

2016

(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—I

1. Discuss the rules regarding the distribution of compensation under the Workmen's Compensation Act. 10
2. Define Industry. Explain the classification of industry and no industry under List A of the Industrial Disputes Act, 1947. 3+7=10

UNIT—II

3. What is the objective of the Minimum Wages Act? Explain the provisions regarding payment of minimum wages under the Act. 3+7=10
4. Enumerate the provisions of the Factories Act regarding the health of the workers. 10

UNIT-III

5. What the different kinds of company are as stated in the Indian Companies Act, 1956? 10
6. Explain the following : 5+5=10
 - a) Classification of share capital
 - b) Debentures

UNIT— IV

7. Explain the following : 5+5=10
 - (a) Difference between Managing Director and Whole-time Director
 - (b) Civil liability of a Director
8. What is Resolution? Discuss briefly the three kinds of resolution which were recognized by the Indian Companies Act. 3+7=10

UNIT—V

9. What is the meaning of Oppression? Explain the powers of the Company Law Board in order to prevent the oppression and mismanagement in the company. 3+7=10
10. Explain in brief the meaning and procedure of compulsory winding-up by the court. 10

(PART: A—OBJECTIVE)

(Marks: 25)

The figures in the margin indicate full marks for the questions

SECTION—A

(Marks: 10)

1. State True (T) or False (F) by a Tick mark: 1x5=5
 - a) The Workmen's Compensation Act does not apply to factories covered by the Employees' State Insurance Act. (T / F)
 - b) Adult workers shall be required or allowed to work in a factory for more than 48 hours in a week. (T / F)
 - c) The terms of the Memorandum cannot be modified or controlled by the Articles. (T / F)
 - d) Statutory meetings are called in emergencies or on a special occasion. (T / F)
 - e) A minority of members of a company is entitled to exercise the powers of the company and to control its affairs. (T / F)
2. Fill in the blanks: 1x5=5
 - a) The Companies Act provides that there should be at leastDirectors in a public company.
 - b) On the commencement of winding-up, the members of the company are known as
 - c) means stoppage of work by a number of employees acting together.
 - d) In a scheduled employment, minimum rates need not be fixed until the number of workers reaches
 - e) Equity shareholders are entitled to get

SECTION—B

(Marks: 15)

Write notes on the following:

3x5=15

1. Workman
2. Restrictions imposed on the employment of woman worker
3. Prospectus
4. Mortgages
5. Minutes