



আন্তর্জাতিক ইসলামী বিশ্ববিদ্যালয় চট্টগ্রাম
الجامعة الإسلامية العالمية شيتاغونغ
International Islamic University Chittagong

Department of Law

Semester End Examination, Autumn-2024

Program: LLB (Hons.), Semester: 4th

Course Title: Business Law, Code: Law-3101

Time: 2.5 Hours

Total Marks: 50

Answer ANY FIVE of the following. Figures in the right margin indicate marks.

1. (a) 'The relation of partnership arises from the contract and not from status' - illustrate the statement in the light of the leading case *Habib Bux v. Samuel Fitz (1925)*.
(b) Can a minor be the partner of the Firm? [6+4]
2. (a) Draw distinctions between partnership and co-ownership. [6+4]
(b) Define partners by estoppel with an example.
3. (a) Is registration of the Firm mandatory? Discuss the effects of non-registration of a Firm.
(b) "Personal profit earned by a partner goes to Firm unless it fulfills few conditions" - discuss the proposition and issues of leading case *Bently vs Craven* and answer accordingly.
4. What do you mean by partner's misconduct? Mr. X was arbitrarily expelled by his partners Y and Z due to his absence from two consecutive meetings of the Firm, considering such absence as his 'misconduct'. Mr. X came to your chamber for remedy. Advise him (X) as per the provision of the law.

OR,

'Dissolution of partnership does not necessarily mean dissolution of Firm' - do you agree with it? Analyze the modes by which the court may dissolve a Firm.

5. Mr. A came to your chamber with a dishonored cheque of tk. 5 laq to file a case against its maker, M, son of S. Now, as a lawyer, draft a legal notice under section 138 of the Negotiable Instruments (NI) Act, 1881.

OR

What are the grounds for dishonor of cheque? Write the modes of serving notice. Can the convict appeal the judgment under the N.I Act, 1881?