

Day : Tuesday
Date : 26/11/2024

W-25010-2024

Time : 10:00 AM-12:30 PM
Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL MARKS**.

Q.1 a) Elaborate the concept of Merger and explain the various types of mergers.

OR

Q.1 b) 'Company law sets out in detail the procedure for amalgamation when two companies wish to synergize'. Critically examine the procedure.

Q.2 a) 'Market power is one side of the coin and efficiency is the other.' Analyze the scenario as to how an enterprise has to keep up with both and what are the consequences of market power overpowering the efficiency of an enterprise.

OR

Q.2 b) Explain the tax concessions available to the amalgamated and the amalgamating companies under the Income Tax Act.

Q.3 a) Elaborate the Corporate Insolvency Resolution process which is to be carried out under the Insolvency and Bankruptcy Code, 2016 and also elaborate the process when the company cannot be revived.

OR

Q.3 b) Elaborate the process of Inbound and Outbound mergers under FEMA.

Q.4 a) Write Short Notes On:
i) SEBI Takeover Code
ii) Open Offer Process

OR

Q.4 b) Write Short Notes On:
i) Legal Due Diligence for corporate restructuring
ii) Due Diligence Report

Q.5 a) i) Regenis Ltd. and Pharma Ltd. are two pharmaceutical companies who wish to merge. Guide them with the relevant procedure which they will have to follow under Companies Act, 2013 for merger and amalgamation of companies.

ii) Elaborate the case of: "Miheer Mafatlal v. Mafatlal Industries Ltd."

OR

Q.5 b) i) Texa Ltd. is a company who has accumulated loss for last preceding three years. It is on the verge where it is not even able to pay the salaries to its employees. Hence it thinks of applying to the Insolvency Board for Corporate Insolvency Resolution Process. Elaborate the steps which should be taken in this regard.

ii) Elaborate the case of: "Real Image LLP V. Qube Cinema Technologies Private Ltd."
