BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
LL.B. Sem-III :SUMMER- 2022
SUBJECT : MERGER & ACQUISITION

Day : Wednesday   Time : 02:00 PM-04:30 PM
Date : 15-06-2022   **S-12599-2022**   Max. Marks : 60

N.B.:
1) All questions are **COMPULSORY**.
2) All questions carry **EQUAL** marks.

Q.1 **a)** "Reorganization of any structure of organization fetch more profits from its operation". Comment.

OR

b) Before restructuring there must be an existing structure which may have limitation and restrictions. In this context explain the term Corporate Restructuring with examples.

Q.2 **a)** "Stamp duty is payable on instruments on transactions". Explain.

OR

b) There is no applicability of stamp duty to merger under Companies Act which gives the power to the government to provide for amalgamation of companies in the national interest. Explain.

Q.3 **a)** Due diligence is the investigation or exercise of care that a reasonable business or person is expected to take before entering into an agreement or contract with another party, or an act with a certain standard of care. What type of care is been spoken about in the corporate world. Explain.

OR

b) After considering various steps and procedures of any audit or investigation done in any company it is reported by a report. What is the report called? And how is this report considered as the part of the business transaction?

Q.4 **a)** Clause 40A and 40B of the Listing Agreements amounts to the minimum public shareholding as per the clauses. Enumerate the procedure for the same along with the provisions.

OR

b) The declaration of a company as a sick company also includes the rehabilitation process of the same. Give the overview of the process under the Insolvency and Bankruptcy Code 2016.

Q.5 **a)** MOA is considered as the charter of the company and define its scope and activities. Justify.

OR

b) A company is the artificial person created by law. State the essential characteristics of a company.

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