

# MOCK TEST FOR UNCOMMON QUESTIONS COMPANY LAW

## QUESTION 1 IS COMPULSORY AND ANY FIVE FROM THE REST

**5Marks Each**

- Q1.** A) State 5 differences between LLP and company.  
B) Comment- Secretarial Standards will help the corporate world to achieve better Corporate Governance.  
C) Role of a C.S in modern world is not merely box ticking  
D) Comment- MCA-21 regime has helped to incorporate a company within 24 hours.  
E) Comment- Winding up and dissolution are more or less same  
F) Comment- All non-executive directors are independent directors.  
G) Comment- DIN number is compulsory for all types of directors but CIN number is not compulsory for all Companies  
H) Comment- Cost Audit and secretarial audit for all companies  
I) Comment- New Avenues opened for C.S after Companies Act,2013.
- Q2.** A) X Ltd. Is having paid up capital of 13 crores. What requirement of appointment of which types of officers are Required as per Sec 203? **5Marks**  
B) Explain the provision relating to e-voting briefly? **5Marks**  
C) What are various mandatory committees required to be appointed and when? Draw a chart. **5Marks**
- Q3.** A) What matters cannot be passed by resolution by circulation? **5Marks**  
B) What matters cannot be discussed in a board meeting through video conferencing? **5Marks**  
C) What matters cannot be discussed by Postal Ballot? What matters must be decided by postal ballot? Give three such matters? **2+3Marks**
- Q4.** A) (i) How many minimum members are required for  
1. Poll requisition  
2. Special Notice **3Marks**  
(ii) Which companies are not required to pass matter by Postal ballot? **2Marks**  
B) Define fraud as per Sec 447 and state the penalty? **5Marks**  
C) (i) Who will authenticate financial statements **3Marks**  
(ii) What is the fine for not keeping proper book of accounts? **2Marks**
- Q5.** A) Within what time following is filled with ROC and in which forms?  
1. Annual Return  
2. MGT-14  
3. Details of verification of registered  
4. Details of change in registered office  
5. A details of allotment under Private Placement **5Marks**  
B) Define the following (**ANY TWO**)  
1. Foreign Company  
2. Small Company  
3. Dormant Company  
4. Promoter

	<b>5. Control</b>	<b>10Marks</b>
<b>Q6.</b>	<b>A) What is the cooling period in following cases?</b> <b>1.</b> Audit firm after 2 terms are over <b>2.</b> Independent director after 2 terms are over <b>B) What is the role of an Independent Director?</b> <b>C) (i) What is the maximum number of directors that a company can have?</b> <b>(ii) What is the maximum number of companies in which a person can be director and what are excluded or included in counting?</b>	<b>5Marks</b> <b>5Marks</b> <b>2Marks</b> <b>3Marks</b>
<b>Q7.</b>	Explain the roll of Foss VS Harbottle and how many minorities are protected in Companies Act?	<b>15Marks</b>
<b>Q8.</b>	<b>A) If there are changes in particulars of directors how it should be informed to ROC?</b> <b>B) Can the following be called by giving a shorter notice and how can it be validated</b> <b>1.</b> GM General Meeting <b>2.</b> BM Board Meeting <b>C) What is the prescribed form for</b> <b>I.</b> Cost Audit Report <b>II.</b> Secretarial Audit Report <b>III.</b> Resignation of directors <b>IV.</b> Comment to act as director <b>V.</b> Verification of registered office	<b>2Marks</b>          <b>3Marks</b>       <b>5Marks</b>
<b>Q9.</b>	<b>A) What is entrenchment clause?</b> <b>B) Comment- Shares in a public company are freely transferable and no shareholders agreement can put A restriction on free transferability?</b> <b>C) Give 5 cases which are not treated as deposits.</b> <b>D) What is the time limit for filing charge creation details with ROC? Is registration of pledge compulsory?</b>	<b>2Marks</b>  <b>3Marks</b> <b>5Marks</b> <b>5Marks</b>
<b>Q10.</b>	<b>A) What are contents of Directors Responsibility Statement?</b> <b>B) What are additional matters to be stated in auditor's report as per rules?</b> <b>C) How much can MD are given in case of remuneration Loss?</b>	<b>5Marks</b> <b>5Marks</b> <b>5Marks</b>

# AMIT BACHHAWAT TRAINING FORUM

## LAW MOCK TEST (BLUEBOOK)

**Time: 1 hour, 45 minutes**

**Total: 50Marks**

**Answer any 10(Ten) Question Out of 15:**

**(10x5)**

- Q1.** X Ltd wants to commence its business immediately after getting Certificate of Incorporation. Is the claim of X Ltd correct? Justify your answer with legal provisions. (5)
- Q2.** Y Ltd was incorporated on 14<sup>th</sup> February, 2015.
- (a) Within what time Y Ltd should have its registered office? (1½) (b) Within what time a Company should file to ROC verification of Registered Office? (1½)
- (c) What do you mean by CIN? (2)
- Q3.** You are a Company Secretary and approached by some promoters to advice about legal provisions for Incorporation of a Company. Please advice. (5)
- Q4.** Z Ltd made false statements in the prospectus circulated. Discuss the Criminal liability and how to escape that Criminal liability? (3+2)
- Q5.** Discuss the civil liability for misstatement in prospectus in detail with reference to both case Intentional misrepresentation and unintentional misrepresentation? (2½x2½)
- Q6.** (a) Define briefly shelf prospectus and Red herring Prospectus? (1½x1½)
- (b) How a Person can escape civil liability for misstatement in prospectus? (2)
- Q7.** (a) X Ltd wants to change its registered office from Kolkata to Chennai? State briefly the legal Compliances? (2½)
- (b) Z Ltd wants to change its objects clause? Z Ltd has raised money from public through prospectus and still has any unutilized amount out of the money so raised. Advice how can it change its object clause? (2½)
- Q8.** (a) The rate of Interest on Loan was changed. Company did not file required from with ROC. What are the consequences if any? (3)

- (b) Pledge was created for securing the Loan but the Company did not file required form with ROC. State the consequences? (2)
- Q9.** (a) Can a shareholders' meeting be called by shorter notice? (1½)  
 (b) Can a Person act as Proxy for 49 Persons in a Company who are having 13% voting shares (2)  
 (c) Can a Person act as Proxy for 1 Person having 11% voting shares? (1½)
- Q10.** (a) State **Doctrine** of Alter Ego briefly? (1 ½)  
 (b) State **Doctrine** of Ultra Vires briefly? (1½)  
 (c) Write short note on:  
 i) Illegal Association as per Companies Act, 2013? (2)
- Q11.** (a) State briefly the provisions relating to acceptance of deposits from public by public Company? (4)  
 (b) When is share application money pending allotment treated as deposits? (1)
- Q12.** (a) Explain the time limit for appeal in case public company refuse the right to register transfer of shares? (3)  
 (b) Comment → Shares in a public company are freely transferable? (2)
- Q13.** (a) Explain briefly the Quorum for shareholders meeting of a Public Company? (2½)  
 (b) What is the time period of notice of adjourned meeting? (2½)
- Q14.** (a) What do you mean by Entrenchment clause in Articles of Association? (1½)  
 (b) Who is eligible to form **OPC**? (1½)  
 (c) Explain briefly the penalty relating to fraud as defined in Sec447? (2)
- Q15.** (a) Explain briefly Doctrine of Constructive Notice & Doctrine of Indoor Management? (4)  
 (b) Can a private company accept deposits from directors without complying with sec73? (1)

# CSEXECUTIVE/CS FINAL

## JUNE 15

**MUST REVISE FOLLOWING QUESTIONS WITHIN 1½ HOURS  
FROM MY LAW CASE STUDY BOOK**

<b>SEC NO &amp; CHAPTER</b>	<b>QUESTIONS</b>
SEC 180	Q. 01
SEC 181	Q. 16
SEC 184	CASE STUDY 1, CASE STUDY 2 & CASE STUDY 3
SEC 188	Q. 06, Q 14, Q 12 A & 12 B
SEC 185	Q .16 & Q 19(III)
SEC 186	Q .16, & Q 19
SEC 149	Q. 13, Q. 18 & Q. 19
DIVIDEDED	LAST Q 14 BASED ON AMENDMENTS
BOARD MEETING	Q. 05, Q. 06 Q. 21, Q. 22, Q. 23, & Q. 35
CO. ACCOUNTS	Q. 03 Q. 05, Q. 10, Q. 12, Q. 13, Q. 16 & Q. 25
SEC 151	Q. 17
SEC 160	Q. 01. Q. 16, Q. 20, Q. 35, Q. 40, Q. 47, Q. 49 & Q. 55
SEC 167	Q. 58,
SEC 168	Q. 61
SCHEDULE V	Q. 05, & Q.22
SEC 192, 194, 195, 196	ALL QUESTIONS
SEC 202, 203	Q. 08
CSR	Q. 01, Q. 04, & Q. 08
SEC 139 TO SEC 144	Q. 02, Q. 05, Q. 08, Q. 13, Q. 26, Q. 33, Q. 41, Q. 55 & ALREADY UPLOADED ON WEBSITE