

Roll No.

67814

**LL.M. 3rd Semester CBCS Scheme w.e.f.
2017-18 Examination – November, 2017**

**LAW OF CORPORATE MANAGEMENT &
PARTNERSHIP**

Paper : 17LLM23GB2

Time : Three Hours] [Maximum Marks : 80

Before answering the questions, candidates should ensure that they have been supplied the correct and complete question paper. No complaint in this regard, will be entertained after examination.

Note : Students are required to give their answer only in English Language. Otherwise answer-book will not be evaluated and counted as zero marks.

Note : Attempt any four questions from Section-A. Each question in this Section shall carry 14 marks. Section-B is compulsory. Each part of the question in this Section shall carry 3 marks.

SECTION – A

1. "A certificate of incorporation is conclusive evidence that all the requirements of the companies Act, 1956 have been completed with." Explain. 14

67814- 700 -(P-3)(Q-9)(17)

P. T. O.

2. Discuss fully the conditions of relief for oppression in the company. 14
3. Discuss the nature of Holding company and Subsidiary company. 14
4. Define prospectus. State its contents. 14
5. In the year 1970, Ram and Sham entered into a partnership. They agreed that if any one of them died, the firm would not be dissolved but the eldest child of the deceased partner would be taken as partner in the firm. Sham died in 1975. His son kumar was taken in authorities. But the ITO refused to register their firm on the ground that on the death of Sham, firm was dissolved. Ram and kumar can not be treated as partner. Ram relied on sections 42(c) and 31 of Partnership Act. Do these provisions help Ram for registration of firm ? Discuss. 14
6. "The Law, English as well as Indian, has for some specific purpose, relaxed its rigid application of the aggregate theory, and given to a limited extent, a legal personality to firm." Discuss the statement fully pointing out the true nature of partnership. 14
7. "The registration of firm in India is entirely on the discretion of the firm or partners concerned." Comment on this statement. Is registration of a firm compulsory in India ? 14
8. There is no stronger Fiduciary relation known to the law than that of a partnership." Amplify, and state the standard of conduct to which partners must adhere. 14

67814- -(P-3)(Q-9)(17) (2)

SECTION – B

9. Explain the following :

3 × 8 = 24

- (i) Producer of a company
- (ii) Constructive Notice
- (iii) Mismanagement
- (iv) Public company
- (v) Proxy voting
- (vi) What is partnership firm ?
- (vii) Expulsion of a partner
- (viii) Dividend

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