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2 SEM TDC CL (CBCS) C 204

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(June/July)

COMMERCE

(Core)

Paper : C-204

(**Corporate Law**)

Full Marks : 80

Pass Marks : 32

Time : 3 hours

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

1. Write True or False : 1×8=8

- (a) A company being a legal person and having independent existence enjoys the fundamental rights given to the citizens under the Constitution of India.
- (b) A certificate of incorporation cannot be challenged on any ground.

(2)

- (c) Any act which is ultra vires of the company is void and without any legal effect.
- (d) The 'Doctrine of constructive notice' protects a company against the outsiders.
- (e) A person must have Director Identification Number (DIN) to be appointed as director.
- (f) A change in company's name may be effected by passing an ordinary resolution.
- (g) The dividend is always declared by the Board of Directors.
- (h) The power to order winding-up of a company has been vested in the Tribunal instead of Court under the Companies Act, 2013.
2. Write short notes on any *four* of the following : 4×4=16
- (a) National Company Law Tribunal (NCLT)
- (b) One Person Company (OPC)
- (c) Doctrine of constructive notice
- (d) Transmission of shares
- (e) Qualification of directors
- (f) Prospectus

(3)

3. (a) Define a Private Company. What are the privileges and exemptions enjoyed by a private company? 4+8=12
- Or
- (b) Describe the various stages for incorporation of a public limited company. 12
4. (a) What is Memorandum of Association? What are its important clauses? 4+8=12
- Or
- (b) What do you mean by Articles of Association? Discuss the contents of Articles of Association. 4+8=12
5. (a) Describe the legal position of Directors in a company. 12
- Or
- (b) Explain the legal provisions relating to the Annual General Meeting of a company. 12
6. (a) Explain the legal provisions relating to the appointment of auditors. 12
- Or
- (b) State the various modes of winding-up of a company. 12

7. (a) State the rights of depositories and beneficial owner under the Depositories Act, 1996. 8

Or

- (b) Explain the legal provisions relating to penalty for various defaults under the Depositories Act, 1996. 8
