Book Company, Lucknow, 2018

References:

- 1 M. P. Cheshire, Fifoot, and Furmston's Law of Contract, M. P. Cheshire, Fifoot, and Furmston's Law of Contract, Cheshire, G. C., and Furmston, Oxford University Press, 2007

Suggested Theory Distribution:

The suggested theory distribution as per Bloom's taxonomy is as follows. This distribution serves as guidelines for teachers and students to achieve effective teaching-learning process

Distribution of Theory for course delivery
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Remember / Knowledge	Understand	Apply	Analyze	Evaluate	Higher order Thinking / Creative
10.00	10.00	30.00	10.00	20.00	20.00

Supplementary Resources:

- 1 <http://www.legalbites.in/contract-of-indemnity-and-guarantee/>
- 2 <http://lawtimesjournal.in/bailment-and-pledge/>
- 3 <https://blog.ipleaders.in/law-of-agency/>
- 4 <https://www.youtube.com/watch?v=c7ZlQ0dAvRk>