

Mercantile Law

Foundation Examination
Spring 2012
Module B

5 March 2012
100 marks - 3 hours
Additional reading time - 15 minutes

Instructions to candidates:

- (i) All the Questions from Section-A are compulsory.
- (ii) Attempt any FOUR out of SIX Questions from Section-B.

Section A

Q.1 Select appropriate answer from the options available for each of the following multiple choice questions (MCQs). Each MCQ carries ONE mark.

- (i) A positive assertion, in a manner not warranted by the information of the person making it, of that which is not true, though he believes it to be true is said to be a:
(a) fraud (b) misrepresentation (c) mistake (d) misinterpretation
- (ii) According to the Sale of Goods Act, 1930 documents of title to goods include:
(a) bill of lading. (b) railway receipt.
(c) warehouse keeper's certificate. (d) all of the above.
- (iii) A minor can:
(a) be an agent (b) be a principal (c) both (d) none
- (iv) In the case of goods sold on sale or return basis, the property in goods passes:
(a) when price is paid. (b) when goods are delivered.
(c) when approval is conveyed. (d) in all of the above cases.
- (v) Partnership is:
(a) the relationship between persons who have agreed to share the profits of jointly owned property managed by all or any of them acting for all.
(b) the relationship created by an agreement between a banking company and person(s) providing for sharing of profit and loss arising from the finance provided to such person(s).
(c) both of the above.
(d) the relation between persons arising from a contract who have agreed to share the profits of a business carried on by all or any of them acting for all.
- (vi) The consent is said to be free when:
(a) two or more persons agree upon same thing in the same sense.
(b) all parties to the contract benefit from the contract.
(c) it is not the result of coercion or undue influence or fraud or misrepresentation or mistake.
(d) all of the above.
- (vii) What are the consequences of resale of goods by unpaid seller where he expressly reserves such right in case of buyer's default?
(a) The original contract of sale is rescinded.
(b) The new buyer acquires a good title thereto.
(c) The seller may claim damages based on the original contract of sale.
(d) All of the above.



Mercantile Law Question Paper

RD Boyd



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The Accountant ,1907 *Accountant Student and Accountants' Journal* ,1895 Question Book in the Course in Business Law ,1909 **Business Law--case Method ...** William Kix Miller, William H. Spencer, 1915 *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 Story Case-business Law ... William Kix Miller, 1919 **McMaster's Commercial Cases.Current Business Law from the Decisions of the Highest Courts of the Several States** James Smith McMaster, 1910 **Principles of Business Law** John Aldrich Chamberlain, 1908 *The Business Law Journal* ,1929 **ACCA Skills F4 Corporate and Business Law (Global) Study Text 2014** BPP Learning Media, 2014-06-01 The examining team reviewed F4 Study Text covers all the relevant ACCA F4 syllabus topics It explores key legal issues relevant to businesses and demonstrates how they are put in to practice Detailed examples throughout the text will help build your understanding and reinforce learning BUSINESS LAWS Book Sukhvinder Kaur, Maneet Kaur, 2023-10-16 Revised Curriculum and Credit Framework of Under Graduate Programme Haryana According to KUK CRSU University Syllabus as Per NEP 2020 *Business Law Concentrate* James Marson, Katy Ferris, 2016 This revision guide covers the main topics found on undergraduate business law courses It provides succinct coverage of key legal points includes key cases and enables students to quickly grasp fundamental principles from across several legal fields *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 ways and serves as a mediator of relations between people It is in this context a textbook on introduction to the subject of LEGAL 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 sjp10ng@gmail.com We shall be glad to help you immediately Authors Dr Mukul Burghate and Dr Sunil Ikharkar **Cases on Business Law** William Everett Britton, Ralph Stanley Bauer, 1922 **Lectures on Business Law and the Negotiable Instruments Law** Samuel Williston, 1911

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