

2012

LAW

(Company Law)

Course No. 4:1

Full Marks : 100

Time : 3 hours

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

Answer question No. 1 and any five from the rest.

1. Write short notes on *any four* from the followings: (5x4)
 - a) Lifting of the Corporate Veil
 - b) Underwriting
 - c) Government Company
 - d) Doctrine of ultra vires
 - e) Promoter
 - f) Constructive Notice

2. What are the various grounds on which a company can be compulsorily wound up and discuss any of them in detail? (16)

3. State the provisions of the Companies Act, as to the removal of directors and the automatic vacation of office by a director. (16)

(Please turn over)

4. Distinguish between:
- a) Holding and Subsidiary Companies (8)
 - b) Oppression and mismanagement (8)
5. What are the powers and functions of the Company Law Board? Does any appeal lie against the order of the Company Law Board? (16)
6. What do you mean by incorporated companies? How can it be divided? Distinguish between a private company and a public company. (16)
7. Define 'member' under the companies Act. What are the provisions to become a member? When may a person cease to be a member of the company? (16)
8. Discuss the facts and principles of law laid down in
- Bacha f. Guzdar
- vs -
Commissioner of Income Tax
(1995) 27 ITRI SC (16)
9. Who is a promoter? State the duties and liabilities of a promoter. (16)
10. State the doctrine of 'indoor management'. State the exceptions to this doctrine. (16)

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