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(5th Semester)

COMMERCE

Paper No. : BC-504

(**Company Law**)

Full Marks : 70

Pass Marks : 45%

Time : 3 hours

(PART : B—DESCRIPTIVE)

(Marks : 45)

*The figures in the margin indicate full marks
for the questions*

1. (a) What is a company? Explain the characteristics of a company in detail. 2+7=9

Or

- (b) Distinguish between private company and public company. 9

2. (a) What do you understand by Memorandum of Association? Mention its clauses. 3+6=9

Or

- (b) Distinguish between transfer and transmission of share. How does transfer of share take place in public company? 3+6=9

3. (a) What do you mean by capital management? Write a note on borrowing power of companies. 2+7=9

Or

- (b) Define debenture. Explain different steps in issue of debenture. Write in brief rights of debenture holder. 2+5+2=9

4. (a) Explain the power, duties and responsibilities of the Managing Director. 3+3+3=9

Or

- (b) Define meeting. Discuss essentials for a meeting. 2+7=9

(3)

5. (a) What do you understand by winding-up of a company? Write a note on compulsory winding-up by tribunal. 3+6=9

Or

- (b) Explain about majority powers and minority rights. Distinguish between majority powers and minority rights.
4+5=9

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Subject Code : CL/BC-504

To be filled in by the Candidate

BA / BSc / BCom / BBA / BCA
5th Semester End Term
Examination, **2020**

Subject

Paper

INSTRUCTIONS TO CANDIDATES

1. The Booklet No. of this script should be quoted in the answer script meant for descriptive type questions and vice versa.
2. This paper should be **ANSWERED FIRST** and submitted within **1 (one) Hour** of the commencement of the Examination.
3. While answering the questions of this booklet, any cutting, erasing, over-writing or furnishing more than one answer is prohibited. Any rough work, if required, should be done only on the main Answer Book. Instructions given in each question should be followed for answering that question only.

Signature of
Scrutiniser(s)

Signature of
Examiner(s)

Booklet No. A

Date Stamp

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**To be filled in by the
Candidate**

BA / BSc / BCom / BBA / BCA
5th Semester End Term
Examination, **2020**

Roll No.

Regn. No.

Subject

Paper

DESCRIPTIVE TYPE

Booklet No. B

Signature of
Invigilator(s)

CL/BC-504

2 0 2 0

(5th Semester)

COMMERCE

Paper No. : BC-504

(Company Law)

(PART : A—OBJECTIVE)

(Marks : 25)

The figures in the margin indicate full marks for the questions

- 1.** State whether the following statements are *True (T)* or *False (F)* by putting a Tick (✓) mark : 1×5=5

(a) A private company cannot issue share warrants payable to bearer.

(T / F)

(b) The power alteration of object clause is subject to fulfilment of substantive and procedural limits.

(T / F)

(2)

(c) Debenture holder is the owner of the company.

(T / F)

(d) Once the minutes are signed by the Chairman, it can be altered.

(T / F)

(e) 'Majority must prevail' is the fundamental principle of Company Law.

(T / F)

2. Tick (✓) the correct answer in the brackets provided :
1×10=10

(a) A company incorporated by a Special Act of the Parliament is

(i) registered company ()

(ii) chartered company ()

(iii) statutory company ()

(iv) All of the above ()

(3)

(b) Alteration of share capital is governed

(i) u/s 61 and 62 ()

(ii) u/s 61 ()

(iii) u/s 62 ()

(iv) None of the above ()

(c) Articles of Association of company regulates

(i) objectives of company ()

(ii) scope of company ()

(iii) internal management ()

(iv) All of the above ()

(d) The authorized capital is also called as

(i) nominal capital ()

(ii) registered capital ()

(iii) issued capital ()

(iv) Both (i) and (ii) ()

(4)

(e) NSDL stands for

- (i) National Securities Depository
Limited ()
- (ii) National Stock Depository
Limited ()
- (iii) National Shares Depository
Limited ()
- (iv) None of the above ()

(f) Under Section 179 of the 2013 Act, the powers of the Board can be exercised by passing

- (i) ordinary resolution ()
- (ii) resolution at the Board Meeting ()
- (iii) special resolution ()
- (iv) All of the above ()

(g) The fixed charge is also called as

- (i) floating charge ()
- (ii) specific charge ()
- (iii) Both (i) and (ii) ()
- (iv) None of the above ()

(5)

- (h) The gap between two AGMs must not be
- (i) more than 9 months ()
 - (ii) more than 15 months ()
 - (iii) more than 6 months ()
 - (iv) None of the above ()
- (i) For prevention of oppression, application can be made to
- (i) ROC ()
 - (ii) CLB ()
 - (iii) tribunal ()
 - (iv) All of the above ()
- (j) Who among the following cannot file a petition for winding-up?
- (i) The company ()
 - (ii) Contributory ()
 - (iii) Registrar ()
 - (iv) Promoter ()

(6)

3. Write short notes on the following :

2×5=10

(a) Government Company

(7)

(b) Statement in Lieu of Prospectus

(8)

(c) Mortgage

(9)

(d) Quorum

(e) Mismanagement

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