

B.B.A. LL.B. (FIVE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)
B.B.A. LL. B. Sem - VII : SUMMER : 2024
SUBJECT: MERGER & ACQUISITION

Day : Thursday
Date : 16/05/2024

S-12558-2024

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)** ABC Company Ltd. is a cement manufacturing company which has plans of merging with PQR Company Ltd. which is involved in the business of infrastructure development. Is such a merger allowed? Advise the companies about the due diligence process which forms a major pre-merger activity.

OR

- b)** Sagar Pumps Ltd. and Lakshmi Pumps Ltd are major players in the business of manufacturing water pumps required for agricultural purpose. Both the companies plan for a merger, however there are chances that the merger may lead to a monopoly. Advise the companies about the provisions related to regulation of Combination under Competition Act.

- Q. 2 a)** Discuss the different forms of Corporate Restructuring through Organic and Inorganic route.

OR

- b)** What is Stamp Duty? Is levy of stamp duty applicable for transfer of property taking place due to merger or amalgamation? Support your answer with landmark judgements.

- Q. 3 a)** What are Sick Companies? Discuss the revival of sick companies through scheme of amalgamation highlighting the recent amendments.

OR

- b)** What are Listing Agreements? Discuss in detail the contents of Clause 40A and 40B.

- Q. 4 a)** Write short notes
- i) Person Acting in Concert
 - ii) Kinds of Shares

OR

- b)** Write short notes
- i) Capital Gains
 - ii) Penalties under Competition Act

- Q. 5 a)** When does an open offer get triggered under SEBI Takeover Code? What is the procedure for making open offer? Are there any exemptions to it?

OR

- b)** Discuss the provisions of FEMA 19 and 20 with reference to merger and amalgamation.