

Uka Tarsadia University



B.Com (Computer Application)

Mercantile Law (030100501)

5th Semester

Effective from July-2013

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Mercantile Law (030100501)

B.Com (Computer Application) (Sem.-5) Syllabus, effective from July-2013

Course Objective and Outcomes: To acquaint the students with principles and legal aspects of various legislations of contract act.

Total Hours: 52

[4 hrs. per week]

Unit-1 An Introductory View- Law and Mercantile Laws

[Weightage 25%]

1.1. An Introductory View- Law

- 1.1.1. Introduction, definition and Object of Law
- 1.1.2. Legal Rules
- 1.1.3. Rule of Law
- 1.1.4. Society and Law
- 1.1.5. Passing of Central Acts
- 1.1.6. Commercial Suit

1.2. An Introductory View- Mercantile Laws

- 1.2.1. Introduction, Nature and Scope of Mercantile Law
- 1.2.2. Sources of Mercantile Law
- 1.2.3. Requisites for success of Mercantile laws

Unit-2 Nature of Contract and Agreement and Contract

[Weightage 25%]

2.1. Nature of Contract

- 2.1.1. Introduction, Nature and Scope of the Contract Act
- 2.1.2. Basis for other branches of Law
- 2.1.3. History and Objectives of Indian Contract Act
- 2.1.4. Basic Assumptions of the Contract Act

2.2. Agreement and Contract

- 2.2.1. Introduction and Definition of a Contract
- 2.2.2. Essential elements of a contract
- 2.2.3. Classification of a agreement
- 2.2.4. Essential elements of a valid contract
- 2.2.5. Contract Under English law

Unit-3 Offer and Acceptance and Consideration

[Weightage 25%]

3.1. Offer and Acceptance

- 3.1.1. Offer- Parts of an offer, Characteristics and Classification
- 3.1.2. Legal Rules of Offer
- 3.1.3. Tender- invitation to offer
- 3.1.4. Acceptance- Essentials of a valid acceptance
- 3.1.5. Consequence of offer and acceptance
- 3.1.6. Communication of offer and acceptance
- 3.1.7. Revocation of offer and acceptance

3.2. Consideration

- 3.2.1. Definition, Components and Legal rules of Consideration
- 3.2.2. Doctrine of privity of contract
- 3.2.3. Contract without consideration
- 3.2.4. Difference between English law and Indian law regarding consideration

Unit-4 Capacity to Contract and Free Consent

[Weightage 25%]

4.1. Capacity to Contract

- 4.1.1. Introduction
- 4.1.2. Minors – Position of Minor's agreement and Minor and Contract
- 4.1.3. Persons of Unsound mind
- 4.1.4. Persons disqualified by any law

4.2. Free Consent

- 4.2.1. Introduction
- 4.2.2. Coercion
- 4.2.3. Undue Influence
- 4.2.4. Fraud
- 4.2.5. Misinterpretation
- 4.2.6. Mistake

Text Book:

1. Peddina Mohan Rao, Mercantile Law (for CPT Course), *PHI Learning Private limited, New Delhi.*

