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F – 1259

Reg. No. :

Name :

**Eighth Semester B.A.LL.B./B.Com. LL.B./B.B.A.LL.B
(Five Year Integrated) Degree Examination, November 2018
Paper – III : COMPANY LAW**

Time : 3 Hours

Max. Marks : 80

PART – I

Write short notes on **any five** of the following in **not exceeding 50 words each**.

Each question carries **2** marks.

1. Appellate Tribunal

2. Government companies

3. Explain 'Company'

4. Call on share

5. Duties of official liquidator

6. Proxies

7. Special courts.

(5×2=10 Marks)

PART – II

Answer **any four** of the following questions in **not exceeding 120 words each**.

Each question carries **4** marks :

1. What are the disadvantages of incorporations ?

2. What is share warrant ? How it differs from share certificate ?



3. What are the different types of shares ?
4. Explain *Foss v Harbottle* rule.
5. Explain the history of companies law in India. **(4×4=16 Marks)**

PART – III

Answer **any four** of the following problems. **Each** question carries **6** marks :

1. X was a shareholder in the Godwin insurance company. One of the objects of the company was 'to advance money at interest on the security of land, house, machinery and other property situated in India'. The company made several investments without adequate security with the ratification of majority shareholders. X prayed for perpetual injunction against the act of the company. Decide.
2. The prospectus of a company states that the company purchased some property for the construction of a new building. In fact, the purchase was not finalized. What are the remedies available to a shareholder of the company in this context ?
3. 'X' a minor whose name was entered in the register of members as allottee in a company named 'Y'. After one month the company *suo moto* deleted the name of 'X' citing the reason that 'X' is a minor. Advise 'X'.
4. A cheque for Rs. 50,000/- was issued by company 'Y' in favour of its creditor 'X' and the same was dishonoured for want of funds. The creditor 'X' filed a petition for winding up of the company 'Y' in the tribunal. Decide.
5. The promoter of a company 'X' before its incorporation, made a contract with a vendor 'Y' for the purchase of raw materials for a period of 10 years. After the incorporation, company 'X' cancelled the contract unilaterally. What are the remedies available to vendor 'Y' ? **(4×6=24 Marks)**



PART - IV

Answer **any three** of the following questions. Answer should **not** exceed **300** words. **Each** question carries **10** marks.

1. Explain the importance of Article of Association of a company.
2. What are the different types of winding up ? Explain the different grounds for compulsory winding up by a court ?
3. Explain the various types of meetings that may be held by a company. What are the essential requirements of a valid meeting ?
4. Explain the legal position of directors and their powers. **(3×10=30 Marks)**

PART - II

Answer any four of the following questions in not exceeding 120 words each. Each question carries 4 marks.

1. What are the direct causes of incorporation ?
2. What is share warrant ? How it differs from share certificate ?