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Name:	\$
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Inviailator's Signature :	

CS/HM-(SEPARATE SUPPLE)/SEM-5TH/BHM-503/2011

2011 LAW

Time Allotted: 3 Hours Full Marks: 70

The figures in the margin indicate full marks.

Candidates are required to give their answers in their own words as far as practicable.

GROUP - A (Multiple Choice Type Questions)

1. Choose the correct alternatives for the following:

 $10 \times 1 = 10$

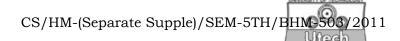
- i) Insolvents are also known as:
 - a) Debtor

- b) Financial bankrupt
- c) Both (a) & (b)
- d) None of these.
- ii) Which among the following is not an element of a valid contract?
 - a) offer & acceptance
 - b) intention to create legal relationship
 - c) unlawful consideration
 - d) lawful object.

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- iii) Cross Offers are: identical offers offered by two parties a) unidentical offers by two parties b) c) offers made by two parties while crossing each other none of these. Consideration is a technical term derived from the iv) meaning: quid pro quo a) status-quo b) caveat vitae d) none of these. The consent given under the threat of an offence is v) threat b) coercion a) duress d) undue influence. c) An agreement which is not enforceable by law is vi) illegal agreement void agreement a) b) valid agreement voidable agreement. d) Contracts of insurance, indemnity & guarantee are the examples of absolute contract contingent contract a) b) void contract none of these. c) d) viii) Which one of the following shops is partially exempted from Shops & Establishment Act?
 - a) Laundries
 - b) Shops selling petroleum products
 - c) Boarding houses
 - d) None of these.



- ix) Which coloured bag is not used for waste disposal
 - a) Yellow

b) Blue

c) Green

- d) Black
- x) Indian Contract Act has been enacted in the year _____.
 - a) 1956

b) 1872

c) 1932

d) None of these.

GROUP - B

(Short Answer Type Questions)

Answer any three of the following.

 $3 \times 5 = 15$

- 2. Define Consideration. State the legal rules of Consideration.
- 3. State the difference between Fraud and Misrepresentation.
- 4. Define Contingent Contract and state the legal rules of this contract.
- 5. Give the basic elements of Shops & Establishment Act.
- 6. Distinguish between coercion and undue influence.

GROUP - C

(Long Answer Type Questions)

Answer any three of the following.

 $3 \times 15 = 45$

7. Explain the procedure followed by the District Forum after receipt of a complaint in case of (a) goods (b) services.

State the objectives of Central Consumer Protection Council.

 5×3

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- 8. Write an essay on the various categories of waste generated in a hospital with examples as well as their mode of treatment and disposal.
- 9. What do you mean by consent ? Explain with an example. Write notes on expressed, implied & informed consent with examples from the medical field. $3 + (4 \times 3)$
- 10. Discuss in detail the position of agreements by a minor. Whoare the persons disqualified by law from contracting? 10 + 5
- 11. Do you think it is justified to include the medical profession under C.P Act, 1986 ? State with examples the circumstances under which a consideration/object is deemed to be unlawful?
 8 + 7
- 12. Write a detailed account of the provisions related to Clinical Laboratories under the West Bengal Clinical Establishment Rules 2001.

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