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3 Sem LLB (N) 4 COMPANY

2012

(December)

COMPANY LAW

Paper : 304

(New Course)

Full Marks – 80

Pass Marks – 32

Time – Three hours

The figures in the margin indicate full marks for the questions.

1. Write brief notes on any *four* of the following :

4×4=16

(a) Certificate of Incorporation

(b) Irregular allotment

(c) Sweat Equity shares

(d) Contributories

(e) Share warrants

(f) Interim dividend.

2. "A company is an artificial person, created by law with a perpetual succession and common seal." Explain. 16

Or

Enumerate the different steps to be taken by the promoters from the formation of a company to the commencement of business. 16

3. What is Prospectus ? Explain the legal provisions relating to the issue and registration of a prospectus. 4+12=16

Or

"The power of altering the articles is wide yet it is subject to large number of limitations." Comment. 16

4. What are the provisions of Companies Act, 1956 for the prevention of oppression of minority shareholders and mismanagement of a company ? 16

Or

Explain the procedure in the Companies Act for members voluntary winding up. 16

5. State the rules relating to reconstruction and amalgamation of companies under Companies Act, 1956. When the central government may provide for the amalgamation of two or more companies ?

10+6=16

Or

State the facts and principles of law laid down in —

16

S. P. Jain

Vs.

Kalinga Tubes Ltd.

(AIR 1965 SC 1535)