

**DIPLOMA IN MERGER AND ACQUISITION (D.M.A.) :**  
**WINTER - 2017**  
**SUBJECT : DOCUMENTATION ISSUES IN MERGERS & ACQUISITIONS**

Day : **Tuesday**  
Date : **28/11/2017**

Time : **02.30 PM TO 05.30 PM**  
Max. Marks : **80**

**W-2017-1362**

**N. B. :**

- 1) Attempt **ANY SIX** questions. Out of which **Q. No.1** is **COMPULSORY**.
- 2) **Q.No .1** carries **20 marks** and all other questions carry **12 marks** each.

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- Q.1** Write short notes on **ANY FOUR** of the following :
- a) Issue of shares by transferee company
  - b) Report by chairman under Form No.39
  - c) Order on petition under Form No.41
  - d) Proxy Form No.37
  - e) Memorandum of Association
  - f) Notice of the court or Company Law Board order under Form No.21
- Q.2** What are the steps which would be followed in scheme of amalgamation? Discuss.
- Q.3** Draft few terms of Form No.40 which derives petition to sanction compromise or arrangement.
- Q.4** 'The buyer cannot use the confidential information for any purpose.' Draft confidentiality agreement.
- Q.5** 'Investigative results may be prepared in due diligence report'. Discuss the issues under due diligence report in orderly manner.
- Q.6** An application is required to be made to the National Law Tribunal under Section 391 of Companies Act, 1956. Explain its contents.
- Q.7** What is Article of Association for the company? Discuss the contents of Article of Association.
- Q.8** What is valuation report? Explain the contents of valuation report and methods of valuation.
- Q.9** Briefly explain 'Conduct of business by transfer company till effective date' upto 'Application of High Court' under clause of scheme of amalgamation.
- Q.10** Draft Form No.34 as affidavit in support of summons.