

The Indian Contract Act 1872 In Hindi Avidox

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The Indian Contract Act, 1872 (act IX Of 1872): With The Case-law Thereon
The Indian Contract Act, No. IX of 1872, Together with an Introduction and Explanatory Notes ... By H. S. Cunningham ... and H. H. Shephard ... Second Edition
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The Indian Contract Act ...
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Shailendra Kumar Awasthi
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India Dr. Sanjeev Kumar
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this new volume analyses the central doctrines and concepts of indian contract law and provides guidance on the interpretation of the indian contract act 1872 by examining its historical philosophical and comparative foundations featuring contributions from practitioners and academics from around the world the book follows a methodology carefully calibrated to address the shortcomings in traditional indian contract law scholarship the primary presuppositions of this methodology are that a the answers to many difficult questions of indian

contract law can be found in the history of the contract act and b while it is difficult to understand the contract act other than against the backdrop of the common law one should not assume that indian contract law mirrors the common law on all difficult points each chapter therefore pays close attention to the legislative history of the relevant provisions of the contract act based on a holistic analysis of the contract act s drafting history and its current interpretation foundations of indian contract law is a carefully crafted volume providing the input needed to influence the indian courts approach to contract law inform meaningful legislative reform and more broadly catalyse a culture of critical scholarship on indian private law formed of 24 chapters and a conclusion by professor hugh beale former commercial law and common law commissioner at the law commission of england and wales the volume presents an authoritative exposition of a branch of the law that is of considerable interest and great practical importance for practitioners scholars and students interested in indian contract law

this book is bare act of indian law on contracts and agreements within indian territories it is the hardcore set of rules as exactly provided by indian government authorities the law relating to contracts in india is contained in indian contract act 1872 the act was passed by british india and is based on the principles of english common law it is applicable to all the states of india except the state of jammu and kashmir it determines the circumstances in which promises made by the parties to a contract shall be legally binding on them all of us enter into a number of contracts everyday knowingly or unknowingly each contract creates some rights and duties on the contracting parties hence this legislation indian contract act of 1872 being of skeletal nature deals with the enforcement of these rights and duties on the parties in india it was enacted mainly with a view to ensure reasonable fulfillment of expectation created by the promises of the parties and also enforcement of obligations prescribed by an agreement between the parties the third law commission of british india formed in 1861 under the stewardship of chairman sir john romilly with initial members as sir edward ryan r lowe j m macleod sir w erle succeeded by sir w m james and justice wills succeeded by j henderson had presented the report on contract law for india as draft contract law 1866 the draft law was enacted as the act 9 of 1872 on 25 april 1872 and the indian contract act 1872 came into force with effect from 1 september 1872 before the enactment of the indian contract act 1872 there was no codified law governing contracts in india in the presidency towns of madras bombay and calcutta law relating to contract was dealt with the charter granted in 1726 by king george i to the east india company thereafter in 1781 in the presidency towns act of settlement passed by the british government came into force act of settlement required the supreme court of india that questions of inheritance and succession and all matters of contract and dealing between party and party should be determined in case of hindu as per hindu law and in case of muslim as per muslim law and when parties to a suit belonged to different persuasions then the law of the defendant was to apply in outside presidency towns matters with regard to contract was mainly dealt with through english contract laws the principle of justice equity and good conscience was followed

from ancient ages the commercial transactions were taking place under the customs regulating the subject and the obligations of parties etc these customs culminated into the law of contracts when the same was codified the law of contracts in india defines contract as an agreement enforceable by law which offers personal rights and imposes personal obligations which the law protects and enforces against the parties to the agreement the general law of contract is based

on the conception which the parties have by an agreement created legal rights and obligations which are purely personal in their nature and are only enforceable by action against the party in default in india the law of contracts is contained in the contracts act 1872 which was enacted to define the law relating to contracts over the period of nearly 100 years the law of contract has developed and is fairly enriched with the judicial precedents and pronouncements though it is cumbersome to grasp from the thick volumes on the contract act in order to make this law simple and easily understandable an effort is made under the inb lectures series a maiden introduction of india netbooks the authors feel that the law of contracts so simplified shall make it easy to understand for the readers and the persons to the profession of law case laws important to the understanding of the code are incorporated at appropriate places though restraint has been kept so that the book is not unnecessarily bulky the authors feel that the readers shall find the book useful and look forward to receive with pleasure any comments and suggestion from the readers towards improving this book further dr sanjeev kumar

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Introduction

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