

B. A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS-2021 COURSE)
B.A. LL.B. (5 Year) Sem - VII : SUMMER : 2025
SUBJECT: BUSINESS LAW : MERGER & ACQUISITION

Day : Monday
Date : 28/04/2025

S-24908-2025

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) "The Corporate Restructuring is the process in making changes in the composition of a firm". In this context explain the various modes of the Corporate Restructuring which an organization can perform for profit motives.

OR

B) How do tribunals play a major role in undergoing or facilitating the process of Corporate Restructuring? Comment.

Q.2 A) "Competition is a situation in market in which firms or sellers independently strives for the buyer's patronage". Explain.

OR

B) "Seventh schedule of the Constitution of India has divided the respective powers to levy stamp duties on instruments among the Union and state Government". Explain how this concept is directly or indirectly related to the task of merger between the companies.

Q.3 A) It is pertinent to note that the Bankruptcy Code aims to move away from the "sickness" which was initially encapsulated under SICA and Companies Act, 2013. Comment.

OR

B) Under the FEMA Act, 1999 explain the procedure to keep a pace with the various cross border mergers.

Q.4 Write short notes on:

- A)** i) Dissenting Shareholders Right
ii) Efficiency V. Market Power: Predictions

OR

- B)** i) Person Acting in Concert
ii) Valuing Firms & Synergies

Q.5 A) A company dealing with electronic goods urged to go for vertical merger. At the last stage of the merger during the SWOT analysis, the report consisted some pending litigations on the targeted company, which may not affect the goodwill of the merged company if a proper due diligence is done. Advice.

OR

B) PQR Co. Ltd has plans for organic restructuring by capitalizing its profit through buy back of shares. Explain the directors the procedure to be followed as prescribed under the Companies Act, 2013.
