

IV/COM (xi)

2014

(4th Semester)

COMMERCE

Paper : BC-411

(Industrial and Company Law)

Full Marks : 75

Time : 3 hours

(PART : B—DESCRIPTIVE)

(Marks : 50)

*The figures in the margin indicate full marks
for the questions*

Answer *one* question from each Unit

UNIT—1

1. Give the meaning of the terms 'strike' and 'lockout'. State the circumstances in which strike and lockout are prohibited and become illegal. 4+6=10

2. Elucidate in brief, how the employers' liability of compensation to the workman arises when personal injury is caused to a workman by accident. 10

(2)

UNIT—2

3. What factors are taken into account by the appropriate government in fixing the minimum rate of wages to the employees of an industry to which the act is applicable? 10
4. Define Factories Act, 1948 and state the provisions of employment of women in the factories. 3+7=10

UNIT—3

5. Define company and explain the different kinds of companies. 2+8=10
6. Explain share capital and discuss the different kinds of debentures. 2+8=10

UNIT—4

7. What are the legal requirement to be complied with regard to recording of minutes and maintenance of minute book? 10
8. State the provisions of the Companies Act regarding appointment of directors by the Board of Directors. 10

(3)

UNIT—5

9. Explain the rules of supremacy of the majority of shareholders as applied in managing a company. Are there any exceptions to this rule? If so, explain. 5+5=10
10. What do you understand by winding up of a company? What are the various modes of winding up? 5+5=10

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COMMERCE

Paper : BC-411

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(PART : A—OBJECTIVE)

(Marks : 25)

The figures in the margin indicate full marks for the questions

Answer **all** questions

SECTION—A

(Marks : 10)

1. State *True (T)* or *False (F)* by a Tick (✓) mark : 1×5=5

- (a) Section 11 (eleven) to 20 (twenty) contained in Chapter III of the Factories Act, 1948 deals with the health of the workers in a factory.

(T / F)

(2)

- (b) Managerial remuneration allowed to be paid by the Companies Act is 23%.

(T / F)

- (c) Postal ballot includes voting by electronic mode.

(T / F)

- (d) In a public company, the number of members cannot be less than nine but no maximum has been fixed.

(T / F)

- (e) The Industrial Disputes Act, 1947 is came into force on the 1st day of April, 1949.

(T / F)

2. Fill in the blanks :

1×5=5

- (a) Section of the Factories Act contains the provisions relating to the safety of the workers.

(b) The Bank of England is an example of

.....

(c) Under the Companies Act, 1956, certificate of incorporation is issued by the

.....

(d) According to Section, the quorum for a meeting of the Board of Directors shall be 1/3 of its total strength or two directors, whichever is higher.

(e) The statutory companies are generally formed to

meet and not for the purpose of earning profit.

(4)

SECTION—B

(Marks : 15)

(Short answer-type)

Write short notes on the following :

3×5=15

1. Prohibition of employment of young children
(Section 67)

(5)

2. Commissioners appeals under Workmen
Compensation Act, 1923

(6)

3. Mortgages

(7)

4. Whole time director

(8)

5. Minority rights
