

B.B.A. LL.B. (5 Year Degree Course) SEM-VII (2015 Course) :

WINTER - 2018

SUBJECT: COMPANY LAW

Day: Thursday
Date: 22/11/2018

W-2018-1343

Time: 02.30 PM TO 05.30 PM
Max. Marks: 60

N.B:

- 1) All questions are **COMPULSORY**.
 - 2) Figures to the right indicate **FULL** marks.
-

Q.1 a) X Company lends to Y Company on a mortgage of its assets. The procedure laid down in the Articles for such transactions is not complied with. The directors of the two companies are the same. Is the mortgage binding upon Y Company?

OR

b) 5 persons are the only members of a private company. All of them go in a boat on a pleasure trip into the open sea. The boat capsizes and all the 5 die being drowned. Does the private company cease to exist? Give reasons.

Q.2 a) "Memorandum of Association is the fundamental law or a charter defining the objects and limiting the power of a company". Explain.

OR

b) "The most usual form of borrowing by a company is by the issue of debentures". Elaborate.

Q.3 a) Define Prospectus. Explain kinds of prospectus. Discuss the liability in case of mis-statement in prospectus.

OR

b) What is Corporate Social Responsibility? Explain the provisions under Companies Act, 2013 which promote CSR.

Q.4 a) Write short notes:

- i) Buy Back of Shares
- ii) Fixed and Floating Charge

OR

b) Write short notes:

- i) Annual General Meeting
- ii) Cessation of Membership

Q.5 a) Discuss in detail the provisions related to appointment and qualification of directors.

OR

b) Define Winding-Up. Discuss the procedure for compulsory winding up.

* * * * *