

2018

( 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) Define a company. Explain in detail the characteristics of a company. 2+7=9

*Or*

- (b) Explain the different formalities for incorporation of a company. 9

2. (a) Distinguish between Memorandum of Association and Articles of Association. Mention the two purposes of memorandum. 7+2=9

Or

- (b) Explain the contents of prospectus. 9

3. (a) Write some of the characteristics of a debenture. Differentiate between a Debenture and a Share. 3+6=9

Or

- (b) What is mortgage? Explain the different types of mortgages. 2+7=9

4. (a) Why does company need a director? Explain the different types of director who constitute 'Board of a Company'. 2+7=9

Or

- (b) Discuss the different types of meetings of the shareholders of a company. 9

5. (a) Discuss the circumstances in which a company may be wound up by tribunal. 9

Or

- (b) What is oppression? Discuss the provision of Companies Act for the prevention of oppression and mismanagement. 2+7=9

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2018

( 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 may allot shares without issuing a prospectus.

( T / F )

(b) The Articles of Association of a company are subordinate to and are controlled by the Memorandum of Association.

( T / F )

(c) A public company can borrow money only after obtaining certificate of commencement of business.

( T / F )

(d) Directors appointed by the Central Government can hold office for a period exceeding three years on any one occasion.

( T / F )

(e) The tribunal does not have the power to declare the dissolution of the company void.

( T / F )

2. Fill in the blanks :

1×5=5

(a) ..... are companies which are formed under Special Act.

(b) A blank transfer of shares do not have the name  
of a .....

(c) A fixed charge is a charge of .....  
..... nature.

(d) In one year at least .....  
general meetings should be held in a company.

(e) An attempt to force new and risky objects upon  
an unwilling minority amounts to .....

3. Tick (✓) the correct answer in the brackets provided :  
1×5=5

(a) East India Company was/is example of

(i) Private Company ( )

(ii) Foreign Company ( )

(iii) Statutory Company ( )

(iv) Chartered Company ( )

(b) Articles of Association are

(i) compulsory for every company ( )

(ii) optional for a public company, compulsory  
for others ( )

(iii) optional for a private company, compulsory  
for others ( )

(iv) optional for every company ( )

- (c) Perpetual Debenture is the other name for
- (i) Secured Debenture ( )
  - (ii) Irredeemable Debenture ( )
  - (iii) Bearer Debenture ( )
  - (iv) Registered Debenture ( )
- (d) Every Public Company must have at least
- (i) 1 Director ( )
  - (ii) 2 Directors ( )
  - (iii) 3 Directors ( )
  - (iv) 5 Directors ( )
- (e) Who among the following cannot fill a petition for winding up?
- (i) The company ( )
  - (ii) Contributor ( )
  - (iii) Registrar ( )
  - (iv) Promoter ( )

4. Write short notes on the following :

2×5=10

(a) Government companies



(b) Share capital

(c) Borrowing powers of a company

(d) Quorum

(e) 'Winding up' in relation to a company

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