

UNIVERSITY OF PETROLEUM AND ENERGY STUDIES Online End Semester Examination, May 2021

Course: Company Law - II Semester: VIII

Program: B. Tech Computer Science and Engineering with LL.B (Hons.) (Cyber Law / Intellectual Property

Rights) Time 03 hrs.

Course Code: CLCC 3006 Max. Marks: 100

SECTION A

- 1. Each Question will carry 5 Marks
- 2. Instruction: Complete the statement / Select the correct answer(s)

S. No.	Question	СО		
Q 1	Debenture trust deed	CO2		
Q2	Briefly state the 'rule of majority'.	CO4		
Q3	What is meant by 'Reconstruction'?	CO3		
Q4	Explain procedure for appeal from orders of Tribunal.	CO 1		
Q5	Role of Audit Committee	CO 3		
Q6	Write a note on 'Commencement of winding-up'.	CO 5		
	SECTION B	-		
1. Each question will carry 10 marks				
2. Instruction: Write short / brief notes				

Q 7 What is ultra vires borrowing? What remedies are open to a lender if a company resorts to ultra vires borrowing?

Q 8	Explain clearly the meaning of 'compromise'. What procedure must a company adopt to give effect to a compromise, when such a company is a going concern?	CO 3		
Q 9	In what way does the Companies Act, 2013 regulate the acceptance of public deposits by the public companies? Explain	CO 2		
Q 10	A charge in favour of a public financial institution created by a public company to secure a sum of Rs. 200 crore was not created within the statutory period and the Central Government on an application made by the company did not grant the extension of time. Is it possible to revive the said charge?	CO 2		
Q 11	Elucidate the Corporate legal Liabilities of companies under Companies Act and Specific Relief Act.	CO4		

Section C

- 1. Each Question carries 20 Marks.
- 2. Instruction: Write long answer.

export shareho	a is Private Limited company doing the business of manufacturing textiles which they in foreign countries. The company was doing business well and they had eight older. But there were allegations against company for oppression and mismanagement. The following questions -	CO 4
member	danta Private Limited is a company in which there are eight shareholders. Can a r holding less than one-tenth of the share capital of the company apply to the Tribunal ef against oppression and mismanagement?	
position compan	s alleged by the said member that the directors of the company have misused their in making certain inter-corporate deposits which are against the interests of the ny. Will the Tribunal entertain application containing such allegation in the case of a company?	
	Or	
compan order. It	pany was ordered to be wound up on a petition filed by the company even though the my's workers opposed the petition. The workers filed an appeal against the winding-up t is contended by the company that the workers have no right to appeal as they have no file winding-up petition under the Companies Act:	CO5
(a) Who	o can file a petition for winding-up to the Tribunal?	
(b) State	e with reasons whether the company's contention is correct. Justify with reasons.	