



Gyanmanjari
Innovative University

Course Syllabus

Gyanmanjari Institute of LAW

Semester-1 (LL.B)

Subject: Special Contract - LAWLL11502

Type of course: Major (Core)

Prerequisite: Basic Knowledge of General contract and it's principles.

Rationale: The course is designed with an aim to study overview of Specific contracts, Indian Partnership Act, Sales of Goods Act. Some other objectives of this course is that to understand the distinction between Guarantee and Warranty and other specific contracts.

Teaching and Examination Scheme:

Teaching Scheme			Credits	Examination Marks			Total Marks
CI	T	P	C	Theory Marks		CA	150
				ESE	MSE	ALA	
5	1	0	6	100	30	20	

Legends: CI-Classroom Instructions; T – Tutorial; P - Practical; C – Credit; ESE – End Semester Examination; MSE- Mid Semester Examination; CA - Continuous Assessment; ALA-Active Learning Activities.



Course Content:

Sr. No	Course content	Hrs	% Weightage
1	Indemnity and Guarantee • Indemnity : concept, Need for indemnity, definition • Methods of creating indemnity obligations • Commencement of various type of Indemnity creation, Document/agreement of Indemnity, Nature of Indemnity clauses • Guarantee : Concept, essentials for a valid guarantee contract • Rights and Liabilities of Surety	15	25
2	Bailment, Pledge and Agency • Essential Features, Rights & Duties of Bailor & Bailee • Pledge : Definition Rights and Duties of Pawnee • Agency : Definition, Essentials, kinds of agents, creation of Agency, Relations of Principal and Agent, Rights and Duties of Agent, Relation of Principal with third parties, method of terminations of Agency contract, liabilities of Principal and Agent before and after termination of Agency Contract	15	25
3	Sale of Goods Act • Contract of Sale : Concept, Essentials, Implied Terms • Rule of Caveat Emptor • Conditions and Warranties • Transfer of Title and Passing of risk • Various rules regarding delivery of goods • Unpaid Seller and his rights	15	25
4	Partnership Act • Partnership : Nature, Scope, Definitions, Kinds of Partnership • Rights and Duties of Partners, Liabilities of Partner • Registration of Firm, Effect of non-registration • Dissolution of Firm and its effect • Liability of Partners under the Limited Liability Partnership Act	15	25



Continuous Assessment:

Sr. No	Active Learning Activity	Marks
1	Research and Analysis : Faculty will be provide topics. Students have to research on the particular topic with statistical analysis and upload that research on the GMIU web portal.	10
2	Trial Advocacy : Faculty will be provide some instruction regarding parties of special contract. Students have to select their topic and write a Trial advocacy. Students have to submit a written debate format to the subject faculty and also submit the details on the GMIU web portal.	10
	Total	20

List of Suggested Tutorials

Sr. No	Suggested Tutorial
1	Basic knowledge about the difference between Contract and Special Contract with help of Bare act and legal maxim.
2	Rights and Liabilities of Surety with case law
3	Drafting : Partnership deed
4	Basic rules of partnership and also rights and liabilities of partner.
5	Discuss in details about the procedure of Dissolution of partnership.
6	Special Contract : Case law with help of AIR Journals and Bare act
7	Landmark Judgment Discussion
8	Group Discussion on Some other objectives of this course is that to understand the distinction between Guarantee and Warranty and other specific contracts.



Suggested Specification table with Marks (Theory): 100

Distribution of Theory Marks (Revised Bloom's Taxonomy)						
Level	Remembrance (R)	Understanding (U)	Application (A)	Analyze (N)	Evaluate (E)	Create (C)
Weightage	40%	40%	20%	00%	00%	00%

Note: This specification table shall be treated as a general guideline for students and teachers. The actual distribution of marks in the question paper may vary slightly from above table.

Course Outcome:

After learning the course, the students should be able to:	
CO1	Identify the Basic concept of Indemnity and Guarantee and also they know Difference between both of them.
CO2	Know The Rules and role of Agency and Agent
CO3	Understand the Concept of Sale of Good Act
CO4	Set out a range of subject specific, cognitive and transferable skills within the purview of Sales of Goods Act, Indian Partnership Act.

Instructional Method:

The course delivery method will depend upon the requirement of content and the needs of students. The teacher, in addition to conventional teaching methods by black board, may also use any tools such as demonstration, role play, Quiz, brainstorming, MOOCs etc.

From the content 10% topics are suggested for flipped mode instruction. Students will use supplementary resources such as online videos, NPTEL/SWAYAM videos, e-courses. The internal evaluation will be done on the basis of Active Learning Assignment.

Practical/Viva examination will be conducted at the end of semester for evaluation of performance of students in the laboratory.



Reference Books:

- [1] Commercial Law - by Agra Law Agency
- [2] Law of Contract Part-2 - by C. Jamnadas & Co.
- [3] Contract-2 - by M. D. Pancholi
- [4] Law of Contract-II - by S. S. Srivastava
- [5] Business Law - by Avatarsinh
- [6] Pollok and Mulla, Partnership Act
- [7] Mulla on Sale of Goods Act

