

# M.K.G CA EDUCATION

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## TEST-4

02-10-2022

## CA FOUNDATION

### Business Laws and Business Correspondence and Reporting

#### Business Laws- Covering topic:

Sale of goods Act, 1930

#### Business Correspondence and Reporting- Covering topic:

- |                         |                           |                          |
|-------------------------|---------------------------|--------------------------|
| 1. Communication        | 2. All vocabulary         | 3. Idioms                |
| 4. Active passive voice | 5. Direct indirect speech | 6. Reading comprehension |
| 7. Note making          | 8. Article writing        | 9. Report writing        |
| 10. Precis writing      | 11. Agenda                | 12. Minutes              |
| 13. ATR                 | 14. Memo                  | 15. circular             |

Roll No .....854721.....

Total No. of Question: 11

Time allowed: 3 hours

Total No. of Printed Pages:8

Maximum Marks: 100

### **IMPORTANT INSTRUCTIONS TO CANDIDATES**

1. Question in Section – A are to be answered in the medium opted by the candidate. If a candidate has not opted for Hindi medium, his/her answers in Hindi, will not be evaluated.
2. Question in Section – B are to be answered in English only, by all the candidates, including those who have opted for Hindi Medium.
3. Answer to both the Sections are to be written in the same answer book.

**Section A (60 Marks)**

Question No. 1 is Compulsory  
Answer any **FOUR** questions from the remaining **FIVE** questions

**Question:1(i)** Explain the provisions relating to delivery of goods **(6 Marks)**

**(ii)** What are the rights of unpaid seller against the goods? **(6 Marks)**

**Question 2** Differentiate between: **(4 Marks Each)**

- (a) Sale and Bailment
- (b) Right of Lien and Stoppage of goods in transit
- (c) Condition and Warranty

**Question No.3.(a)** Write short Note on Auction **(4 Marks)**

**(b)** What is the meaning of Warranty as per Sale of Goods Act, 1930. State the types of implied Warranty. **(4 Marks)**

**(c)** Condition can be treated as a warranty. Comment **(4 Marks)**

**Question 4 (a)** "Nemo Dat Quod Non Haber — "None can give or transfer goods what he does not himself own." Explain the rule and state the cases in which the rule does not apply under the provisions of the Sale of Goods Act, 1930. **(6 Marks)**

**(b)** Explain the effect of destruction of goods under Sale of Goods Act, 1930 **(6 Marks)**

**Question 5 (a)** Differentiate between Condition and Warranty. Also state provisions of Implied Condition as to Sample **(6 Marks)**

**(b)** Explain Anticipatory Breach of Contract as the Indian Contract Act, 1872 **(6 Marks)**

**Question : 6 (a)** RK sells 200 bales of clothes to SK and sends bales by lorry and 100 bales by 'Railway. SK receives delivery of 100 bales sent by lorry, but before he receives the delivery of the bales sent by railway, he becomes bankrupt. RK being still unpaid, stops the goods in transit. The official receiver, on SK's insolvency claims the goods. Decide the case with reference to the provisions of the SOGA, 1930. **(4 Marks)**

**(b)** With a view to boost the sales M/s ABC Ltd. sells a new machine to Mr. B on trial basis for a period of three days with a condition that if Mr. B is not satisfied with the performance of the new machine, he can return back the new machine. However, the machine was destroyed in a fire accident at the place of Mr. B before the expiry of three days. Decide whether Mr. B is liable for the loss suffered under Sale of Goods Act, 1930. **(4 Marks)**

**(c)** Mahendra made a hire-purchase agreement with Narendra for a car of which Narendra was described as the owner. Mahendra paid four of the twelve monthly instalments and then learnt that Jitendra claimed to be the owner of the car. He nevertheless paid the balance of instalment and exercised his option to purchase. Jitendra then demanded the car and Mahendra gave it up to him. Mahendra then sued Narendra to recover the full price and Narendra counter claimed for a reasonable sum as hiring charges for the car during the period it was with Mahendra. Decide. **(4 Marks)**

**Section B (40 Marks)**

Question No. 7 is compulsory.

Answer any **THREE** questions from the remaining **FOUR** questions.

All candidates (including those who have opted for Hindi Medium) are required to answer the questions in Section B, in English only

**Q7 (a)** Read the given passage carefully and answer the questions that follow.

U.N.O.

In the year of 1945, United Nations Organization (UNO) came into being as the successor of League of Nations. It began with fifty nations as its members but now it has 193 member nations accounting for almost all the countries of entire earth except Switzerland. The nations are the members of the UN General Assembly, the world body's chief deliberate organ. All the other wings are answerable to it through annual and special periodical reports submitted for its consideration. The General Assembly, discusses the reports and gives its approvals, elects General Secretary and the judges of the International Court of Justice, admits new members to the Assembly, and also elects the non-permanent members of various councils. There are Economic and Social Council, The Trusteeship Council besides the International Court, General Assembly and the Security Council. The General Secretary is the Chief Administrative Office of the world body who heads the UN Secretariat. He presides over the General Assembly meetings and those of other organs of U.N.

In addition to the above main organs, the UNO has several other specialized agencies like ILO (International Labour Organization), UNESCO (United Nations Educational, Scientific and Cultural Organization), UNCTAD (United Nations Council for Trade And Development), WHO (World Health Organization), etc. These agencies help the parent body in working out agreements on various- related matters to them and in achieving different objectives and goals. WHO, for example, plans steps to achieve the highest possible level of good health of the entire human population of the Earth.

Questions

1. How many members the General Assembly of UNO has at present? **(1 mark)**
2. Which country is not the member of the UNO? **(1 mark)**
3. How are other wings answerable to General Assembly? **(1 mark)**
4. What is the function of General Secretary? **(1 mark)**
5. State the plan of WHO. **(1 mark)**

**Q7 (b)** Read the following passage carefully.

(i) Make notes, using headings, sub-headings and using abbreviations wherever necessary.

**(3 Marks)**

(ii) Give a suitable title (iii) Write summary.

**(2 Marks)**

Good decoration reflects the personality of the people who live in the home. It should, first of all, be distinctive, just as each person is distinctive. A home should have unity not only within each room but also throughout the house. Rooms should, to some degree, harmonize with each other. The colour and styling of each room, particularly, should fit into the colour and styling of the rooms which run out of it.

Attractive home furnishings set the stage for pleasant living. If they are an expression of yourself, you will have a feeling of satisfaction every time you enter your home, and friends will share your enjoyment.

However, furnishings and surroundings expressive of just the right note of restfulness, gay informality, or elegant simplicity are not often assembled by accident. Even enthusiasm alone is not enough. For most home decorators, it takes poring over plans, trying colour schemes, finding ingenious ways to make the best of what you have, and shopping around to search out just the right purchases at prices you can afford to pay. But there is keen pleasure in striving for the perfect result, and great satisfaction in achieving it.

A successful house and successful rooms will depend upon the proper relationship of each element in it to the others and to the whole. Therefore, in selecting each piece it is well to consider the background, the usage, the draperies, the floor covering, the upholstering materials, the woods, shapes, colour scheme, and the “feeling” you prefer for the room.

Work and plan to enjoy your house. Limit the expenditures of time, effort and money to the extent of your abilities, so that just running the house doesn’t dominate your life. Elegance and delicate things may be a drain you can afford only in a limited way. If you can’t afford outside help, select a house and furnishings that require less care. Plan your activities so that tumult and upset are limited to a few rooms—an activity room or a bedroom, or a corner of the dining room.

You’ll get more pleasure out of a house if you have a hobby connected with it—collecting glass or antiques, gardening or indoor flower growing ceramics, art, cooking, decorating, flower arrangements, etc. And you’ll get more satisfaction and a great deal of help from studying household activities.

**Q8 (a)** Explain any two characteristics of effective communication. **(1Mark)**

**(b)** Choose the similar meaning of the words given. **(1Mark)**

**FOSTERING**

(a) Safeguarding (b) Neglecting (c) Ignoring (d) Nurturing

**(ii)** Choose the appropriate antonym (opposite) for the word a

**Cumbersome**

(a) Manageable (b) Clumsy (c) Quantitative (d) Moderate **(1Mark)**

**(ii)** Change the following sentences from passive voice to active voice. **(1Mark)**  
President Kennedy was killed by Lee Harvey Oswald.

**(iii)** Change the following sentences from indirect to direct speech. **(1Mark)**

Father told Pankaj that he would not give him pocket money.

**(c)** Write a précis and give an appropriate title to the passage given below. **(5 Marks)**

Home is for the young, who knows nothing of the world and who would be forlorn and sad, if thrown upon it. It is a providential, shelter of the weak and inexperienced, who must learn yet to cope with the temptations which lies outside of it. It is the place of training of those who are not only ignorant, but have not yet learnt how to learn, and who must be taught by careful individual trail, how to set about profiting by the lessons of teacher. And it is the school of elementary studies—not of advances, for such studies alone can make master minds. Moreover, it is the shrine of our best affections, the bosom of our fondest recollections, at spell upon us after life, a stay for world weary mind and soul; wherever we are, till the end comes. Such are attributes or offices of home, and like to these, in one or other sense or measure, are the attributes and offices of a college in a university.

**Q9 (a)** Write a short note on Cultural barriers in effective communication. **(1 Mark)**

**(b) (i)** Choose the word which best expresses the meaning of the given word. **(1Mark)**

**Divulge**

(a) Dig into (b) Varied (c) Reveal (d) Deep

**(ii)** Select a suitable antonym for the word given in question. **(1 Mark)**

Applaud

(a) Organize (b)Compose (c)About (d) Condemn

**(iii)** Change the following sentences into passive voice **(1Mark)**  
Anita finished the work very soon.

(iv) Change the following sentence to indirect speech.

"Don't try this at home," the stuntman said to the audience.

(1 Mark)

(c) Write an article on the following topics in not more than 200-250 words.

(5 Marks)

Impact of election campaigns on public

**Q10 – (a)** What do you mean by completeness in effective communication?

(1 Mark)

**(b) (i)** Choose the word which best expresses the meaning of the given word.

(1 Mark)

**INNUNDATE**

(a) Overcome (b) Original (c) Overload (d) Outside

**(ii)** Select a suitable antonym for the word given in question.

(1 Mark)

**CALLOUS**

(a) Heartless (b) Concerned (c) Primary (d) Very old

**(iii)** Change the following sentences into passive voice.

(1 Mark)

She has preserved all the old letters of her dead lover.

**(iv)** Change the following sentences to indirect speech.

(1 Mark)

Pinki said to Gaurav, "Will you help me in my work just now?"

**(c)** You are the Finance head of a sports academy. Write a formal report stating details of expenditure made in the last financial year towards purchase of sports equipment.

(5 Marks)

**Q11 – (a)** Does coherence play a vital role in communication? Justify.

(1 Mark)

**(b)** choose the correct answer.

(2 Marks)

**1. Out of the blue**

1. Something happens that was unexpected
2. Something happens that was very much expected
3. From the sky
4. From the ocean

**2. Day in day out**

1. Coming and returning in day time
2. The day of importance
3. Continuously
4. Within a day

**(c) (i)** change the speech. .

(1 Mark)

1. The students said, " Alas ! We are fail again."

(ii) Choose the synonym .

**(1 Mark)**

**1. Vituperate**

- 1) Dignity
- 2) Relevance
- 3) Exculpate
- 4) Perturb

(c) Write the 'Minutes of the Meeting' for a meeting organized to discuss the problems faced by the Washing Machine in the market that requires change now.

**(5 Mark)**

**SPACE FOR ROUGH WORK**