REV-01
BLB/02/07

2025/06

BA LLB
EIGHT SEMESTER
COMPANY LAW II
BLB – 806 [REPEAT] OLD COURSE
[USE OMR FOR OBJECTIVE PART]

SET A

Duration : 3 hrs. **Full Marks : 80**

Objective

Time : 30 min. **Marks : 30**

Choose the correct answer from the following: ***1×10=10***

1. The present company law recognizes four categories of meetings --------
   a. Director/Shareholders/Creditors/ Debenture meeting
   b. Shareholders/Chief Executive Officers/Creditors/Director
   c. Creditors/Chief Finance Officer/Debenture/Shareholders
   d. Debenture/Company Secretary/Shareholders/Creditors

2. Any mortgage or charge created on any of the company's assets, must be registered with --------
   a. Central Government
   b. Registrar of Companies
   c. Register of charges or mortgage
   d. Board of Directors

3. Under Section 141 a person shall be eligible for appointment as an auditor of a company only if he is a --------
   a. Finance Secretary
   b. Company Secretary
   c. All of the above
   d. Chartered Account

4. Central Government may investigate into the affairs of a company by --------
   a. Several Fraud Investigation Office
   b. Several Fraud Investigator Officer
   c. Serious Fraud Investigation Office
   d. Serious Fraud Investigator Officer

5. The companies which are not carrying on any business or when they are not in operation are called --------
   a. Dormant companies
   b. Defunct companies
   c. Defective companies
   d. Dissolved companies

6. Companies registered under Section 3 of the Companies Act, 2013 can be -----
   a. Private company
   b. One person company
   c. Public company
   d. All of the above

7. On reference,the Tribunal shall determine whether the company in question is a sick company or not within --------
   a. 60 days
   b. 30 days
   c. 180 days
   d. 90 days

8. A company may be wound up by the Tribunal on grounds --------
   a. Company is unable to pay its debt
   b. Special resolution passed by company to this effect
   c. Fraudulent purpose
   d. All of the above

9. Since court acts as custodian of interest of company, its creditors and investors, in liquidation proceedings the company court should --------
   a. Protect assets of company
   b. Safeguard such company's records
   c. Investigate company affairs
   d. All of the above

10. Winding up committee shall consist of the following persons, namely --------
   a. Official Liquidator attached to the Tribunal
   b. Nominee of the secured creditor
   c. A professional nominated by the Tribunal
   d. All of the above

Answer the following: (Use descriptive answer sheet) ***2×10=20***

1. Write short notes on Investor Education and Protection Fund.
2. What is a "Proxy Vote" and how does it work?
3. What does "Intra Vires Borrowing" mean? Give examples.
4. Distinguish between Shareholders and Debenture holders.
5. Distinguish between Private company and Public company.
6. What amounts to Mis-Management of a company?
7. State the measures for Revival and Rehabilitation of sick company.
8. What does "Winding- up" means? What are the modes of winding up of a company?
9. State the functions of Winding-up Committee?
10. How does an Official Liquidator appointed? What are its powers and functions?

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Descriptive

Time : 2 hrs. 30 min. **Marks : 50**

[Answer the following questions]

1. **a.** Explain the Powers and Duties of an Auditor? **5+5=10**

   Or

   b. Explain the Power and Function of the National Financial Reporting Authority. **5+5=10**

2. **a.** Explain the various Guidelines for issue of debentures by the public limited companies. **10**

   Or

   b. Explain the effect of borrowing beyond power by the company. **10**

3. **a.** Explain the merits/advantages of a private company. **10**

   Or

   b. Discuss the four ways of reconstruction/amalgamation of the companies. **10**

4. **a.** Explain the Powers and Duties of company administrator. **5+5=10**

   Or

   b. Explain the circumstances in which company may be wound- up by the Tribunal. **10**

5. **a.** Explain the procedure for appointment of Provisional Liquidator/Company Liquidator and its purpose? **5+5=10**

   Or

   b. What does "Public Interest" means? Explain who can apply for winding up of the Company. **2+8=10**

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