

COURSE HANDOUT

LAW OF CONTRACT-II (BBALLB-202)

BBALLB-2ND SEMESTER

ACADEMIC YEAR (2024-25)

Mr. Mohd Aqib Aslam

Assistant Professor

School of Law



School of Law

Model Institute of Engineering & Technology (Autonomous)

Kot Bhalwal, Jammu - 181122

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Course Code	Course Name	Course Type	Cd	L	T	P	Marks		
							Sessional	Final Exam	Total
BBALLB-202	Law of Contract-II	Core	4	5	0	0	30	70	100

COURSE OUTCOMES

At the end of the course the student will be able to:	
CO1	Interpret and explain the theoretical concepts of Indemnity & Guarantee.
CO2	Analyse different features of Bailment and Pledge.
CO3	Examine the principles of agency.
CO4	Apply the conceptual framework of the Sale of Goods Act, 1930.
CO5	Elucidate the concept of the Specific Relief Act, 1963.

Unit-I: Indemnity and Guarantee

- 1.1 Contract of Indemnity and Guarantee – Definition and Nature (Ss. 124, 126)
- 1.2 Rights of Indemnity Holder and Guarantor (Ss. 125, 127-129)
- 1.3 Revocation of Guarantee (Ss. 130 and 131)
- 1.4 Rights of Surety (Ss. 133-141)
- 1.5 Liability of Guarantor (Ss. 142-147) (12 Hours)

Unit-II: Bailment and Pledge

- 2.1 Bailment and Pledge – Definition and Nature (Ss. 148 and 172)
- 2.2 Duties of Bailor and Bailee (Ss. 150-157)
- 2.3 Rights of Bailor and Bailee and Pawnor and Pawnee (Ss. 153 – 168, 173-175, 177, 178A)
- 2.4 Finder of Goods as a Bailee (Ss. 168, 169)
- 2.5 Pawnee's Right of Sale (S. 172) (12 Hours)

Unit-III: Agency

- 3.1 Meaning of Agent and Principal (Ss. 182-184)
- 3.2 Creation of Agency (Ss. 186-187)
- 3.3 Ratification of Agency (Ss. 196-200)
- 3.4 Rights of Agent (Ss. 217-225)
- 3.5 Termination of Agency (Ss. 201, 205-207) (12 Hours)

Unit-IV: The Sale of Goods Act, 1930

- 4.1 Meaning and Essentials of Contract of Sale and goods (Ss. 4, 6-8)
- 4.2 Essentials of Contract of Sale (S. 5)
- 4.3 Conditions and Warranties (Ss.12-17)
- 4.4 Doctrine of Caveat Emptor (Ss. 1-6)
- 4.5 Rights of Unpaid Seller (Ss. 45-62) (10 Hours)

Unit-V: Specific Relief Act, 1963

- 5.1 Recovering Possession of Property (Ss. 5-8)
- 5.2 Specific Performance of Contracts (Ss. 9-24)
- 5.3 Rectification & Rescission of Instruments (Ss. 26-30)
- 5.4 Cancellation of Contracts (Ss. 31-33)
- 5.5 Declaratory Decrees & Preventive Relief or Injunctions (Ss. 34- 44) (10 Hours)



Textbooks

S.No	Name of the Books	Name of the Author	Publisher Name	Edition (Pub.Yr.)
1	Law of Contract-II	Dr R.K. Bangia	Allahabad Law Agency	28 th (2022)
2.	Law of Contract-I	Dr. R.K. Bangia	Allahabad Law Agency	26 th (2022)

Reference Books

S.No	Name of the Books	Name of the Author	Publisher Name	Edition (Pub.Yr.)
1	Law of Contract and Specific Relief	Dr. Avtar Singh	Eastern Book Company	8 th (2002)

COURSE PLAN

Unit-I Indemnity and Guarantee

S.No	Topics	Recommended Books
1	Definition of Indemnity	Book 1, Ch.1
2	Essentials or Nature of Contract of Indemnity	Book 1, Ch.1
3	Rights of the Indemnity Holder	Book 1, Ch.1
4	Contract of Guarantee defined	Book 1, Ch.1
5	Main Features of Contract of Guarantee	Book 1, Ch.1
6	Revocation of Guarantee	Book 1, Ch.1
7	Rights of the Surety	Book 1, Ch.1
8	Liability of the Guarantor	Book 1, Ch.1

Unit-II Bailment and Pledge

9	Definition and Nature of Bailment	Book 1, Ch.2
10	Duties of the Bailor and Bailee	Book 1, Ch.2
11	Rights of the Bailor and Bailee	Book 1, Ch.2
12	Finder of Goods as a Bailee	Book 1, Ch.2
13	Definition and Nature of Pledge	Book 1, Ch.2
14	Rights of Pawnor and Pawnee	Book 1, Ch.2

Unit-III Agency

15	Meaning of Agent and Principal	Book 1, Ch.3
16	Creation of Agency	Book 1, Ch.3
17	Ratification of Agency	Book 1, Ch.3
18	Rights of Agent	Book 1, Ch.3
19	Termination of Agency	Book 1, Ch.3

Unit-IV The Sale of Goods Act, 1930

20	Meaning and Essentials of Contract of Sale and goods	Book 1, Ch.10
21	Conditions and Warranties	Book 1, Ch.11
22	Doctrine of Caveat Emptor	Book 1, Ch.11
23	Rights of Unpaid Seller	Book 1, Ch.14

Unit-V Specific Relief Act, 1963

24	Recovering Possession of Property	Book 2, Part 2, Ch.2
25	Specific Performance of Contracts	Book 2, Part 2, Ch.3
26	Rectification of Instruments	Book 2, Part 2, Ch.4



27	Rescission of Instruments	Book 2, Part 2, Ch.5
28	Cancellation of Contracts	Book 2, Part 2, Ch.6
29	Declaratory Decrees	Book 2, Part 2, Ch.7
30	Preventive Relief or Injunctions	Book 2, Part 2, Ch.8

ADDITIONAL WEB RESOURCES

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| 1. | MOOC: Meaning and Classification of bailment
https://www.youtube.com/watch?v=OiBgxNTSXRUcEoK3 |
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GRADING AND ASSESSMENT

- **Sessional Test:** 15 marks
- **Sessional One:** 7.5 marks
- **Sessional Two:** 7.5 marks
- **Assignment:** 10 marks
- **Attendance:** 5 marks
- **Final Examination:** 70 marks

COURSE POLICIES

- **Attendance:** Minimum 75% attendance is mandatory to appear in the final examination of the course.
- **Academic Integrity:** MIET's academic integrity policies apply. Plagiarism will not be tolerated.
- **Late Submissions:** Assignments and projects must be submitted by the specified timelines.

FACULTY INFORMATION

- **Office Hours**

Monday – Saturday (9:20 AM - 4:20 PM)

- **Contact Information**
Aqib.llb@mietjammu.in