

2018

(CBCS)

(4th Semester)

COMMERCE

(Industrial and Company Law)

Full Marks : 75

Time : 3 hours

(PART : A—OBJECTIVE)

(Marks : 25)

The figures in the margin indicate full marks for the questions

SECTION—A

(Marks : 10)

State whether the following statements are True (T) or False (F) by putting a Tick (✓) mark : 1×5=5

1. Notice of lock-out or strike is necessary when a strike or lock-out is already in existence.

(T / F)

2. The appropriate government shall review the minimum rates of wages at such intervals not exceeding two years.

(T / F)

3. Nominal capital is also known as authorized capital.

(T / F)

4. No person can be appointed managing director for a term exceeding 6 years at a time.

(T / F)

5. Contributors mean every person liable to contribute to the assets of a company on the event of its being wound up.

(T / F)

Fill in the blanks :

1×5=5

6. _____ is an unlooked for a mishap or untoward event which is not expected or designed.
7. No adult worker shall be required or allowed to work in a factory for more than _____ hours in any week.
8. A public company, having a share capital and issuing a prospectus, cannot commence business until the Registrar issues a certificate known as the _____.
9. _____ means the minimum number of members required to hold a meeting.
10. An act performed in a burdensome, harsh and wrongful manner is known as _____.

SECTION—B

(Marks : 15)

Write short notes on the following (in not more than five sentences each):

3×5=15

1. Lay-off
2. Employment of young person
3. Articles of Association
4. Woman director
5. Resolution

(PART : B—DESCRIPTIVE)

(Marks : 50)

The figures in the margin indicate full marks for the questions

UNIT—I

- 1. Discuss about commissioner's appeals under the Workmen's Compensation Act. 10**

OR

What do you mean by industrial disputes? Discuss certain authorities for the investigation and settlement of industrial disputes under the Act.

3+7=10

UNIT—II

- 2. What is scheduled employment? Explain the enforcement of the Minimum Wages Act. 3+7=10**

OR

Enumerate the provisions of the Factories Act regarding the welfare of the workers.

10

UNIT—III

- 3. Explain the different types of companies according to the recent amendments of the Indian Companies Act. 10**

OR

Explain the following :

5+5=10

(a) Borrowing powers

(b) Mortgages

UNIT—IV

4. Explain the following :

5+5=10

(a) Whole-time director

(b) Criminal liability of director

OR

Explain different kinds of company meetings.

10

UNIT—V

5. Discuss the measures that can be adopted by the minority shareholders in case of oppression and mismanagement by majority shareholders.

10

OR

What do you mean by winding up? What are the rules applicable to a creditor's voluntary winding up?

3+7=10
