

**GUJARAT NATIONAL LAW UNIVERSITY  
GANDHINAGAR**

**Course: Law of Contracts I (General Principles and Specific Reliefs)  
Semester- II (Batch: 2019-24)**

**End Semester Online Examination: February 2021**

**Date: 03<sup>rd</sup> February, 2021**

**Duration: 8 hours**

**Max. Marks: 50**

**Instructions:**

- The respective marks for each question are indicated in-line.
- Indicate correct question numbers in front of the answer.
- No questions or clarification can be sought during the exam period, answer as it is, giving reason, if any.
- Word Limit: 10 Marks: 1000-1100 words, 7 Marks: 700-800 words, 6 Marks: 600-700 words, 5 Marks: 500-600 words.

		<b>Marks</b>
Q.1	<p><b>This is a hypothetical scenario and has no relation to the reality.</b></p> <p>Bigg Boss is one the biggest reality shows of India. The season 14 of the reality show has many TV and film stars, artists, and politicians. One of such contestants selected for the show was Rahul Vaidya. Rahul Vaidya was offered the show during the time when he was planning his wedding that was to happen in a month. Hence, Rahul went to his fiancé Pooja to know, whether they could postpone their wedding for a year. Initially, Pooja was very upset and angry. However, Rahul promised her that if he wins the Bigg Boss show, he will gift all the prize money to her. Also, he promised Pooja that as soon as he returns from the show, he will get married to her and take her on a trip to Europe. Pooja agreed and allowed Rahul Vaidya to contest the show.</p> <p>Rahul had a pet dog named Fufi. Before leaving for the show, Rahul asked his neighbour Rupali to look after Fufi while he is away. As Rupali and Fufi were already comfortable in each other's company, Rupali agreed to keep Fufi till Rahul returned from the show.</p> <p>During the finale week, host of the show Salman Khan, while discussing the probable results with Sidharth Shukla winner of the previous season, vouched for Rahul Vaidya whereas Siddharth Shukla believed that Rahul Vaidya might be the finalist but will not win the show. Soon the discussion turned into an argument, and Salman Khan promised to pay 11 lakh rupees to Siddharth Shukla if Rahul Vaidya loses. Siddharth Shukla reciprocated by saying that if Rahul Vaidya would win, he would pay 11 lakh rupees to Salman Khan. Ultimately, on the finale, Rahul Vaidya became the second runner-up.</p> <p>Pooja was upset at the loss of Rahul but at the same time happy that now she can get married and will go on a Europe Trip with the money that Rahul earned from participating in the show. However, Rahul refused to get married immediately and further refused to go on the Europe trip saying that as he did not win the show, he is not bound by the promise. He also said that the agreement between the two was without any real consideration. On hearing this, Pooja left his place.</p> <p>Next, Rahul visited Rupali and asked for Fufi. Rupali said that Rahul must first pay the bills of 28 thousand rupees that she had spent on Fufi. The bills included food, care and hospital charges of Fufi for 3 months, when Rahul was away. However, Rahul who was</p>	<p>(7+7+ 5+10+ 5+10+ 6=50)</p>

already upset refused to pay any penny to Rupali as he thought Rupali was taking care of Fufi as a friend. Rupali refused to give Fufi to Rahul until he paid the dues.

Rahul Vaidya was invited by the makers of Bigg Boss to the after party of show's success. At the party, Rahul met Salman Khan who praised Rahul a lot and offered him to sing at his birthday party for 50 lakh rupees. Salman Khan told him that his birthday party was on 31<sup>st</sup> January 2021. Rahul finalised the date and agreed to sing for 45 minutes at Salman's birthday party. Payment was to be made after the party.

Rahul was happy after meeting Salman Khan. After consuming few drinks, Rahul became cheerful. While dancing, Rahul met one of the Journalist Sneha who is his big fan. Sneha told Rahul that she even voted for Rahul during Bigg Boss, to which Rahul said he shall always remain grateful to all his fans. Sneha even told Rahul that she is getting married next day and wanted Rahul to attend the wedding and sing songs. In high spirits Rahul agrees and signs on a tissue paper that he will attend her wedding. However, next day Rahul didn't remember that he had promised to Sneha. After a few days due to a new strain of coronavirus spreading infectiously in India, the Indian government decided to bring complete lockdown for 30 days starting from 23<sup>rd</sup> January 2021. Salman Khan called Rahul Vaidya saying that the party has been called off due to the ongoing pandemic.

With so many troubles, Rahul decided to stay with his parents. Rahul's mother called an astrologer baba who told that the reason for so many troubles in Rahul's life is due to positions of Saturn and Jupiter and other stars. If he donates and gifts 1 acre of land to astrologer baba's trust, things will turn in Rahul's favour. On believing Baba's words and being persuaded by his mother, Rahul agreed to donate 1 acre of land that he had recently purchased. However, the very next day he changed his mind and refused to make the donation and complete the formalities of the transfer.

- a) Whether Rahul's argument, that he is not bound by his promises to Pooja 'because he didn't win' holds any ground? (7 marks)
- b) Whether Rahul's claim that his agreement with Pooja was without any real consideration is valid? (7 marks)
- c) Can Siddharth Shukla claim 11 lakh rupees from Salman Khan? (5 marks)
- d) Explain the legal implications of lockdown on the performance and legality of contract between Rahul Vaidya and Salman Khan. (10 marks)
- e) Whether Rupali has legal grounds to claim 28 thousand rupees from Rahul? (5 marks)
- f) Examine the factors that make the agreement between Rahul and Sneha legally unenforceable? (10 marks)
- g) Whether Rahul is bound by his agreement to donate 1 acre of land to the baba? (6 marks)

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