

CA Foundation **MATLAB** CTC Classes

MOST IMPORTANT Questions for Dec 23 ATTEMPT

NEW QUESTION SERIES – FCA Slot – Dec 2023

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BEST Wishes – CTC Classes

Nature of Contract - Unit 1

1. Voidable Agreement vs Illegal Agreement
2. Classification of offer (General special etc)
3. Essentials of a valid Offer including statement of price is not offer and invitation to offer concept or Essentials of Acceptance
4. Modes of Revocation of offer.
5. Time limit for revocation of offer / Acceptance

REMARK :-

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Consideration - Unit 2

1. No Contract no Consideration - Less Important
2. Legal Rules of consideration and definition of consideration. - VERY IMPORTANT

REMARK :-

Other essential elements of a Valid Contract - Unit 3

1. Person disqualified by law to enter into a contract / Sec 10 Void agreements (Expressly declared - Arbitration etc) - Especially the exceptions
2. Coercion
3. agreement against public policy (any one as case study)
4. Wagering agreement and examples of wager (IMPORTANT)
5. when does silence not amount to fraud?
6. Minor and exceptions

REMARK :-

Performance of a Contract - Unit 4

1. Discharge of a Contract - IMPORTANT
2. Succession vs assignment
3. Time and place of performance of promise Sec 46 to 50. (Important)
4. Appropriation of payments (Important - Case type question with numbers)
5. Sec 64 & Sec 65 - Pg 1.87 in ICAI sm - important
6. Sec 55 Time is essence of contract

REMARK :-

Breach of contract and Remedies - Unit 5

1. Pre Fixed Damages (Penalty vs Liquidated damages)
2. Suit for Specific performance
3. Suit upon Quantum Meruit / Vindictive or exemplary damages

REMARK :-

Contingent Contract and Quasi Contract - Unit 6

1. Contingent Contract Vs Wagering Contract
2. What is contingent contract and rules
3. Any one quasi contract - Focus on finder of lost goods/ Grat Act point

REMARK :-

Formation of the Contract of sale - Unit 1

1. Types of Goods and definition of goods
2. Sale vs Agreement to sell difference (Important) - Table
3. Perishing of Goods at different time Sec 7 and Sec 8 - May repeat as many missed it
4. Ascertained VS unascertained goods

REMARK :-

Conditions and Warranties - Unit 2

1. Implied Warranty all points OR when warranty is treated as condition - THESE TWO ARE VERY IMPORTANT QUESTIONS
2. Caveat Emptor

REMARK :-

Transfer of Ownership and Delivery of Goods - Unit 3

1. Passing of property in case of specific or ascertained goods.
2. Rules regarding delivery of goods (Any concept here can be a separate case question) - Very Important
3. Reservation of right of disposal concept
4. Nemo dat non quad habet (Sale by non owner any point can come as case study) or all points in 7 Mark question - IMPORTANT

REMARK :-

Unpaid Seller - Unit 4

1. Right of resale
2. Rights of Seller against Buyer
3. Right of Lien vs Right of Stoppage in Transit (Very Important)

REMARK :-

General Nature of Partnership - Unit -1

1. Cases where there is no Partnership (SC Case : Santiranjn Das Gupta Vs. Dasryan Murzamull) - Important
2. Partnership vs ANY other form of entity (will be tested if paper is very easy) focus on Club / HUF /- Have a basic understanding
3. Types of partners (Sleeping/ Nominal etc related concepts)

REMARK :-

Relations of Partners - Unit - 2

1. Subsequent Profits of the Partner Sec 37 - Important
2. Rights of outgoing partner to carry competing Business Sec 36
3. Acts done in case of emergency u/s 21 and also read Sec 25 along with implied and express authority (Sec 18-22) - VERY IMPORTANT
4. Insolvency or death concept

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5. Liability of partner for wrongful acts of the Firm Sec 25
6. Minor Sec 30 (All concepts are Important)
7. Partnership Property / goodwill & Personal profits
8. Section 23 Effect of Admission by a partner - Important / Sec 24 notice to acting partner

REMARK :-

Registration and Dissolution of a firm - Unit - 3

1. Dissolution by court Sec 44
2. Liability for partner act after dissolution Sec 45 + Sec 46 AND Sec 47 (2 lines each in Study Material) - Yet to be tested
3. Dissolution without intervention of Court.
4. Payment of Firm debts and separate Debts Sec 49

REMARK :-

The Companies Act 2013

1. AOA and concept of entrenchment provision
2. Dormant Company definition or foreign coy (important)
3. private Company limits of employees (Important)
4. Definition of Public Financial institution
5. Incorporation Process (Less important)
6. Effect of registration Sec 9 (Less important)
7. Holding & Subsidiary company related concepts
8. OPC / Sec 8 Company (Sec 8 coy is VERY important)(Any one small concept as a separate question) - Already tested but, can repeat because of amendment in OPC)
9. Doctrine of Constructive notice / Indoor Management

REMARK :-

LLP Act, 2008

1. Financial Disclosures (Annual return and statement of Account and Solvency)
2. Effect of registration Sec 14 & Steps to Incorporate LLP
3. Outgoing partner / Former partner concept of giving Notice and his liabilities
4. whistle blowing Sec 31
5. Name clause related provisions Sec 15 to 17
6. Partner by holding out Sec 29
7. LLP wound up by tribunal points

REMARK :-

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