

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
B.B.A. LL. B. Sem - VII : SUMMER : 2024
SUBJECT: COMPANY LAW

Day : Thursday
Date : 09/05/2024

S-12556-2024

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) 5 members are the only members of a private company. All of them go in a boat on a pleasure trip into the open sea. The boat capsizes and all the 5 die being drowned. Does the private company cease to exist?

OR

Q. 1 b) A bank had power in the articles to issue bonds under the authority of an ordinary resolution. The directors issued bonds to T without the requisite resolution. T sued the company for the recovery of the money under the bonds. The suit was resisted on the ground that there was no requisite resolution of the company and hence the bonds are not valid. Will T's suit succeed?

Q. 2 a) "Those who put before the public a prospectus to induce them to invest their money in a commercial enterprise ought to be vigilant to see that it contains such representations only as are in accordance with fact." Elucidate.

OR

Q. 2 b) "A Promoter stands in a fiduciary relation towards the company he promotes." Explain

Q. 3 a) In what ways may a person i) become, and ii) cease to be, a member of a company?

OR

Q. 3 b) Define "share". What are the different types of shares that may be issued by a company?

Q. 4 a) Write notes
i) Floating charge
ii) Annual General Meeting

OR

Q. 4 b) Write notes
i) Independent Director
ii) NCLAT

Q. 5 a) Define Debentures. What are different kinds of debentures? What are the remedies available to the Debenture holder

OR

Q. 5 b) Define Winding Up. Explain the procedure for winding up by Tribunal as prescribed under the Companies Act, 2013

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