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GUJARAT NATIONAL LAW UNIVERSITY
GANDHINAGAR
Course: **Information Technology Law**
Semester-X (Batch: 2012-17)

<u>Mid Semester Test: Feb-Mar. 2017</u>

Date: 27th February, 2017

Duration: 2 hours   **Max. Marks: 30**

Instructions:
- Read the questions properly and write the answers in the given answer book.
- The respective marks for each question are indicated in-line.
- Do not write anything on the question paper.
- Indicate correct question numbers in front of the answers.
- No questions or clarifications can be sought during the exam period, answer as it is, giving reason, if any.

Answer the following questions	Marks

Q.1   **'SiliconIndia'** is a Calcutta based consultancy dealing with cyber security solutions. One   (10)
of the nationalized banks advertised a tender for **'Vitaan 3'** compliance for its head
office situated in Chennai. In accordance with the details in the advertisement,
'SiliconIndia' sends an email from a cyber café in Calcutta regarding the tender with
stipulated fees (through internet banking). The email is sent **'SiliconIndia'** at 10 am and
is received by the bank's server (Chennai) at 10:02 am. The concerned employee of the
bank downloads the email at 12:35 pm and reads it. After 7 days the bank through email
informed the organization (**'SiliconIndia'**) that their tender has been finally approved
and called them to complete further proceedings. Before the officers of SiliconIndia
reached to Chennai, they got another email from the bank stating the cancellation of
tender due to certain unavoidable reasons. Aggrieved by the cancellation of the tender
'SiliconIndia' wants to bring a legal action against the bank. Suggest the place where
they can bring an action against the bank based on the principles of electronic contract.
Also support your views with the help of decided cases.

- Give a detail note on the concept of "electronic contract"? Examine the legal
  enforceability of the click wrap and shrink wrap contract with the help of judicial
  pronouncements.

OR

Write Short notes on **any two**:   (10)
(a) Shrink wrap
(b) Browse Wrap
(c) Clip Wrap
(d) PR Transport Case

Q.2   What do you mean by E-Governance and what are the legal provisions of E-   (10)
Governance under the Information Technology Act, 2000 (Amendment 2008)
OR
Critically analyse decisions of Dow- Jones Case, Young v New Haven Advocate and
Griffis case.