

LL. B. (3 Year Degree Course) SEM-III (2015 Course) (*choice based*
Credit System) : SUMMER - 2019
SUBJECT: MERGER & ACQUISITIONS

Day : Monday
Date : 15/04/2019

S-2019-1742

Time: 10.00 AM TO 01.00 PM
Max. Marks: 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks
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Q.1 a) ABC Co. Ltd. has plans of merger with PQR Co. Ltd. Advise the companies about the various aspects to be considered related to the due diligence process.

OR

b) XYZ Co. Pvt. Ltd. and LMN Co. Pvt. Ltd. are small companies as defined under the Companies Act, 2013. The BOD of both companies have agreed to amalgamate. Advise the directors about the procedure to be followed by such companies prescribed under the Companies Act, 2013.

Q.2 a) Define shares. Explain different kinds of shares.

OR

b) 'Central Government has been vested with the power to order an amalgamation of companies in public interest'. Elucidate.

Q.3 a) When does an open offer process under SEBI Takeover Code gets triggered? Explain the process in detail.

OR

b) Discuss the provisions of Income Tax Act applicable in case of amalgamation of companies.

Q.4 a) Write short notes on.

- 1) Clause 40A
- 2) FEMA 20

OR

b) Write short notes on.
1) Corporate Restructuring
2) Buyback of shares

Q.5 a) What are Combination Thresholds? Discuss procedure for investigation of combinations under Competition Act.

OR

b) Highlight the provisions for revival of sick companies through a scheme of amalgamation.