

Syllabus of B.A., LL.B. (Hons.) Major-Minor 2022-23 Batch

COURSE 1.1- LAW OF CONTRACT – I (GENERAL PRINCIPLES OF CONTRACT)

Objectives: Contracts are the foundation for most of the transactions especially transactions dealing with the property. The general principles governing contracts remain the same, whether the transaction is in the ordinary course of life or in the electronic world (e-commerce). This course gives orientation to the students to understand the legal consequences of e- agreements, which is dealt in detail under Information Technology Law. It is very important to introduce the students to the basic principles governing contracts and lay a powerful foundation for their study of other transactional and related laws in higher semesters.

UNIT – I

Introduction: Sources of Law - Judicial Precedents, Customs, usages, legislation.
Introduction and English Law in India: History, Formation of Contract (S.10). Agreement and Contract; Definitions, Classification, Offer and Acceptance, Communication, Revocation, Essential elements, Invitation to Offer, Tenders.

UNIT – II

Consideration: Nudum Pactum, Essential elements, Privity of Contract and of Consideration, Exceptions, Unlawful Consideration and its effect.

Capacity to Contract- Minor's Agreements and its effects, Persons of unsound mind, Persons disqualified by Law.

Free Consent-Coercion, Undue influence, Misrepresentation, Fraud, Mistake.

UNIT – III

Legality of Object-Void Agreements, Agreements against Public Policy,

Wagering Agreements- its exceptions.

Contingent Contracts.

Discharge of Contracts and its various Modes - by performance, Time and place of performance, Performance of reciprocal promises, Appropriation of Payments, Discharge by Agreement, by operation of Law, By frustration (Impossibility of Performance), by Breach (Anticipatory and Actual).

UNIT – IV

Remedies for Breach of Contracts-Damages, Remoteness of damages, Ascertainment of damages, injunction, When granted and when refused, Restitution, Specific performance when granted. Quasi Contracts.

UNIT – V

The Specific Relief Act with 2018 Amendment.

Nature of Specific Relief- Recovery of Possession of movable and immovable Property; Substituted Performance; Specific performance when granted and not granted; who may obtain and against whom; power of the Court to grant relief. Expert opinion in Infrastructure and related Matters.

Rectification of instruments - Cancellation, Declaratory decrees, Preventive relief.

Temporary injunctions - Perpetual and mandatory Injunctions.

Prescribed Books:

1. Avtar Singh - Law of Contracts
2. Pollock and Mulla - Indian Contract Act
3. Avtar Singh - Specific Relief Act

Reference Books:

1. P. S. Atiya - Introduction to the Law of Contract
2. G. C. Cheshire - Law of Contract
3. G. H. Treitd - Law of Contract
4. R. K. Abichandarai - Contract and Specific Relief Act
5. Bannarjee. S. C - Law of Specific Relief
6. Navijayashankar – Cyber Laws
7. Justice Yatinder Singh – Cyber Laws.
8. William Anson - Law of Contract
9. VenkateshIyer - Law of Contract
10. Sarkar - Specific Relief Act