

CONDITION AND WARRANTY

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STIPULATION

- According to Sec. 12(1) of the Act, “A stipulation in a contract of sale with reference to goods which are the subject there of may be a condition or a warranty”.
- Some stipulations may be essential to the contract while some may be collateral or incidental to the contract. A stipulation essential to the contract is called a ‘condition’. That which is collateral or incidental to the contract is called a ‘warranty’.

WHAT IS STIPULATION?

- “Stipulation” means “a requirement or a specified item in an agreement”.

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Michael Bridge

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