

KHYBER PAKHTUNKHAWA PUBLIC SERVICE COMMISSION, PESHAWAR,EXAM: COMPETITIVE EXAMINATION FOR THE POSTS OF PMS/ETOS (B-17) IN
ESTABLISHMENT, EXCISE & TAXATION DEPARTMENT.

(2016)

SUBJECT: MERCANTILE LAW

Time Allowed: 3 hours

Max Marks: 100

Note: Please attempt any **FIVE** questions in all. All questions carry equal marks. Use of mobiles and other electronic accessories is strictly prohibited during the examination and can lead to cancellation of paper as well as examination.

Q.1. "All Contracts are agreements but all agreements are not Contracts". Discuss this statement by elucidating those contracts which need not to be performed. (20)

Q.2. Explain the term Consideration and explain the exceptions to the rule "No Consideration, no Contract." (20)

Q.3. "None can transfer a better title like than he himself has". Comment. State the exceptions if there are any. (20)

Q.4. Define Contract of Indemnity and Contract of Guarantee. Further differentiate between the two. (20)

Q.5. What do you mean by Endorsement? Discuss its various kinds. (20)

Q.6. What do you mean by pre-incorporation Contracts. Whether the company is bound by such contracts, if not then state the exceptions? (20)

Q.7. Write note on the following:-

- i. Doctrine of Caveat Emptor;
- ii. Principle of holding out. (20)