

LL.B. (3 YEAR DEGREE COURSE) SEM-V (2009 COURSE) :

WINTER - 2017

SUBJECT: COMPANY LAW

Day: Wednesday

Date: 15/11/2017

W-2017-1288

Time: 02.30 PM TO 05.30 PM

Max. Marks: 80

N.B.:

- 1) Attempt any six questions in all including Q. No. 1 is **COMPULSORY**.
- 2) Q.No.1 Carries **20** marks and all other questions carry **12** marks.

- Q.1** Write Short notes on **ANY FOUR** of the following:
- a) Public Company and Private Company
  - b) Pre- Incorporation Contracts
  - c) NCLT
  - d) Sweat Equity Shares
  - e) Doctrine of Ultra vires
  - f) E-Voting
- Q.2** "A Company is a legal entity distinct from its members". In what cases do the court ignore this principle?
- Q.3** "The memorandum of association being the charter, defines the objects and powers of a company". Explain.
- Q.4** "The doctrine of indoor management is silver lining to strangers dealing with a company." Comment.
- Q.5** "Those who put before the public a prospectus to induce them to invest their money in a commercial enterprise ought to be vigilant". Discuss the above statement in the light of liabilities for mis- statement in prospectus.
- Q.6** Define Charge. Discuss fixed charge and floating charge. What are the effects of non- registration of charge.
- Q.7** The ultimate control of actions of board of directors is vested in the members and from time to time they must meet to ratify or disapprove the director's past conduct and to consider their future plans. Elaborate the kinds of general meetings in a company.
- Q.8** "Majority will have its way but the minority must be allowed to have its say". Comment.
- Q.9** Under what circumstances will the court order a compulsory winding up of a company? What is the effect of a winding up order?
- Q.10** Define shares. Explain in detail the procedure for buy back of shares prescribed under Companies Act, 2013.