



## MAHARAJA AGRASEN INSTITUTE OF MANAGEMENT STUDIES

(A unit of Maharaja Agrasen Technical Education Society)

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### Department of Law

Academic Year: 2021-22

Session: December – May 2022

#### Session-I

Date: 15.12.2021

Speaker-Mr. Anand Kumar Mishra

The informative and the insightful session started with the introduction of esteemed speaker for the day, Mr. Anand Vikas Mishra. He is currently posted in Advocacy division of Competition Commission of India (CCI) as Joint Director. The topic for the session was Principles Governing a Tender and its Alignment with the Contract Law, which was elaborated thoroughly by discussing the landmark judgments relating to CCI and drawing the comparison between the invitation to the offer and the offer with the help of section 2 (1) of the Indian Contract Act 1872, and the provisions of Competition Commission Act 2002. He expounded the difference between the agreement in the Indian Contract Act, 1872 and the agreement in the Competition Commission Act 2002 and ended the discussion by giving all the pertinent information about the topic. The first session concluded with the Prof. (Dr.) Rajni Malhotra Dhingra, Principal, Department of law extending a warm vote of thanks to the session speaker Mr. Anand Kumar Mishra.



## Session-II

**Date:** 16.12.2021

**Speaker-** Dr. Anant Vijay Maria

On second day the informative and insightful session started with the enthusiastic welcome of the esteemed speaker for the day **Dr. Anant Vijay Maria** by Dr. Praveen Kumar Gupta, HOD, Department of Law, MAIMS. The speaker was introduced by Ms. Arunima, faculty member, Department of Law. Dr. Anant has completed his Legum Baccalaureus from the Delhi University. He is a practicing advocate in the Hon'ble Supreme Court of India. He has done his Masters from NLU Delhi and is practicing in the various commercial tribunals and High courts of the country as well. The topic for the session was **“Enforcement of Commercial Contractual Rights & Obligations through the Writ Jurisdiction”**. He took the stage by asking some basic questions from the luminous students and then elaborated it deeply by touching the real-life company's example and the recent high-profile cases. He coached students the difference between the remedy as arbitration and the Writ petition for the breach of the Contract with the assistance of section 79, 80, 81 of the CPC and article 229 of the Constitution. He guided the students as to how they can analyze the effective remedy for the breach of contract. The session concluded with Prof. (Dr.) Rajni Malhotra Dhingra, Principal, Department of Law, extending a warm vote of thanks to Dr. Anant Vijay Maria.

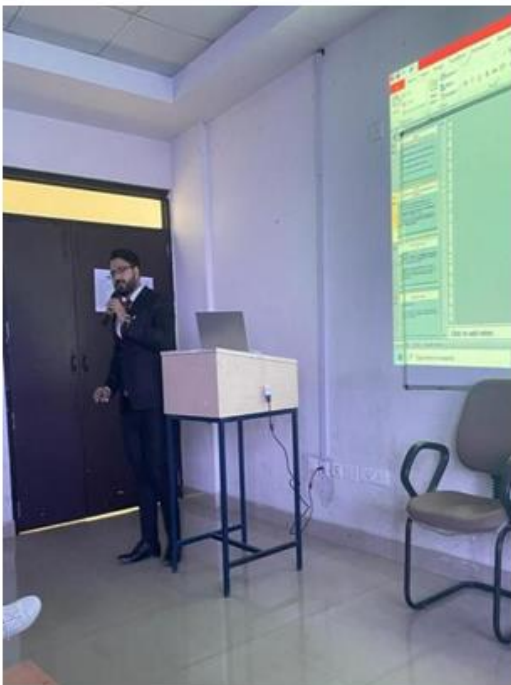


### Session-III

**Date:** 22.12.2021

**Speaker-** Mr. Vinay Pandey

The third knowledgeable and interesting session was started with the introduction of expert speaker, **Mr. Vinay Pandey** by Dr. Swati Bajaj Seth. He is a mainstream litigation lawyer who practices primarily on the civil original side, before the honorable High Court of Delhi. Mr. Pandey has represented government entities viz Delhi development authority, mahanagar telephone nigram limited; central warehousing corporation. The speaker was extended a very warm welcome by Dr. Praveen Kumar Gupta, HOD, Department of Law, MAIMS. He elaborated on the session topic **Quasi Contract – A Sobriquet to Valid, Binding & Enforceable Contracts**. He introduced with the basic introduction of law of contract with essentials of formation of a valid contract. He differentiated between an agreement and a contract. He also explained the concept of Quasi Contract and gave a detailed information about Sections 68, 69, 70, 71 and 72 of Indian Contract Act, 1872 which deals with Quasi Contract and ended the discussion by giving all the pertinent information about the topic. The session concluded with extending a warm vote of thanks to the honorable speaker Mr. Vinay Pandey.



## SESSION IV

**DATE-** 23/12/2021

**SPEAKER-** Mr. TARUN GAUR

The fourth informative and insightful session started with the introduction of the esteemed speaker for the day, Mr. **Tarun Gaur** by Dr. Praveen Kumar Gupta, HOD, Department of Law. He is an Advocate practising in areas of Anticipatory Bail, Arbitration, Bankruptcy / Insolvency, Breach of Contract, Civil, Corporate, Criminal, Cyber Crime, Media and Entertainment. The topic for the session was '**DEFAULT REMEDIES FOR MITIGATING THE DAMAGES RESULTED TO DISAPPOINTED PROMISEE.**' He started the session with the basics of contracts and different types of contracts. He explained about the nature of different types of contracts. Also, he discussed the importance of networking in law field. He explained every default remedies available in the aforesaid topic with landmark case laws. He explained elaborately about the following remedies: specific performance, injunction, compensation for loss or damage. Moreover, he stressed upon the section 74, 75, 221 and 231 of the Indian contract Act, 1872. The session ended with inquisitive questions from participants. The session concluded with extending a warm vote of thanks to the honorable speaker





## SESSION-V

**Date- 9/03/2022**

**Speaker- Dr. Anant Vijay Maria**

The 5th insightful and informative value-added course's session on "principle of contract" started with the introduction of the learned speaker **Dr. Anant Vijay maria**. The session started by introducing the guest speaker with brief preface. Dr. Anant Vijay Maria is an advocate in Hon'ble Supreme Court and has done his LL.M from National Law University and has practiced for several years in Supreme Court as well as in High Court of Delhi. Dr. Maria was presented with a memento as a token of appreciation. The topic for the session was *REMEDIES FOR BREACH OF CONFIDENCE VIS-A-VIS DIFFERENT FACETS OF INTELLECTUAL PROPERTY RIGHTS*. Dr. Maria started the session with the basic questions to know about the understanding of students of the topic. He delineated the meaning of confidentiality in aspect of law as well as gave the illustration of different companies who kept their information nonpublic and made contract with their workers to keep trade secret undisclosed from outside the boundaries. Speaker gave the illustration of iPhone patent with the number of patents. Several sections of different laws such as competition act, Indian Constitutional Law, Indian contract act, were discussed to bring clarity of the content. After covering all the facets of the content, Dr. Anant notified the stylish remedy after violating the contract of confidentiality in divergent situations. At the end of the event the doubts and queries of the students were addressed. At the end of the session, eyes of the students were glistering with satisfaction. The session was concluded by giving vote of thanks to the guest speaker.



## Session-VI

**Date-10/03/2022**

**Speaker-Adv. Sanyam Khetrapal**

The sixth informative and insightful value-added session on principles of contract was held by esteemed speaker, Mr. Sanyam Khetrapal. Sir was presented with the memento with the applauses of the students to make this session memorable. Sanyam sir is a practicing advocate in Delhi High Court and has expertise in the field of contract law. The session was started with the introduction of essential ingredients of contract as mentioned in the Indian Contract act, 1872. Sir asked question from the students about the suitable remedy of every breach of contract in different cases then also explained their answers. Speaker stressed upon the practicality of the topic instead of giving one-way theoretical lecture. He discussed several real-life cases which he dealt with in his tenure with reference to the topic i.e. *BREACH OF CONFIDENTIALITY IN A DATA CENTRIC CONTRACTUAL RELATIONSHIP*. Sir gave numerous examples regarding the concept of confidentiality of information by a company. Several other concepts such as Doctrine of severability, one sided contract, partnership deed were vividly discussed. Sanyam sir deliberated over both the sides i.e. employee and employer contract and how in real life the situation is dealt with. The session ended with the inquisitive questions which were also answered by sir. The session was concluded by extending a warm vote of thanks to the honorable guest as well as the students for patiently and actively attending the session.



## Session-VII

**Date:** 15.03.2022

**Speaker-** AMISH AGGARWALA

The knowledgeable and interesting session was started with the Introduction of honorable speaker **AMISH AGGARWALA** by Ms. Ritika Bhatia. Sir is a practicing lawyer with litigating experience of almost over a decade. He is very popular for his Instagram videos. The warm welcome of our speaker was done by Ms. Arunima Bansal, Asst. Professor, MAIMS. Speaker gave introduction to us about the topic *MUNDANE PROBLEMS OF MORAL VIRTUES IN VERBAL CONTRACTS*. He started with giving introduction about What is Oral/Verbal contract? He also gave us a detailed information of Section 10 of Law of Contract, conditions like Section 10 does not prohibit Oral/ Verbal Agreements. He also explained Section 92 of Evidence Act i.e. No oral Testimony and brief about Commercial Transactions. At last, he gave example of oral agreement and ended the discussion by giving all the information about the topic and by clearing all the doubts of students. At the end of the session the faces of the students were glimmering with the joy. The session concluded with the extending a warm vote of thanks to the honorable speaker **AMISH AGGARWALA** by Ms. Arunima Bansal, Faculty member, Department of Law, MAIMS.



## Session-VIII

**Date-30/03/2022**

**Speaker- Adv Meghraj**

The informative and insightful 8th session of value-added course on principle of contract was held on Wednesday at 1:30 p.m. The guest speaker was **Adv. Meghraj** and topic for the event was **confronting the challenges of electronic contracts**. Ms. Arunima Bansal, Assistant Professor, Department of Law, MAIMS welcomed the esteemed guest and gave prelude about the honorable speaker of the day. Firstly, the speaker was felicitated with a memento by Mr. Mukesh Kalwani, Faculty member, Dept. of Law, MAIMS. Currently, Meghraj sir is working as an assistant professor in University of Delhi and has done immense work in academia as well as in industry. Sir started the topic with introductory remarks and explained the basic elements which constitute a valid contract. Formation of contract is very common because in everyday life, every person makes several contracts. The difference between traditional and e-contract was concisely explained and the types, medium or sources of e-contract were discussed. The provisions of the Information technology act 2000, with the help of e-contract were explained by Sir. At the end of the session, Sir delineated the pros and cons of e-contract as well as he told how the e-contracts became important with flow of time. Sir took all the doubts of the students about the content. Faces of the students were glittering in the end of the session because they learned a lot from the valuable session. The session ended with the vote of thanks to the guest by Ms. Arunima ma'am. The feedback was also taken from the students about the session.





## SESSION-IX

**Date-** 31/03/2022

**Speaker** – Adv. Nishant Shankar

The informative and insightful 9<sup>th</sup> session of Value-Added Course on Principle of Contract was started by giving introduction of esteemed speaker **Advocate Nishant Shankar** by Ms. Arunima Bansal, Assistant Professor, Dept. of Law, MAIMS. The speaker was felicitated by Ms. Madhura Ma'am, Faculty member, Dept. of Law, MAIMS. Sir was first generation lawyer in his family. The Topic for the session was **OBLIAGATIONS ARISING OUT OF QUANTUM MERUIT CLAIMS - WHETHER IN JUSTICE OR WITHIN JUSTICE**. Speaker started the session first by telling the basic difference between IN & WITHIN. Then sir moved to the topic and gave a brief introduction about Quantum Merit. Sir told about the Quasi contract and essential of quasi contract. Sir discussed Section 70 of Indian Contract Act, 1872 i.e. Quantum Meruit. He also discussed the Section 65 of Indian Contract Act, 1872 under instances of Quantum Meruit, suits arising from Quantum Meruit. Sir discussed various case laws and judgements which defined the Quantum Meruit and cases related to Quasi Contract. Sir asked the questions from students and then at last sir took the doubt clearing session and clarified the all the doubts of the students which was asked by the students and the faces of the students were very glittering and joyful at the end of the session. The session ended by giving vote of thanks to the guest by Ms. Arunima Bansal Ma'am.



## SESSION-X

**Date- 06/04/2022**

**Speaker- Dr. Tavleen Kaur Khurana**

The insightful and informative session of Value-added course on principles of contract was held on Wednesday, 6<sup>th</sup> April 2022 from 1:30 p.m. to 3:30 p.m. The guest speaker for the event was **Dr. Tavleen Kaur Khurana**, Assistant Professor, Northcap University, Gurugram. Ma'am holds the distinction of being a gold medalist in Human rights law in her LLM program and received the award from the Hon'ble CJI Deepak Mishra. The topic for the event was **"Judging the standards of unconscionability in the standard form contracts"**. Ms. Arunima Bansal, Assistant professor, Mains warmly welcomed the judge and Dr. Swati Bajaj, Assistant Professor, Dept. of law felicitated the judge by presenting a sapling. Dr. Tavleen ma'am started the session with the basic questions such as essentials of contract and the introduction of standard form of contract with examples. Ma'am explained the meaning of exclusive clause and the types of exclusive clauses (Jurisdiction, liability and time period) Pros and cons (ambiguity) of the standard contract were discussed as well as the evolving remedies with the help of case laws were elucidated by ma'am. Case laws including Pawan Alloys and Casting Pvt. Ltd, U.P. State Electricity, Lily white vs Mannu Swami, Sheik Mohamed Rathor vs British India Steam Navigation co ltd. Were vividly discussed. In last few minutes ma'am took all the questions of the students. Vote of thanks was given by Ms. Arunima Bansal who wholeheartedly thanked the guest for giving their precious time or to flourish the knowledge of the student with their marvelous knowledge and experience.



## SESSION XI

**DATE- 07/04/2022**

**SPEAKER- Dr. SURBHI KAPOOR**

The 11<sup>th</sup> knowledgeable and informative session of Value-Added Course on Principle of Contract was started by the introduction of speaker **Dr. SURBHI KAPOOR** by Ms. Arunima Bansal, Assistant Professor, Dept. of Law, MAIMS. The topic for 11<sup>th</sup> session was '**Judicial Redress in the realm of International Contracts**'. The speaker was presented with a memento by Dr. Swati Bajaj Seth, faculty member of MAIMS, Law Department. Dr. Surbhi Kapoor is currently working as an academic researcher with Ministry of Corporate Affairs and Food Safety and Standard Authority of India. She started the session firstly by telling the hierarchy of courts, after that she deliberated upon the topic. She talked about the basics of contract with the examples and judicial hierarchy of courts redress. Then she focused on the point when the contract became International Contract and about multilateral and bilateral contracts. She discussed about the elements that characterize International Contract and mainly the laws which are applicable on the this and the competent courts. After this she pointed on the part that the parties have full freedom to decide as to which country law will be applicable to the contract. At last, she gave the concluding remarks about the topic. At the end she clarified all the doubts of the students. The session ended by giving vote of thanks by Ms. Arunima Bansal.



## Session XII

**DATE: 12<sup>th</sup> April 2022**

**SPEAKER: Adv. Tarun Gaur**

The informative and insightful 12<sup>th</sup> session started with the introduction of the esteemed speaker for the day, Advocate Mr. TARUN GAUR by Ms. Arunima Gupta, Asst. Professor, Department of Law, followed by felicitation by Dr. Swati Bajaj Seth, Asst. Professor, Department of Law. Sir's practicing areas include Anticipatory Bail, Arbitration, Bankruptcy / Insolvency, Breach of Contract, Civil, Corporate, Criminal, Cyber Crime, Media and Entertainment, Start-up. The topic for the session was **'FRUSTRATING THE REASONS BEHIND FRUSTRATION OF CONTRACTS IN COSMOPOLITAN WORLD.'** Sir started the session with the basics of contracts and different types of contracts. He explained the nature of different types of contracts. Also, he discussed what we mean by the frustration of the contract with help of some landmark judgments. He explained elaborately what steps are taken after the frustration of the contract. The session ended with inquisitive questions from participants which were well answered by the sir. The session was concluded by Ms. Aastha, Asst. Professor, Department of law who extending a warm vote of thanks to the honourable speaker.





## SESSION XIII

Date- 2/05/2022

Speaker- Dr. Shivani Verma

The informative and insightful 13<sup>th</sup> session of value-added course on principles of contract was held on Monday from 1:30 p.m to 3:30 pm. The topic for the session was '**Formation of the contract in the vicissitudes of ever-changing regulatory landscape**'. Honorable guest of the session was **Dr. Shivani Verma**, Assistant Prof., Faculty of Law, University of Delhi. Ms. Arunima Bansal warmly welcomed the guest and vividly gave her introduction. She felicitated the esteemed speaker with a memento. Dr. Shivani Verma ma'am started the topic with basic introduction of formulation of the contract and the essential elements which constitutes the basic structure of the contract as well as glimpses of law of estoppel. Ma'am delineated the Marketplace, the paradigm shift which occurred due to several reason such as globalization, competition, digitalization etc. Reflection of market practice and trends were discussed with the example of LLP and partnership. Ma'am vividly explained how LLP evolved and came in existence due to some loopholes in the partnership act. Acts such as Arbitration and Conciliation Act 1996, Consumer Protection Act, Information Technology Act, 2000, Multi-state Co- operative Societies Act, 2006 and several others were discussed by Ma'am. Cases such as MS Diamond vs Deputy State Tax Commissioner 2019, State of Madras vs Gannon Dunkerley & Co. (Madras) Lmt. 1958, Trimex International FME vs Vedanta Aluminum Limited India 2010 were discussed. In the last few minutes, the doubts were taken and solved by ma'am. Ms. Arunima Bansal whole heartedly thanked ma'am for taking time out of her busy schedule to guide the students and to boost the knowledge of the students about the topic. Ms. Ritika Bhatia ma'am, Assistant Professor, Department of Law took the valuable feedback of the students about the topic.

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## SESSION- XIV

**Date- 4/05/2022**

**Speaker- Ms. Kanika Tandon**

The informative and insightful 14<sup>th</sup> session of Value-added session on principle of contract was held on Wednesday at 1:30 p.m. The honorable guest for the day was **Ms. Kanika Tandon ma'am** and the topic was '**GARDEN VARIETY PRINCIPLES IN CONTRACT ON COMMUNICATION OF ACCEPTANCE**'. Ms. Arunima Bansal ma'am warmly welcomed the esteemed speaker and gave prelude about the honorable speaker of the day. Firstly, the speaker was felicitated with the memento by Ms. Aastha Narula, Assistant professor, Department of law. Currently Ms. Kanika is a senior associate at Desai & Diwanji, Delhi. Ma'am started the topic with the basic elements of contract which constitute a valid contract, Further, she explained about basic elements of acceptance and the sections which defines acceptance. Ma'am elucidated the types of acceptance with real-life examples. In the last few minutes ma'am solved the doubts of the students. Ms. Arunima Bansal Ma'am whole heartedly thanked ma'am for giving their valuable time and to boost the knowledge of the students. The feedback of the session was taken by Ms. Ritika Bhatia ma'am, faculty member of Maims, Department of law.



## SESSION- XV

**Date- 12/05/2022**

**Speaker- Ms. HEENA MONGIA**

The informative and interesting 15<sup>th</sup> session of Value-Added Course on Principle of Contract started with introduction of hon'ble speaker **Ms. HEENA MONGIA** by Ms. Arunima Bansal, Assistant professor, Department of Law. The Speaker was felicitated by Ms. Ritika Bhatia, Assistant professor, MAIMS, Law Department. Guest Speaker is a matrimonial lawyer and she is also taking lectures in VIPS Institute, GGSIPU. The Topic for the 15<sup>th</sup> session of Value-Added Course was **DIVESTMENT OF FREE CONSENT TO UNFREE CONSENT IN ONLINE CONTRACTS**. Speaker started the session by brief introduction of Online contract and she also gave the example of E- Contract i.e., UBER & OLA example and talked about implied consent specially in case of E-contract. She then explained the difference between contract and E-contract with the help of example. Then she explained the essential conditions for contract and categories of E- contract. She also deliberated upon the recognition of E-contract. Ma'am discussed Section 65B, Section 10, Section 2, Section 5, 13, 85c of Informative and Technology Act. Then she explained the concept of consent with the help of examples and case laws. Then ma'am took doubts from the students and clarified all the doubts at the end of the session. Ms. Arunima Bansal ma'am gave the vote of thanks to the guest speaker.

