

LL. B. (3 YEAR DEGREE COURSE) SEM-III (2015 COURSE)

CHOICE BASED CREDIT SYSTEM) : WINTER - 2017

SUBJECT : OPTIONAL : a) MERGER & ACQUISITION

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

W-2017-1248

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

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) “Inorganic growth provides an organization with an avenue for attaining accelerated growth enabling it to skip few steps on the growth ladder.” Discuss the above statement explaining the concept of Corporate Restructuring and its different modes.

OR

Q.1 b) “The Memorandum of Association is the charter of the company and defines the reasons for the company’s existence.” Elaborate the contents of Memorandum of Association.

Q.2 a) ABC Ltd and PQR Ltd are small companies as per Companies Act, 2013. Both the companies have plans of corporate restructuring through merger. Advise the Board of Director regarding procedure for merger of such companies.

OR

Q.2 b) XYZ Co. Ltd plans to change its capital structure through organic route by reducing its capital. Advise the directors of this company by elaborating the related provisions of Companies Act, 2013.

Q.3 a) Discuss the power of CCI under Competition Act, 2002 to declare certain combination as void.

OR

Q.3 b) What is stamp duty? Is stamp duty applicable on order of Tribunal sanctioning a merger? Support your answer with case laws.

Q.4 a) Write short notes on:
i) FEMA 20
ii) Revival of Sick Companies

OR

Q.4 b) Write short notes on:
i) Capital Gains
ii) Penalties under Competition Act

Q.5 a) SEBI takeover code provides trigger points for open offer. Are there any exemptions to it?

OR

Q.5 b) Explain the need for due diligence process. What are the contents of a due diligence report.

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