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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 : 1×4=4

- (a) A company is a legal person. Therefore it acquires citizenship.
- (b) A certificate of incorporation cannot be challenged on any ground.
- (c) Appointment of a whole-time director requires the special resolution at shareholders' meeting.
- (d) The power to order winding-up of a company has been vested in the tribunal instead of Court order under the Companies Act, 2013.

(2)

2. Fill in the blanks : 1×4=4

- (a) A public company is required to have minimum ₹ _____ as paid-up capital.
- (b) The first auditor of a company shall be appointed by the _____.
- (c) A change in company's name may be effected by passing _____ resolution.
- (d) The Companies Act, 2013 received the assent of the president on _____.

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

- (a) 'Perpetual succession' of a company
- (b) Lifting of corporate veil
- (c) Doctrine of constructive notice
- (d) Bonus share
- (e) Whistleblowing
- (f) Secretarial audit

4. (a) Who is promoter? Discuss about the functions of promoter. 2+10=12

Or

- (b) Describe the various stages of incorporation of a public limited company. 12

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(Continued)

(3)

5. (a) Explain the procedure of alteration of the (i) name clause and (ii) registered office clause of memorandum of a company. 6+6=12

Or

(b) What is prospectus? What are its contents? Discuss the concept of misstatement in prospectus. 2+4+6=12

6. (a) Briefly discuss the provisions of the Companies Act regarding the appointment of directors. 12

Or

(b) Explain the legal provisions relating to the Annual General Meeting of a company.

7. (a) Describe the various modes of winding-up of a company. 12

Or

(b) What are the various books of accounts that a company must maintain when registration under the Companies Act, 2013?

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(Turn Over)

(4)

8. (a) Explain the legal provisions relating to penalty for various defaults under the Depositories Act, 1996. 8

Or

- (b) What are the rights and obligations of a depository under the Depositories Act, 1996?
