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2 SEM TDC CL (CBCS) C 204

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(May)

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) The Companies Act, 2013 received the assent of the President on 29th August, 2013.
- (b) A company is an artificial person created by law.
- (c) The Registered Office Clause of Memorandum of Association contains the complete postal address of the company.

- (d) An act ultra vires the company is not wholly void as it can be ratified by the whole body of shareholders.
- (e) A managing director must also be a director of the company.
- (f) The first annual general meeting of a company must be held within 9 months from the date of closing of first financial year.
- (g) The first auditors of a company hold office for a period of two years unless re-appointed.
- (h) Under the Companies Act, 2013, the power to order winding-up of a company has been vested in the Tribunal instead of Court.

2. Write short notes on any *four* of the following : 4×4=16

- (a) One-person company
- (b) Promoters
- (c) Mis-statement in prospectus
- (d) Forfeiture of share
- (e) Quorum
- (f) Compulsory winding-up by the Tribunal

3. (a) What do you mean by corporate veil?
In what circumstances this corporate
veil is lifted? Explain. $4+8=12$

Or

- (b) Discuss the different stages for the
formation of a company. 12

4. (a) What is Memorandum of Association?
What are its important clauses? $4+8=12$

Or

- (b) What is a prospectus? What are its
contents? Who are liable for mis-
statement in a prospectus? $2+2+8=12$

5. (a) Who is a managing director? How is he
appointed? What are the disquali-
fications of a managing director?
 $2+4+6=12$

Or

- (b) What is an annual general meeting?
Explain the legal provisions relating to
the annual general meeting. $4+8=12$

6. (a) What books of accounts are required to
be kept by a company? What are the
legal provisions of the Companies Act,
2013 relating to the books of accounts?
 $4+8=12$

Or

(b) What are the provisions of the Companies Act, 2013 regarding appointment of first and subsequent auditors? 12

7. (a) Discuss the objectives of the Depositories Act, 1996. 8

Or

(b) Discuss the rights and obligations of a depository under the Depositories Act, 1996. 8
