

2022

(5th Semester)

COMMERCE

Paper No. : BC-504

(Company Law)

Full Marks : 70

Pass Marks : 45%

Time : 3 hours

K. K

(PART : B—DESCRIPTIVE)

(Marks : 45)

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

1. (a) Define the term 'company'. Explain the characteristics of a company. 2+7=9

Or

- (b) Explain the various steps involved in incorporation of a company. 9

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(Turn Over)

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2. (a) What is Memorandum of Association?
Explain the various clauses of
Memorandum of Association. 2+7=9

Or

- (b) What is a share? Explain the different
types of shares which a company can
issue under the Companies Act, 2013.
2+7=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 the different
steps in issue of debenture. Write in
brief the rights of a debenture holder.
2+5+2=9

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

Or

- (b) Define meeting. Discuss the essential
requirements for conducting a meeting.
2+7=9

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(Continued)



kalyani_delhi@kalyanipublishers.in
kalyani_delhi@yahoo.co.in
www.kalyanipublishers.co.in



5. (a) What do you understand by winding-up of a company? Write a note on compulsory winding-up by the Tribunal.

3+6=9

Or

- (b) What do you understand by oppression? Discuss the provisions of the Companies Act for the prevention of oppression and mismanagement. 3+6=9

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kalyani_delhi@kalyanipublishers.in
kalyani_delhi@yahoo.co.in
www.kalyanipublishers.co.in

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(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 notice of change of registered office address should be given to ROC within 15 days of such change.

(T / F)

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

(T / F)

- (d) The proxies have registered rights and counted for quorum.

(T / F)

- (e) Promoter has right to receive preliminary expenses.

(T / F)

2. Put a Tick (✓) mark against 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 ()

- (b) Minimum paid-up capital of company must be

- (i) 5 lakhs ()
- (ii) 1 lakh ()
- (iii) 10 lakhs ()
- (iv) No limit ()

(c) 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 ()

(d) Doctrine of ultra vires means

- (i) acts done outside the prospectus of the company ()
- (ii) acts done outside the contract of the company ()
- (iii) acts done outside the resolutions of the company ()
- (iv) acts done outside the memorandum of the company ()

- (e) Every public company must have at least
- (i) one director ()
 - (ii) two directors ()
 - (iii) three directors ()
 - (iv) five directors ()
- (f) A company limited by shares is known as
- (i) limited company ()
 - (ii) unlimited company ()
 - (iii) one-man company ()
 - (iv) None of the above ()
- (g) Who among the following cannot file a petition for winding-up?
- (i) The company ()
 - (ii) Contributory ()
 - (iii) Registrar ()
 - (iv) Promoter ()

(h) In case of voluntary winding-up, a liquidator for conducting the winding-up proceedings is appointed by the

- (i) Central Government ()
- (ii) Company in its General Meeting ()
- (iii) Company Law Board ()
- (iv) Registrar ()

(i) The validity period of shelf prospectus is

- (i) one year ()
- (ii) two years ()
- (iii) five years ()
- (iv) valid for life ()

(j) The authorized capital is also called as

- (i) nominal capital ()
- (ii) registered capital ()
- (iii) issued capital ()
- (iv) Both (i) and (ii) ()

(6)

3. Write short notes on the following :

2×5=10

(a) Corporate Personality

(7)

(b) Prospectus

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(8)

(c) Mortgage

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(9)

(d) Government Companies

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(10)

(e) Minutes

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