


Name:			
Enrolment No:			
<b>UPES</b> <b>Supplementary Examination, December 2023</b>			
<b>Course: Company Law-I</b>		<b>Semester: VII</b>	
<b>Program: B.Tech Computer Science+LLB CL/ET-IPR</b>		<b>Time : 03 hrs.</b>	
<b>Course Code: CLCC3001</b>		<b>Max. Marks: 100</b>	
<b>Instructions:</b>			
<b>SECTION A</b> <b>(5Qx2M=10Marks)</b>			
S. No.		Marks	CO
Q 1	Define the concept body corporate	2	CO1
Q 2	State different categories of Limited Liability Companies.	2	CO1
Q 3	Discuss the categories of persons liable under misstatement of prospectus.	2	CO1
Q 4	Explain very briefly the various kinds of preference shares a company is allowed to issue under Companies Act 2013.	2	CO1
Q 5	Describe the exceptions to the 'Doctrine of Indoor Management'.	2	CO1
<b>SECTION B</b> <b>(4Qx5M= 20 Marks)</b>			
Q 6	Explain the rule laid down in " <i>Royal British Bank v. Turquand</i> " and state the exceptions to the laid rule.	5	CO2
Q 7	Discuss the binding effect of MoA and AoA when registered on shareholders and outsiders.	5	CO2
Q 8	Discuss the validity of contracts entered into prior to incorporation of a company.	5	CO2
Q 9	Distinguish between Preference shares and Equity shares.	5	CO2
<b>SECTION-C</b> <b>(2Qx10M=20 Marks)</b>			
Q 10	<i>"A promoter is not an agent or trustee for the company he promotes; but stands in a fiduciary position towards it"</i> . Analyse and discuss the powers and liabilities of a promoter.	10	CO4
Q 11	<i>ABC Company Ltd. wants to provide financial assistance to its employees, to enable them to subscribe to a certain number of fully</i>	10	CO4

	<p><i>paid shares.</i></p> <p>Critically examine the provisions of the Companies Act, and advise the company in this regard.</p>		
<p><b>SECTION-D</b> (2Qx25M=50 Marks)</p>			
Q 12	<p><i>A company, in which the directors hold majority of the shares, altered its Articles so as to give power to directors to require any shareholder, who competed with the company's business, to transfer his shares, at their full value, to any nominee of the directors. S had some shares in the company, and he was in competition with the company.</i></p> <p>Critically analyse the binding effect of the alteration on S.</p>	25	CO5
Q 13	<p><i>A company issued a prospectus advertising that the company has a great "potential turnover" of a million bags of cement in a year. It is discovered later that while the company did have the installed capacity of one million bags, it had never produced more than six lakh bags of cement in a year. Buyers of the shares seek remedy against the misleading statement to rescind the contract.</i></p> <p>In light of the above situation, critically analyse whether the buyers will succeed.</p>	25	CO5