

Seat No.	
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**LL.B. (Semester - V) (New) (CBCS) Examination March/April-2019**  
**COMPANY LAW**

Day & Date: Friday, 26-04-2019  
 Time: 12:00 PM To 02:30 PM

Max. Marks: 70

**Instructions:** 1) All questions are compulsory.  
 2) Figures to the right indicate full marks.

**Q.1 Choose the correct alternative and rewrite the sentences. 14**

- 1) Doctrine of Indoor Management was laid in \_\_\_\_\_ case.
  - a) Royal British Bank vs. Turquand
  - b) Foss vs. Harbottle
  - c) Ashby vs. White
  - d) None of the above
- 2) The \_\_\_\_\_ was incorporated under the Charter of Queen Elizabeth on 31<sup>st</sup> December 1600.
  - a) East India Company
  - b) Reserve Bank of India
  - c) Industrial Finance Corporation of India
  - d) Air India
- 3) The principle of the independent corporate existence of a registered company is well illustrated by the house of Lord's decision in \_\_\_\_\_.
  - a) Gallagher vs. Germania Brewing Co.
  - b) In Re. London and Globe Finance Corporation
  - c) R. T. Perumal vs. John Deavin
  - d) Saloman vs. Saloman and Co.
- 4) Section 2(56) of the companies Act, 2013 defines \_\_\_\_\_.
  - a) Debentures
  - b) Prospectus
  - c) Article
  - d) Memorandum
- 5) As per Schedule I of the Company Act 2013 Memorandum of association of company limited by shares has \_\_\_\_\_ Clauses.
  - a) Four
  - b) Five
  - c) Six
  - d) Seven
- 6) \_\_\_\_\_ capital is the nominal value of shares issued for subscription and allotment.
  - a) Nominal
  - b) Issued
  - c) Subscribed
  - d) Working
- 7) Section 55 of the Companies Act, 2013 empowers a company to issue \_\_\_\_\_ preference Shares.
  - a) Redeemable
  - b) Cumulative
  - c) Participating
  - d) All the above
- 8) The Rule in Foss vs Harbottle was evolved in \_\_\_\_\_ Year.
  - a) 1840
  - b) 1841
  - c) 1843
  - d) 1845
- 9) The time period required for notice of general meeting in writing or through electronic media is not less than clear \_\_\_\_\_ days excluding the date of service of the notice and the date of meeting.
  - a) 45
  - b) 30
  - c) 21
  - d) 15

- 10) \_\_\_\_\_ of the Companies Act 2013, provides for calling of Extra Ordinary General Meeting.
  - a) Section 96
  - b) Section 97
  - c) Section 99
  - d) Section 100
- 11) A \_\_\_\_\_ is a document issued by the company inviting the public and investors for the subscription of its securities.
  - a) Prospectus
  - b) Agreement
  - c) Article
  - d) Memorandum
- 12) A \_\_\_\_\_ charge, is not attached to any definite property but covers property which is of a fluctuating nature such as Stock in trade.
  - a) Floating
  - b) Fixed
  - c) Specific
  - d) Specific and Floating
- 13) The word 'debenture' is derived from the \_\_\_\_\_ term debere.
  - a) American
  - b) Italian
  - c) French
  - d) Latin
- 14) Section 272(1) of the Companies Act, 2013 provides that a petition for the winding up of a company may be presented to the Tribunal by \_\_\_\_\_.
  - a) The company
  - b) The registrar of companies
  - c) Any contributory or contributories
  - d) All the above

**Q.2 Answer any four of the following questions.**

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- a) Kinds of Shares
- b) Prospectus
- c) Modes of becoming Members of the company
- d) Power and Duties of Directors
- e) Dividend
- f) Winding up by Tribunal

**Q.3 Answer any two of the following.**

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- Doctrine of Indoor Management and its exceptions
- Classification / types of Companies
- Share Certificate and Share Warrant
- Duties, Rights and Liabilities of Promoter

**Q.4 Answer any one of the following:**

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- a) Explain the various clauses of Memorandum of Association. Distinguish between Memorandum of Association and Article of Association.
- b) What is meant by allotment of shares? Explain statutory restrictions and general principles of allotment of shares.

**Q.5 Answer of the following question:**

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- a) Discuss kinds of Meetings under the Company Law 2013 and state the procedure for conducting the valid meetings of the company.