



BHAGWAN MAHAVIR UNIVERSITY

Effective
From
(2023-2024)

Bhagwan Mahavir College of Legal Education

LL.B course (3 Year)

Semester: I

Subject Code	Subject Title	Teaching Scheme					
		(Hours/Week)		Credits	Examination Marks		Total Marks
		Theory	Tutorial		Internal	External	
1LB301T	Law of Contract-I and Specific Relief Act	4	0	4	50	50	100

Duration of Exam: 2:30 Hours

COURSE OBJECTIVES

- To make learners understand the significance of the Law of Contract, Agreement and Contractual Obligation
- To trace the evolution of the English Law of Contract and its effects on the Indian Contract law and its subsequent development
- To provide a thorough understanding of the Quasi-Contracts and its repercussions on the commercial and other relationships
- To make learners understanding the various remedies available for the Breach of Contractual relations
- To provide a thorough understanding of the Specific Relief Law in India and its impact on the contracts.
- To make learners understand the rectification, rescission, cancellations and declarations made under contract law

Sapna S. Patil

Chairman - BOS
Chairman
Board of Studies
Faculty of Law
Bhagwan Mahavir University

Dr. Anshu

Dean- Academics
Dean Academics
Bhagwan Mahavir University,
Surat.

Dr. Smit

Registrar
I/C. Registrar
Bhagwan Mahavir University
VIP Road, Vesu, Surat - 395007

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Course Outcomes:

Sr. No.	CO statement	Marks % weightage
1	Students will be able to demonstrate a high level of understanding in the matters of contract, commercial agreements and other kinds of agreements and legal instruments.	20
2	Students should be able to understand as to how contracts and other related agreements are formed and terminated legally.	20
3	Students should be able to identify the important clauses and other loopholes in the various contractual agreements with precision.	20
4	Students should be able to draft the contents of the effective Contractual Agreements of various natures.	20
5	Students should be able to learn the technical know-how of the various steps involved right from the formation to the termination of the Contract.	20

Detail Content:

Sr.No.	Topic	TotalHrs.
UNIT-1	General Principles of Contract: a) Freedom of Contract b) Basic Concepts – Proposal/Offer, Acceptance, Promise, Agreement, Contract – Definitions, Nature, Characteristics, Kinds of offer – General, Specific, Cross, Standing, Offer and invitation to offer c) Communication and Revocation – Postal, Telephonic and Telex, E-mail d) Types of contract e) Standard and printed forms of contract – their nature and unilateral character f) Capacity to contract – minor, person of unsound mind, person disqualified from contracting.	12

Sapna S. Patraleji
Chairman - BOS

**Chairman,
Board of Studies
Faculty of Law
Bhagwan Mahavir University**

Gar
Dean- Academics

**Dean Academics
Bhagwan Mahavir University
Surat.**

[Signature]
Registrar

**I/C. Registrar
Bhagwan Mahavir University
VIP Road, Vestu, Surat - 395 005**

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UNIT-2	<p>Consent(S.15-19)</p> <p>a) Free Consent – meaning and importance</p> <p>b) Elements vitiating free consent: Coercion, Undue Influence, Fraud, Misrepresentation</p> <p>c) Effects of coercion, undue influence, fraud and misrepresentation on contract</p> <p>d) Mistake</p>	12
UNIT-3	<p>Consideration</p> <p>a) Consideration – S.2(d), S.23, S.24, S.25</p> <p>b) Void Agreements : Agreements in restraint of marriage (s.26)</p> <p>1. Agreements in restraint of trade with exceptions (s.27)</p> <p>2. Agreements in restraint of legal proceedings with exceptions (s.28)</p> <p>3. Agreements void for uncertainty (s.29)</p> <p>4. Agreements by way of wager (s.30)</p> <p>c) Contingent Contracts – S.31-36</p> <p>d) Performance of Contracts – S.37-61:</p> <p>1. Obligation of the parties to perform contracts</p> <p>2. By whom contracts must be performed</p> <p>3. Time, place and manner of performance</p> <p>4. Performance of reciprocal promises</p> <p>5. Performance of alternative promises</p> <p>6. Rules to appropriation of payment</p>	12

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Chairman - BOS

Chairman
Board of Studies

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Dean- Academics

Dean Academics
Bhagwan Mahavir University,
Surat.

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UNIT-4	Discharge and remedies-S.62-75 a) Modes of discharge of contract b) Quasi Contracts c) Breach of Contract d) Anticipatory breach of contract e) Remedies for breach of contract	12
UNIT-5	Specific Relief Act a) Specific Relief. b) Specific performance of contract. c) Contracts that can be specifically enforced. d) Persons against whom Specific Performance can be ordered. e) Rescission and cancellation. f) Injunction – Temporary, Perpetual. g) Declaratory Orders. h) Damages Kinds, remoteness of damages-ascertainment of damages.	12
	Suggested Readings: <ul style="list-style-type: none"> • Mulla D: Indian Contract Act • Avtar Singh: Law of Contract • Pollock & Mulla: Indian contract and Specific Relief Act • Anson: Law of Contract • Avtar Singh: Mercantile Law • PPS Gogna: Mercantile Law 	

Sapna S. Pathak

**Chairman - BOS
Chairman
Board of Studies**

[Signature]

**Dean - Academics
Dean Academics
Bhagwan Mahavir University,
Surat.**

[Signature]

**I/C Registrar
Registrar
Bhagwan Mahavir University
VIP Road, Vesu Surat-395007**