

B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

B.A. LL. B. Sem - VII : WINTER- 2022

SUBJECT : COMPANY LAW

Day : Wednesday

Time : 10:00 AM-12:30 PM

Date : 16-11-2022

W-12495-2022

Max. Marks : 60

N. B. :

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q. 1 a) The Articles of a company provide that the Managing Director may, with the previous sanction of the Board of Directors, take a loan of Rs. 1 lakh. The Managing Director, without such sanction, takes a loan of Rs. 2 lakhs and misappropriates the amount. Can the creditor sue the company for its recovery?

OR

b) The shareholders of a company duly called upon the managing director to convene a meeting of the company at which they wanted to move a motion removing the managing director from his post. The managing director failed to oblige them. Can the shareholders themselves call the meeting?

Q. 2 a) "Those who put before the public a prospectus to induce them to invest their money in a company ought to be vigilant". Comment.

OR

b) "The will of majority must prevail" is the principle of company management. Are there any exceptions to this rule?

Q. 3 a) Define Debenture. What are different kinds of debentures? Discuss the various provisions of Companies Act, 2013 which provide protection to debenture-holders.

OR

b) Define Share. What is meant by buyback of shares? Discuss in detail the procedure for buyback of shares.

Q. 4 Write short notes on:

- a) i) Corporate Personality
- ii) Turquand Rule

OR

- b) i) Pre-Incorporation Contracts
- ii) One Person Company

Q. 5 a) Define Director. What are the provisions related to appointment and removal of director?

OR

b) Define Winding. Give a snapshot of the amendments made to Companies Act, 2013 due to the Insolvency and Bankruptcy Code, 2016 with reference to the procedure of winding up and explain in detail the procedure for voluntary winding up.

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