

LLB  
THIRD SEMESTER  
COMPANY LAW  
LLB - 302

**SET  
A**

[USE OMR SHEET FOR OBJECTIVE PART]

Duration: 3 hrs.

Full Marks: 70

Time: 30 min.

( Objective )

Marks: 20

*Choose the correct answer from the following:*

**1 × 20 = 20**

1. How many members should sign the MOA in case of private company
  - a. One
  - b. Two
  - c. Three
  - d. Four
2. Accepting of deposits from public in case of private company is
  - a. Prohibited
  - b. Restricted
  - c. Acceptable
  - d. None of the above
3. Company law 2013 consist of how many section
  - a. 470
  - b. 480
  - c. 490
  - d. 500
4. Which of the following statement is false?
  - a. The share holders of a company have limited liability.
  - b. A company can own property by its own name
  - c. A company is managed by the representative of shareholders
  - d. No legal formalities is required to from a company
5. The registered office clause of memorandum of association contains
  - a. The name of the state in which the registered office of the company is to be situated.
  - b. The name of the city only not the state.
  - c. The name of register of the companies
  - d. The complete postal address.
6. Which of the following are the functions of a promoter?
  - a. Decides name of the company
  - b. Settles the details of memorandum and article.
  - c. Nomination of directors
  - d. All of the above
7. Which of the following statement is not true ?
  - a. A company is an artificial person created by law
  - b. A company can do every act like a natural person except the act which are purely of personal nature
  - c. A company can be held liable for violation of the statutory provision of the Companies Act
  - d. A company can be imprisoned for violation of such provision which attract penalty by way of imprisonment only.

8. Which of the following is not the characteristics of public company?
  - a. It has separate legal entity
  - b. It has a perpetual succession
  - c. It has a common seal and separate property
  - d. It shares are not transferable
9. A statutory company is one which is incorporated.
  - a. By an Act of parliament
  - b. By an Act of state legislature
  - c. Under the Companies Act, 2013
  - d. By either (a) or (b)
10. In case of company limited by guaranty the liabilities upon the members can be enforced:
  - a. At any time when the company so decides
  - b. Only at the time of winding up of the company
  - c. Only by an order of the court.
  - d. Only by an order of Register of companies
11. A government company is one in which 51% or more of the paid-up share capital is held by
  - a. Central Government alone
  - b. State Government alone
  - c. Central and State Government jointly
  - d. All of the above.
12. Which of the following statement is correct ?
  - a. In limited companies, the liability of members holding fully paid-up shares is nil
  - b. In companies limited by guarantee, the liabilities of the member is limited to the amount which have agreed to pay
  - c. Both (a) and (b) are correct
  - d. None of those is correct.
13. For which of the following companies is not obligatory to have Article of Association?
  - a. Public company limited by shares
  - b. Public company limited by Guarantee
  - c. Private limited companies
  - d. Unlimited companies
14. Company's memorandum and articles are public documents
  - a. True
  - b. False
  - c. Partly true
  - d. Partly false
15. A company having a share capital can starts its business on obtaining
  - a. Certificates of incorporation and approval of Company Law Board
  - b. Certificate to commence business and approval of Company Law Board
  - c. Certificate of incorporation
  - d. Approval of High Court.
16. Company has ..... succession
  - a. Longer
  - b. Continued
  - c. Perpetual
  - d. Limited
17. Audit of the Government Company is done by C & AG . This statement is
  - a. True
  - b. False
  - c. Partly True
  - d. Partly False

18. The word companies is derived from .....word com panis
- a. French
  - b. Latin
  - c. German
  - d. Indian
19. Which of the following are the characteristics of the company?
- a. Corporate personality
  - b. Limited liability
  - c. Perpetual succession
  - d. All of the above
20. Under which section of the Companies Act, 2013 , Government company is defined.
- a. 2(45)
  - b. 2(46)
  - c. 2(47)
  - d. None of the above

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**( Descriptive )**

Time : 2 hrs. 30 min.

Marks : 50

*[ Answer question no.1 & any four (4) from the rest ]*

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|---|----------------|
| 1. Define company. What are the kinds of company? Discuss the importance of Corporate Social Responsibility                               | 2+4+4<br>=10   |
| 2. Explain in details Memorandum and article of Association. Discuss the importance of incorporation of company.                          | 6+4=10         |
| 3. What do you mean by prospectus? Explain in details contains of prospectus. Discuss various liabilities of prospectus for misstatement. | 1+4+2+3<br>=10 |
| 4. Write a short on the following<br>a. Doctrine of constructive notice.<br>b. Doctrine of indoor management                              | 5+5=10         |
| 5. Critically define and explain various kinds of share and debentures. what are the distinguish between shares and debentures.           | 6+4=10         |
| 6. Who are the key managerial persons of a company. Discuss the role of the Director in a company.  | 6+4=10         |
| 7. Discuss various characteristics advantages and disadvantages of the company.   | 4+6=10         |
| 8. What are the various procedure of winding up. Discuss role of liquidator in the winding up procedure .                                 | 5+5=10         |

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