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According to Salmond , "It is a civil wrong for which the remedy is common law action for unliquidated damages and which is not exclusively the breach of the contractor the breach of the trust or other merely equitable obligation.;

According to Winfield , "Tortious liability arises from the breach of duty primarily fixed by the law : this duty is towards the persons generally and its ...

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(i) Is of the age of majority according to the Law which he is subject, and (ii) Who is of sound mind and (iii) Is not disqualified from contracting by any law to which he is subject. $\frac{3}{4}$. Person of unsound mind can enter into a contract during his lucid interval. $\frac{3}{4}$. An alien enemy, foreign sovereigns and accredited representative of a foreign

STUDY NOTE - 1 : INDIAN CONTRACT ACT, 1872

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legal systems, principles of common law,
Medieval English common law, Influence
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