



Time Allowed: 2 Hours 45 Minutes

Maximum Marks: 90

Roll No.:

- (i) Attempt all questions.
- (ii) Answers must be neat, relevant and brief.
- (iii) In marking the question paper, the examiners take into account clarity of exposition, logic of arguments, effective presentation and language where appropriate.
- (iv) Read the instructions printed inside the top cover of answer script CAREFULLY before attempting the paper.
- (v) DO NOT write your Name, Reg. No. or Roll No. anywhere inside the answer script.
- (vi) Question No.1 – “Multiple Choice Question” printed separately, is an integral part of this question paper.
- (vii) **Question Paper must be returned to invigilator before leaving the examination hall.**

	Marks
Q. 2 (a) Define the terms ‘Ratio decidendi’ and briefly state its main features.	06
(b) Differentiate between civil and criminal laws. Describe any two differences.	04
Q.3 (a) (i) There are essentials or legal rules of a valid consideration. List down any five (5) such rules.	05
(ii) There are some exceptions which make an agreement enforceable and valid even though made without considerations. Enumerate any three (3) such exceptions.	06
(b) (i) Discuss the procedure of registration of a partnership firm. Is the registration of partnership firm compulsory under the provision of the Partnership Act, 1932? Comment.	08
(ii) “The mere fact that the buyer has taken the delivery of the goods does not amount to acceptance of them. Acceptance is something more than a mere receipt of goods”. Elucidate the statement.	06
Q.4 (a) (i) Define ‘endorsement’. Discuss any five essentials of valid endorsement.	07
(ii) Explain any four (4) privileges granted to a holder of a negotiable instrument in a due course under the Negotiable Instrument Act, 1881.	04
(b) Attempt the following cases. Substantiate your answers with reasons:	
(i) Mr. Amanullah of Malaysia agreed to sell 500 tons of wheat to Mr. Saleem of Karachi to be shipped in September 2013. Mr. Amanullah put the wheat on ship on 15 th July, 2013. Is Mr. Saleem bound to accept the consignment? Elaborate.	03
(ii) Mr. Zafar offered to sell his car to Mr. Khalil for Rs.450,000. Mr. Khalil accepted the offer by post. On the next day Mr. Khalil sent an email revoking the acceptance which reached Mr.Zafar before the letter. Is the revocation of acceptance valid? Would it make any difference if both the letter of acceptance and the email of revocation of acceptance reach Mr. Zafar at the same time? Discuss.	03
(iii) Afzal and Raza are partners in a business and Nadeem is one of their business competitors. Raza without the knowledge of Afzal, acting within the general scope of his authority as a partner bribed Nadeem’s clerk and induced him, in breach of his duty to his employer, to disclose some secrets relating to Nadeem’s business. Nadeem as a result suffers a loss. Is Afzal liable for the act of Raza? Explain.	02

- (iv) Arshad drew a cheque in favour of Zahid, a minor. Zahid endorsed it in favour of Shahid, who in turn endorsed it in favour of Farhan. The cheque is dishonoured by the bank. Discuss the rights of Shahid and Farhan in this case.

Q. 5 (a) Under the Workmen's Compensation Act, 1923 when an employer is not liable for compensation for the personal injury caused to a workman by accident arising out of and in the course of his employment? **06**

(b) In the context of the Industrial & Commercial Employment (Standing Order) Ordinance, 1968 answer the following:

(i) Define the term 'Badli'. **02**

(ii) How many days' notice or wages in lieu thereof badli is entitled for, in case of employer terminating his services for reasons other than misconduct? **01**

(iii) What would be the notice period or wages, if badli leaves employment on his own accord? **01**

(c) The Employees' Old Age Benefits Act, 1976 applies to industry or establishment having a certain number of employees as prescribed in its Section 1(4). Answer the following with regard to an industry that completed first year of its operation:

(i) What is the minimum number of employees for application of the law? **02**

(ii) Whether the law would apply, if the employment was below the minimum number throughout the year except in one month when it was above the minimum. **02**

(iii) Can the industry voluntarily apply for application of the Act, if it had always employed less than the minimum number in the past? **01**

Q.6 (a) A public sector organization has invited tender for certain consulting services with bid validity for 30 days from the date of its opening. After lapse of 20 days of validity, it feels the evaluation and award would take another 25 days to complete. Answer the following issues in this context:

(i) Can organization ask for extension in bid validity for another 15 days beyond the original time? **01**

(ii) Can a bidder agreeing to procurement agency's request for extension of bid validity period make changes in the substance of his bid? **01**

(iii) Can a bidder not agreeing to an extension of bid validity period withdraw his bid? Whether the procuring agency can forfeit his bid security on refusal to extend the validity? **02**

(b) SAFA Code of Ethics mentions five categories of threats for compliance with the fundamental principles by professional accountants in business or practice. What are those threats? Discuss. **10**

(c) As per IFAC Code of Ethics identify the situations where an accountant in practice shall not concurrently engage in any business, occupation or activity which is inconsistent and incompatible with the provision of professional services to clients. **05**

THE END