

A Study on the Efficiencies, Validity and Importance of E-Contracting in India

CR. Saikiran¹ and S. Amritha²

B.Com LLB (Hons) 5th Year¹

LLM, Assistant Professor²

Saveetha School of Law, Saveetha Institute of Medical and Technical Sciences (SIMATS), Chennai
crsaikira105@gmail.com and amrithas.ssl@saveetha.com

Abstract: *Indian e-commerce is developing briskly with burgeoning demands amongst the consumers to buy different varieties of products from the pool offered globally. A contract plays a vital role in it and is the most sensitive and important in respect to legal matters of business. E-contract is a result of these growing electronic commercial businesses within this country. Elevation in technology, computer programs and the internet has diminished the communication barrier leading to wide acceptance of these contracts. E-contract have various advantages over the traditional contracts. The basis of such contracts includes parties, lawful object, lawful consideration, etc. and they are few essentials required for formation of legally enforceable electronic contracts. The Indian Contract Act of 1872 regulates the traditional contract, however has shortcomings in regulating various aspects of electronic contracts. Some of these issues in respect to formation, authenticity of signature, etc. were solved with introduction of Information Technology Act, 2000. This present article deals with a precise explanation of E-contracts, contemporary issues faced by it, analysis of its enforceability in our country. This information will help to enshrine the challenges faced by electronic contracts, with judicial prospective over these scenarios.*

Keywords: E-contract, E-commerce, Duties, Right, Communications, Transaction, Information's

