

DISTANCE EDUCATION

B.C.S. DEGREE EXAMINATION, MAY 2009.

COMPANY LAW

(1999 Onwards)

Time : Three hours

Maximum : 100 marks

PART A — (5 × 8 = 40 marks)

Answer any FIVE questions in about 200 words each.

All questions carry equal marks.

1. Define a Company. Explain its features.
2. Who are liable for mis-statement in a prospectus? Discuss their civil and criminal liabilities.
3. Explain the legal provisions relating to the Extraordinary General Meeting.
4. State the procedure for reduction of share capital of a company.
5. What are the legal requirements which a company must comply with while borrowing?
6. Who is a promoter of a company? Discuss his legal position in relation to the company he promotes.
7. When does a person cease to be a director of a company?
8. Explain the various types of debentures.

PART B — (4 × 15 = 60 marks)

Answer any FOUR questions in about 400 words each.

All questions carry equal marks.

9. Explain the concept of “Corporate veil” and state the circumstances when it can be lifted.
10. What is meant by register of members? State the provisions regarding acquisition and cessation of membership.
11. How a company is incorporated? What documents are required to be filed with the Registrar of companies for this purpose?
12. Explain special resolution and ordinary resolution of a company registered under the Companies Act.
13. Explain the provisions on company deposits.
14. What is ‘Articles of Association’? What are its contents? How can articles of association be altered?
15. How a Managing Director of a company is appointed? What are the disqualifications of a Managing Director?