

6. a) What is an Anticipatory Bail? Referring to the case laws state the circumstances under which such Bail can be granted. (10)
- b) Whether a Magistrate can grant a bail to a person accused on an offence triable by Court of Sessions? (5)
7. Elucidate the rule that for every distinct offence there should be a separate charge and each such charge should be tried separately and briefly explain the exception to the above rule. (15)
8. Explain broadly the distinction between;
- a trial before a court of sessions and
 - a trials in a warrant case by a Magistrate (15)
9. Discuss the salient features of that procedure in summons cases and examine how far do they satisfy the essential requirements of fair trial. (15)

December 2023

CIVIL PROCEDURE CODE

Paper - IV

Time Allowed: Three Hours]

Note:- (1) Attempt FIVE questions in all. Question No. 1 in Unit-I is compulsory and carries 20 marks.

(2) Select ONE question each from Units II to V.
Each question carries 15 marks in Units II to V.

UNIT-I

1. Explain briefly:

- (i) Mesne profits
- (ii) Res-Subjudice
- (iii) Attachment of Property
- (iv) ADR mechanism.

UNIT - II

2. Explain the term 'Res Judicata'. What are the

conditions for its applicability? Difference between
'Res Judicata' and 'Estoppel'.

15

3. In which stage of civil suit pleading can be
amended? Under what circumstances the pleadings
can be amended? When the amendment pleadings
can be refused?

15

UNIT - III

4. "The remedy of review has been borrowed from
the Courts of Equity." Elaborate upon the concept of
review. How is it different from first appeal?

15

5. Explain Inherent Powers of Court. Cite suitable
illustrations.

15

UNIT-IV

(a) ADR mechanism

67

6. What are the Courts by which Decrees may be
executed? Define the term Precept. 15

7. Discuss the provisions relating to arrest, detention
and release of the judgement debtor. 15

UNIT-V

8. The Limitation Act bars only the remedy and not
the substantive right. Explain. 15

9. Under what circumstances the prescribed period
for initiating any legal proceedings can be extended?
15

December 2022

Civil Procedure Code
Paper: IV

Time Allowed: Three Hours]

Note:- (1) Attempt FIVE questions in all. Question

No. 1 in Unit-I is compulsory and carries 20 marks.

(2) Attempt ONE question each from Unit-II, to
Unit-V. Each question carries 15 marks in Unit-II to

Unit-V.

UNIT - I

1. Write short notes on the following :

- (a) Difference between judgement, order and decree
- (b) Inherent powers of civil court
- (c) ADR mechanism

(d) A right to sue accrues to 'P' during his minority. i.e. sometime after attaining majority he becomes insane. From which date limitation period will start of limitation? Explain.

After 4 years he becomes a major but subsequently

- i.e. sometime after attaining majority he becomes insane. From which date limitation period will start of limitation? Explain.
7. Discuss the provisions relating to arrest and detention of judgement debtor in execution of a decree.

UNIT - V

of limitation? Explain.

8. The limitation act bars only the remedy and not the substantive right. In light of this statement, explain the principles on which limitation law is based and also explain the exception to the principle that limitation bars only the remedy and not the substantive right.

9. What are the provisions relating to computation of period of limitation as enumerated in limitation act? Then answer the following proposition:

'A' gives a promissory note to 'B' on 1-1-2015, 'A' was out of India from 1-1-2015 to 1-1-2018. 'B' sued 'A' on 2-1-2018. Is the suit within the period of limitation?

15

4. Explain and illustrate the general principles of appearance of parties and also explain the consequences of non-appearance of either of the parties to a litigation.

5. Write notes with relevant provisions of Code of Civil Procedure 1908 on:

(a) Review
 (b) Revision.

15

Time allowed: 3 Hours

NOTE: Attempt five questions in all, including Question No. I (Unit-1) which is compulsory and selecting one question each from Unit II-V.

UNIT- III

2. What are the essentials of a 'Decree'? Difference between 'Preliminary and Final Decree'.

3. Describe in detail the Basic principle of pleadings. Under what circumstances can court strike out the amendment of pleadings? Also describe the procedure of

pleadings? Also describe the procedure of

15

Civil Procedure 1908 on:

Paper-IV: Civil Procedure Code

Max. Marks: 80

(a) Review
 (b) Revision.

15

UNIT - IV

6. Discuss provisions relating to attachment of property in Code of Civil Procedure, 1908.

- I. a) Gurdeep Singh, the plaintiff delivered one thousand bags of potatoes to Mehar Singh, the defendant who is the sole proprietor of a cold storage, on certain conditions for preservation. Mehar Singh did not fulfil all those conditions and thereby committed breach of contract. The plaintiff filed a suit for damages. The defendant filed counter claim.

Discuss the effect of the counter claim in the light of statutory provisions and decided cases.

b) Discuss briefly the provisions relating to Civil Procedure, 1908.

c) Deep Singh obtains a decree against Ghanshyam Das for Rs. 1,20,000. Subsequently, the decree holder agrees to accept Rs. 1,00,000 in full satisfaction of the decree and judgement debtor pays Rs. 1,00,000 out of court, but neither the payment nor the adjustment is certified by the court. Deep Singh applies for the execution of the full amount of the decree notwithstanding receipt by him of Rs. 1,00,000. Ghanshyam Das objects to the execution on the ground that the decree has been adjusted and the payment has been made. Discuss.

Panjab University Previous Year Papers (3 Year Law) 6th Sem

II. Explain the law regarding Setting aside Ex-Parte Decree.

III. Anand Kumar sues Balwant Singh on a Bill of Exchange. The defendant alleges that the plaintiff has wrongfully neglected to insure Defendant's goods and is liable to pay him in compensation which he claims to set-off. Can the amount be set-off. Discuss.

UNIT-II

IV. a) Discuss the provisions relating to the Appearance of Parties.

b) Interpleader suit.

c) Inherent Powers of the Court under CPC.

V. Explain the law relating to 'Substantial Question of Law' for the acceptance of Second-Appeal under CPC.

UNIT-IV

UNIT-II

- Punjab University Previous Year Papers (3 Year Law) 6th Sem
d) The limitation period for instituting a suit by Fazal-Ur-Rehman expired when he was still a minor. Can he file the suit when becomes a major. If so, whether, he can immediately after Fazal-Ur-Rehman becomes major or within the prescribed period of limitation, do so, after he becomes major.

UNIT - III

- II. Explain the law regarding Setting aside Ex-Parte Decree.

III. Anand Kumar sues Balwant Singh on a Bill of Exchange. The defendant alleges that the plaintiff has wrongfully neglected to insure Defendant's goods and is liable to pay him in compensation which he claims to set-off. Can the amount be set-off. Discuss. (15)

UNIT - III

IV. a) Discuss the provisions relating to the Appearance of Parties.

b) Interpleader suit.

c) Inherent Powers of the Court under CPC.

V. Explain the law relating to 'Substantial Question of Law' for the acceptance of Second-Appeal under (15)

UNIT-IV

VI. Discuss the statement that an Executing Court cannot go behind the decree. What are the questions that may be determined by the Court executing the decree?

VII. Explain in detail the different modes of execution of a decree under CPC. (15)

UNIT-V

VIII. The law of limitation simply bars judicial remedy; it neither affects extra judicial remedies nor the substantive right itself.

IX. "Once period of Limitation starts to run, no subsequent disability can stop it." Discuss.

January 2021 Paper-IV: Civil Procedure Code

Time allowed: 3 Hours

Max. Marks: 80

NOTE: Attempt five questions in all, including Question No. I (Unit-I) which is compulsory and selecting one question each from Unit II-V.

UNIT-I

I. Write short notes on the following:

a) Constructive Res Judicata.

Panjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University Previous Year Papers (3 Year Law) 6th Sem

- b) Inherent powers of Court.
- c) Garnishee order.
- d) Conditions for applicability of Section 14, Indian limitation Act. (4x5)

UNIT-I

II. Define "Decree". What is the difference between a Decree and a Judgment? Explain with reasons,

which out of the following orders amount to Decree and which not:

- a) An order rejecting a plaint for non disclosure of cause of action
- b) Order holding appeal not maintainable
- c) Dismissal of appeal for default
- d) Return of plaint for presentation to proper court
- e) An order returning a Memorandum of appeal for amendment. (15)

III. a) Satnam Singh enters into contract with Mohan and Sujeeet to supply 1000 bags of cement to them. Mohan and Sujeeet make payment in advance but Satnam Singh refuses to perform his part of the contract and fails to supply 1000 bags of cement. Explain with the help of relevant statutory provision, whether Mohan and Sujeeet can join together in a suit against Satnam Singh

b) What is the effect of Non joinder and Mis joinder of parties to the suit? Explain giving suitable examples.

UNIT-III

- (15)
- IV. Discuss the procedure to be followed in a suit against Government or a Public Officer. Can the requirement of notice be waived by the Government? What is the effect of Amendment Act of 1976 to a suit against Government?
- V. Explain the grounds for filing First Appeal and Second Appeal with special reference to the contents of Memorandum of Appeal. What is the difference between Appeal and Revision?

UNIT - IV

- VI. What questions may be determined by an executing Court? Elaborate the statement that "an executing court cannot go beyond the decree."
- VII. Discuss the provisions relating to arrest and detention of judgment debtor in execution of a decree. On what grounds a judgment debtor may be released from civil prison before expiry of period of detention.

UNIT - V

(15)

Jan 2019
Civil Procedure Code & Limitation Act
Paper-II:
Time Allowed: 3 Hours] [Maximum Marks: 80]

Note:-I Attempt **five** questions in all including selecting two each from Unit II-III.

I. Write short notes on following:-

- (a) caveat
- (b) Decree
- (c) Review
- (d) Easements

UNIT-II (4x5=20)

II. What do you mean by Jurisdiction of Courts? Can a Court refuse to entertain a 'suit' due to it not being a competent court of pecuniary jurisdiction?

III. Who all are necessary parties to be impleaded in a 'suit'? Can a 'suit' be dismissed for misjoinder of party? Explain.

IV. Where a 'Suit' can be filed? Can a suit be filed simultaneously before competent courts? Elaborate.

V. What is the difference between execution and suit? What are the different modes of execution? Explain.

UNIT-III

VI. First Appeal is a Continuation of Suit' Elaborate the concept. How it is different from Revision? (15)

Panjab University Previous Year Papers (3 Year Law) 6th Sem
VII. What do you mean by 'Reference'? Discuss in detail. How is it different from 'Second Appeal'? (15)

VIII. What do you mean by 'Prescribed Period under Limitation Act'? Can this period be condoned? Discuss.

IX. Discuss in detail the concept of 'Legal Disability'. How it effects the 'Limitation period'? (15)

April 2018

Civil Procedure Code & Limitation act

Paper-II

Time Allowed: 3 Hours [Maximum Marks: 80]

Note:- Attempt five question in all including Question No. 1 is compulsory select any two questions each from Units II and III.

UNIT-I

1. Write short notes on:

- (i) Legal representatives
- (ii) Prescribed period
- (iii) Decree
- (iv) Review.

5X4=20

UNIT-II

2. Define the term Res-judicata. What conditions are essential for its applicability? How it is different from estoppels?

3. What are the salient features of pleadings? Under how?

4. Discuss the basic requirement of a valid plaint. Under what circumstances a suit can be rejected

5. Under what circumstances can a notice u/s 80 C.P.C? Under what circumstances a notice u/s 80 C.P.C. is not required under law?

UNIT-III

6. What is the difference between Reference and Revision? What are the powers of a revisionist court.

7. What are the inherent powers of the Civil Court?

Under what circumstances can these powers be curtailed?

8. Define the term legal disability. What are the effects thereof on civil suit?

9. What are the basic principles adopted in computing the period of limitation be extended?

Civil Procedure Code & Limitation Act Paper-II:

Max. Marks: 80

Time Allowed: 3 Hours

Note: (1) Attempt five question in all, including Question No. I. (Unit-I) which is compulsory and selecting two question each from unit II –III.

UNIT-I

I. Write short notes on:-

- a) Decree
- b) Interpleader Suit
- c) Easement
- d) Mesne Profits

UNIT-II

II. Define the term "Resjudicata". Define the conditions for its applicability. Describe how res judicata is different from estoppel.

III. What are the salient features of pleadings. Describe the procedure of amendment of pleadings.

IV. What is the effect of non-appearance of the party to suit on the date fixed for hearing? What is the remedy available in such circumstances? (15)

V. Describe the conditions for filing of second appeal. Discuss the powers of appellate court. Discuss the circumstances in which no second appeal can be filed.

UNIT-III

(15)

(iv) Reference

UNIT- II

5x4=20
15x2=30

VI. Discuss the inherent powers and court vested powers.

VII. Write short notes on:-

(a) Reference

(b) Review

(15)

2. Define and explain the elements of Decree. Differentiate between Preliminary Decree and Final Decree.

VIII. Under what circumstances can a suitable filed even after expiry of prescribed period on limitation.

(15)

3. What are the essential requirements of Principle of Res-judicata? Is this principle applicable in criminal cases?

IX. What is the effect of fraud and mistake on the period of limitation?

(15)

4. What is Written Statement? Differentiate between Set-off and Counter-claim.

5. What are the different modes of execution? Which Court has the power to execute the decree?

April 2017

Civil Procedure Code & Limitation Act

Paper: II

Time Allowed: 3 Hours

Max. Marks: 80

Note:- (i) Question No. 1 of Unit-I compulsory.
(ii) Attempt any two questions from Unit-II.
(iii) Attempt any two questions from Unit-III.

UNIT- I

Panjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University short notes on the following:

1. Write short notes on the following:
 (i) Mesne Profits
 (ii) Notice Profits
 (iii) Caveat
 (iv) Reference

6. Differentiate between First Appeal and Appeal. How appeal is different from Revision?
7. What do you mean by Inherent powers of Court? Can the inherent powers of the Court be restricted?

8. Define the Concept of 'Legal-Disability'.

extends the prescribed period of limitation of 6th Sem

9. What do you mean by Easements by Prescription? Is this principle applicable in Government cases?

$$15 \times 2 = 30$$

Nov/Dec 2016

Civil Procedure Code and Limitation Act PAPER – II

Note : Attempt five questions in all, including question no.1 (Unit-I) which is compulsory and selecting two questions each from Unit-II-III.

UNIT-I

1. Write short notes on the following :

- Notice u/s 80 CPC
- Reference
- Caveat
- Acquisition of ownership by possession

UNIT-II

- Define the term 'Decree'. Explain different kinds of decrees with examples.
- Discuss the general principles of law with regard to appearance of the parties to the suit and

Punjab University Previous Year Papers (3 Year Law) 6th Sem

consequences of non-appearance. Can an ex parte

decree be set-aside?

4. The principle of 'Res-judicata' is based on the need of giving a finality to the judicial decision. Explain in detail.

Problem: A sues B for possession of certain properties on the basis of a sale-deed in his favour. B impugns the deed as fictitious. The plea is upheld and the suit filed by A is dismissed. A files another suit for possession of some other property on the basis of the same sale-deed. Whether the subsequent suit is barred by doctrine of Res-judicata? Explain.

- Elaborate the various modes of enforcement of decree available to a decree holder under civil procedure code. How a decree for restitution of conjugal rights can be executed.

UNIT-III

- Explain the nature and scope of second appeal. Is second appeal lie from an appellate decree passed ex parte?
- The remedy of review has been borrowed from the courts of equity. Elaborate the concept of review. How it is different from first appeal?

8. The limitation act bars only the substantive right. Explain.

Problem: A files a suit for recovery against B, 2 days after expiry of prescribed period/ time of limitation. The court on its own took objective of suit being barred by limitation and asked counsel for A as to why the suit be not dismissed as barred by time without issuing notice to the defendant. State whether suit can be dismissed at this stage.

9. What are the effects of legal disability, regarding period of limitation. Explain.
- Problem :* A incurs a debt to a firm of which E, F and G are partners. E and F are insane and G, a minor. From when would time begin to run against them?

April 2016

Civil Procedure Code & Limitation Act

Time Allowed: Three Hours

Note: (i) Question No. 1 is compulsory.

(ii) Attempt any two questions from Unit II.

UNIT I

1. Write short notes on:

- (i) Caveat

Panjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University Previous Year Papers (3 Year Law) 6th Sem
(ii) Restitution
(iii) Legal Representatives
(iv) Mis-joinder

UNIT II

Res-Judicata and Res-

2. Differentiate between Res-Judicata and Res-sub-judice. What are the essential requirements for applicability of principle of Res-judicata? How is it different from concept of estoppel? 15

3. Describe in detail basic principle of Pleadings. Under which circumstances can a court strike out the pleadings? 15

4. What are consequence of non-appearances of parties on the details of hearing fixed before court? What legal remedy is available to such party in such a situation? 15

Execution of decree

5. Describe various modes of execution of decree under law. What is the procedure followed where court desires that its own decree shall be executed by another court? 15

UNIT - III

6. Describe in detail the inherent powers of the court. Can there be any check on such powers? 15

7. (a) Discuss in detail the powers of revisionist court. 15

- (b) Write short notes on (i) Reference
(ii) Review.

8. Define the concept of legal disability. What is the effect of it? 15
9. What do you mean by Acquisition of casements by prescription? How this principle is applied against and in favour of government? 15

15

Nov/Dec 2015

Unit-II

Unit-III

Civil Procedure Code & Limitation Act

Time Allowed: Three Hours

M Marks: 80

- Note:
(1) Question No. I is compulsory.
(2) Attempt any two questions from Unit-II.
(3) Attempt any two questions from Unit-III

Unit-I

1. Write short notes on
i) Preliminary Decree
ii) Necessary and proper parties
iii) Caveat
iv) Extension of period of limitation. 5x4=20
2. Define pleadings. Explain the fundamental principles of pleadings.

Unit-II

15

Panjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University Previous Year Papers (3 Year Law) 6th Sem
What do you mean by 'set-off'? Differentiate between Legal set-off and Equitable set-off with examples.

3. What do you mean by 'set-off'? Differentiate between Legal set-off and Equitable set-off with examples.
4. What are the different modes of execution of decrees? Can the decree-holder choose a particular mode of executing his decree? 15
5. Explain and illustrate the general principles of appearance of parties and consequences of non-appearance. 15

15

**Civil Procedure Code & Limitation Act
April-2015**

6th
Sem

Time Allowed: Three Hours
Note:
 (i) Question No. I is compulsory.
 (ii) Attempt any two questions from Unit-II
 (iii) Attempt any two questions from Unit-III

- I. Write short notes on
 i) Mesne Profits
 ii) Inter pleader
 iii) Inherent powers of Courts
 iv) Easements

UNIT-III

- 5x4
 6 'An appeal is a continuation of the proceedings'. Explain the principles relating to a right of appeal.
 Can a appeal be filed against consent decree? 15
 7. What do you mean by 'Revision'? Under what circumstances revisional powers can be exercised?
 How is it different from Review? 15
 8. Under what circumstances, the Court can extend the prescribed period of limitation?
 Problem: ON 13.04.55, there accrued to a plaintiff a cause of action against a State Railway. The period of limitation prescribed for the enforcement of such claim being 3 years. The plaintiff, however, after serving a two -months notice as required by Sec. 80,

2. Explain in detail the essential elements of 'Decree'.
 Illustrate the classes of decrees.
 3. Civil Court has jurisdiction to try all suits of a civil nature unless they are expressly or impliedly barred.
 Explain by giving example.
 4. The doctrine of 'Res-Judicata' is a fundamental concept based on public-policy and private interests. Explain the concept in detail.
 Problem: A, a partnership firm, filed a suit against B to recover Rs. 50,000/- . The suit was dismissed on

CPC, filed a suit on 30.05.59. Is he barred by limitation?

9. Legal-disability' under the Limitation Act does not extend the period of limitation but only extends the minority.

Problem: A right to sue accrues to P during subsequently (i.e. sometimes major but majority) he becomes insane. From which date limitation period will start and whether subsequent insanity stops the running of limitation ? Explain.

May 2024

Paper-II: Company Law

Hours

Time allowed: 3

NOTE:

Question No. 1 (Unit-I) which is compulsory and selecting one question each from Unit II-V.

UNIT-I

I. Write short notes on the following:

- Explain the procedure of Incorporation of Company.
- Write a short note on Surrender of shares.

Panjab University Previous Year Papers (3 Year Law) 6th Sem
9. What are the modes of acquiring membership?

c) Explain Foss v. Harbottle.

UNIT-II

- While the doctrine of constructive notice seeks to protect the company against the outsider, the doctrine of indoor management operates to protect the outsiders against the company. Elucidate.
- A promoter is neither an agent nor a trustee of the company, but he occupies a fiduciary position in relation to the company. Discuss.

UNIT-III

- Explain the contents of Prospectus and the civil and criminal liability in case of mis-statements?
- Explain the kind of shares along with transfer and transmission of shares with the help of decided case laws.

UNIT-IV

- Who can be appointed as a director of a company? Can a person who does not have Director Identification Number (DIN) be appointed as a director in a company on an undertaking that he will apply and furnish DIN within one month from date of his appointment? Explain the international measures taken to prevent global climate change.

Also explain detail the duties of directors under the Companies Act, 2013.

VII. Discuss the Importance of Annual General meeting in company? Also explain the procedure of holding the Annual General meeting in company.

UNIT-V

VIII. Majority will have its way but minority must be allowed to have its say. Discuss the concept of prevention of oppression & mismanagement in context of relevant cases?

IX. What do you understand by the winding up? What are the grounds of compulsory winding up of a company?

April 2022 COMPANY LAW Paper-II

Time Allowed: Three Hours]

Note:- (i) Unit-I is compulsory.

(ii) Attempt one question each from Unit-II to Unit-

V.

UNIT-I

1. Write notes on:
(a) Corporate personality

1. Write notes on:
(a) Corporate personality
6. What is Debt Capital? State the kinds of Debentures and Charges.

Panjab University Previous Year Papers (3 Year Law) 6th Sem
Liability for this-statements in Prospectus

- (b) Cessation of membership
(c) Foss vs. Harbottle.
UNIT-II

2. (a) Doctrines of 'Constructive Notice' and 'Indoor Management' are conflicting doctrines.
(b) Differentiate between the pre-incorporation and provisional contracts.
3. Elaborate the following:
(a) Doctrine of Ultra-Vires and its exceptions
(b) Certificate of incorporation and its Consequences.

UNIT-III

4. What is meant by 'shares' and 'call on shares'? Discuss the kinds of share capital.

5. Elaborate the following:
(a) Statutory provisions related to allotment
(b) A prospectus is a mandatory requirement for a Public company whereas it is not mandatory for a private company.

UNIT-IV

7.5+7.5

7. Explain the legal position, qualifications, powers and duties of director of a company. (15)

8. What do you mean by prevention of oppression and mismanagement? Who can apply for relief in case of oppression and mismanagement? (15)

9. Elucidate the winding up of Companies under the Insolvency and Bankruptcy Code, 2016.

- Panjab University Previous Year Papers (3 Year Law) 6th Sem
I. Memorandum of Association. (15)
II. Explain the Contents and alteration under Memorandum of Association. (15)
III. Discuss the certificate of incorporation and its consequences and commencement of business. (15)

UNIT - III

- IV. Discuss the kinds of share capital and statutory provisions related to allotment of Shares (15)
V. Explain the definition and contents of Prospectus and also discuss the liabilities for mis-statement in the prospectus. (15)

UNIT - IV

- VI. Discuss the position, powers and duties of Directors. (15)
VII. Discuss the meaning and kinds of meeting. And explain the requisite and procedure for the meetings. (15)

UNIT-I

- I. Write short note on the following:-
a) Government Company
b) Debt capital
c) Shelf Prospectus and Red Herring Prospectus
d) Director Identification Number (4x5)

UNIT-II

- VIII. What do you understand by the term oppression and mismanagement? Who can apply and powers of Central Government. (15)
IX. Discuss the winding up by members and creditors under Insolvency and Bankruptcy Code 2016. (15)

MAY, 2019

Panjab University Previous Year Papers (3 Year Law) 6th Sem
COMPANY LAW 6th Sem

PAPER-II

Time Allowed: Three Hours]

[M Marks: 80]

- (2) Attempt one question each from Unit II to Unit V.
1. Write a note on the following:-
- Holding and Subsidiary Company
 - Dematerialized form of Securities.
 - Proxies and Voting in Meetings
 - Foss v. Harbottle Rule.

UNIT-I

5X4=20

2. What is meant by 'Company'? Discuss the stages involved in the process of incorporation of a company.

15

3. Discuss the 'Doctrine of Constructive Notice' set out the various contents of the Articles of Association.

15

UNIT-II

Jan 2019
Paper-II: Company Law

[Maximum Marks: 80]

Time Allowed: 3 Hours]

4. What is prospectus? Explain the Contents of a prospectus and liability for mis-statement in prospectus.

15

UNIT-V

8. 'A' mere dissatisfaction of the minority does not constitute oppression 'oppression'. Explain the statement and state who can apply for relief in case of oppression and mismanagement.

15

9. What is meant by winding up? State the different modes winding up.

5+1

5. What are the different kinds of Share Capital? 5+10

- Differentiate between the following:
(a) Surrender and Forfeiture of Shares.

5

UNIT-IV

6. Elaborate the legal position, qualifications, powers and duties of Director.

15

7. (a) What is the Register of Members? Discuss the (b) What is Debt Capital? Discuss the characteristics of 'floating charge' and 'fixed charge'.

5+10

I. Write short notes on the following:-

- (a) Doctrine of Indoor Management?
- (b) Government Company
- (c) Notice of Meeting
- (d) Extraordinary Meeting

UNIT-II

(4X5)

II. "The fundamental attribute of corporate personality is that the company is a legal entity distinct from the members." Elucidate the above statement.

III. What do you understand by the doctrine of "ultra-vires"? Discuss the decided case "Ashbury

railway & Iron Co. v. Riche"

(15)

IV. Prospektus is the window through which company is displayed without distortion'. Comment. Discuss the liability of a company for untrue statements or omissions in its prospectus?

(15)

December 2018

PAPER-II: COMPANY LAW

Time Allowed: 3 Hours] [Maximum Marks: 80

Note:-1 Attempt five questions in all. Including Question No. I (Unit-I) which is compulsory and

selecting two each from Unit II-III.

UNIT-III

(15)

1. Write short notes on the following:-

Panjab University Previous Year Papers (3 Year Law) 6th Sem

VI. Define a 'member'. Who can become a member of the company? Can the following persons or institutions become member of a company:

- (a) Minor
- (b) Company
- (c) Partnership firm
- (d) Foreigner
- (e) Insolvent

VII. Elaborate the various modes of winding up? Explain in detail the ground of winding up by the Tribunal?

VIII. Explain in detail the Composition of Board of Directors under the Companies Act, 2013. Discuss the statutory powers of directors?

(15)

IX. Explain the law relating to oppression and mismanagement. Who can apply for the same? (15)

- (a) Doctrine of Indoor Management?
(b) Government Company
(c) Notice of Meeting
(d) Extraordinary Meeting

UNIT-II

(4X5)

- II. "The fundamental attribute of corporate personality is that the company is a legal entity distinct from the members." Elucidate the above statement. (15)
- III. What do you understand by the doctrine of "ultra-vires"? Discuss the decided case "Ashbury railway & Iron Co. v. Riche" (15)
- IV. Prospectus is the window through which company is displayed without distortion' Comment. Discuss the liability of a company for untrue statements or omissions in its prospectus? (15)

V.

(15)

- What is the meaning and significance of the doctrine of "Indoor Management"? Discuss with reference to decided case "Royal British bank v. Turquand". (15)

UNIT-III

Unit III.

UNIT-I

Punjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University Previous Year Papers (3 Year Law) 6th Sem

- VI. Define a 'member'. Who can become a member of the company? Can the following persons or institutions become member of a company:

- (a) Minor
(b) Company
(c) Partnership firm
(d) Foreigner
(e) Insolvent

- VII. Elaborate the various modes of winding up? Explain in detail the ground of winding up? (15)

Tribunal?

- VIII. Explain in detail the Composition of Board of Directors under the Companies Act, 2013. Discuss the statutory powers of directors? (15)

- IX. Explain the law relating to oppression and mismanagement. Who can apply for the same? (15)

April 2018

PAPER-II - COMPANY LAW

Maximum Marks: 80

Time Allowed: 3 Hours

Note (1) Unit I is compulsory.
(2) Attempt two questions each from Unit II and

1. Write notes on:

- (a) Rule laid down in Solomon v. Solomon & Co.
- (b) Position of promoters
- (c) Woman director
- (d) Oppression and Mismanagement

UNIT-II

5X4

2. What are the various kinds of companies? How a limited company is different from a public

10+5

- (a) Prospectus is a mirror of company's statement:

- (b) Doctrines of 'Constructive notice' and 'indoor management' are conflicting doctrines.

5+10

4. Differentiate between:

- (a) Transfer and transmission of shares
- (b) Memorandum and Articles of Association
- (c) Pre-Incorporation Contracts and Provisional Contracts.

5X3

5. Discuss the various kinds of share capital.

Explain the circumstances and procedure necessary for reducing the share capital of a company. 5+10

UNIT-III

6. (a) What is Dematerialized form of securities?

Panjab University Previous Year Papers (3 Year Law) 6th Sem

(b) State the characteristics of a 'floating charge' becomes' fixed charge'.

5+10

7. 'Every shareholder of a Company is a member while every member may not be a shareholder.'

15
Comment

8. Write a detailed note on Meetings- kinds, procedure and voting.

15

9. What is winding -up and dissolution of a company? Elaborate the various mode of winding-up of a company.

5+10

NOVEMBER 2017

PAPER-II: COMPANY LAW

Time Allowed: 3 Hours

Max. Marks: 80

Note: (1) Attempt five question in all, including Question No. I. (Unit-I) which is compulsory and

selecting two question each from unit II -III.

UNIT-I

- I. Write short notes on:-

- (a) Holding Company and Subsidiary Company
- (b) Indoor Management
- (c) Postal Ballot
- (d) Official Liquidator

UNIT-II

II. Discuss the characteristics of a corporation are the advantages and disadvantages of incorporation of a company?

III. "The doctrine that the corporation has a legal and separate entity of its own has been subjected to certain exceptions by the application of the fiction of that the veil of the corporation can be lifted and its face examined in substance". Discuss.

IV. Are the memorandum and articles of association of a company required to be registered? What is the effect of such registration? What do you understand by a certificate of incorporation? What is the effect?

V. Who are Promoters? Discuss the rights, duties and liabilities of promoters of a limited company

VI. The Directors are the mere trustees or agents of the company-trustees of the company, money and property, agents in the transaction which they enter into on behalf of the company. Discuss.

Panjab University Previous Year Papers (3 Year Law) 6th Sem

VII. Discuss the circumstances in which the court can order the compulsory winding up of a company.

(15)

VIII. State and explain the various kinds of meeting contemplated for a joint stock company in the Indian Companies Act, 1956.

(15)

IX. State briefly the various kinds of debentures and their usual contents.

X. What are the remedies which the Indian Companies Act permits in favour of debenture-holders in case of non-payment of money advanced by them to the company?

(15)

April 2017

Paper - II: COMPANY LAW

Max. Marks: 80

Time Allowed: 3 Hours

Note: Attempt five questions in all, including questions No. 1 (Unit -I) which is compulsory and selecting two questions each from Unit II-III.

UNIT-I

I. Answer the following:-
a) How is the preference share capital distinguished from equity share capital?
b) Public Company

UNIT-II

(4X5)

II. "The fundamental attribute of personality is that the company is a legal entity distinct from the members." Elucidate the above statement.

III. What is the importance of the objects clause of the memorandum of association? (15)

undertakes to do anything which is not either expressly or impliedly provided for by the objects clause, what would be the consequences?

IV. What is a prospectus? What are the remedies open to an allottee of securities who have had applied for them on the faith of a false and misleading prospectus and what are the defences available to the Directors of the company who have issued such a prospectus?

V. State the general and statutory provision regarding allotment of securities? (15)

VI. "A company is a democratic institution in which the majority have a right to control the company." Do you support this statement? Give your

Panjab University Previous Year Papers (3 Year Law) 6th Sem
d) Annual General Meeting

Panjab University Previous Year Papers (3 Year Law) 6th Sem
comments in the rule laid down in Foss v. Harbottle".

VII. What are the various modes of winding up? Who are entitled to make a petition to the Court (15)

VIII. Define a 'member'. Distinguish him from a shareholder. In what ways a person can become and cease to be a member of the company? (15)

IX. Explain the law relating to number of Directors. Explain detail the position of Director in the Company? (15)

Nov 2016

PAPER-II- COMPANY LAW

Note: Attempt five questions in all, including question No.1 (Unit-I) which is compulsory and selecting two questions each from Unit-II-III.

Unit-I

1. Write notes on the following :

(15)

UNIT-III

the majority have a right to control the company."

Do you support this statement? Give your

Unit-II

- a. Shares on premium
- b. Pre-incorporation contracts
- c. Shelf prospectus
- d. Commencement of business.

2. Define company. Discuss the characteristics of a company with the help of decided cases.

3. What is memorandum of Association and how it can be altered?

4. Elucidate the general principles and statutory provisions related to allotment of shares.

5. A. One 'A' has subscribed to memorandum of association of company for 200 shares. Subsequently the company was duly registered with Registrar of companies, but S took only 20 shares. Discuss the liability of subscriber on the event of winding up.
B. How to become members in the company? Discuss.

Unit-III

6. Discuss the rule propounded under the case of FOSS Vs. Harbottle along with its exceptions.

7. What are the duties of Director? What is the difference between removal and vacation from the office?

8. Discuss the types of meeting and procedure thereof.

9. Write notes on the following :

- a. Investigation of affairs

April 2016

COMPANY LAW

Paper-II

Time Allowed : Three Hours M Marks : 80

Note : (i) Attempt two questions each from Units-II and III.

- (ii) Unit-I is compulsory.

Unit-I

1. Write short notes on :

- (a) Forfeiture and Surrender of Shares
(b) Limited liability and statutory exceptions
(c) Investigation Powers
(d) Majority Rule and Minority Rights. $5 \times 4 = 20$

Unit-II

2. (a) State the principle laid down in the Salomon v Salomon & Co. Ltd.

- (b) Discuss the procedural aspects involved in the formation of companies. 5+10

3. (a) Prospectus is a silent Salesman. Elucidate the statement and state the contents of a prospectus.
(b) A person who was allotted 100 shares in the company has brought an action against Director Q

in the company in respect of false statement in the prospectus. The Director has contended in the statement were prepared by promoters that he relied on them as such. Is the Director liable under the circumstances? State with reasons.

6+5

4. What is the Doctrine of Ultra-Vires? Set out in the detail the various clauses contained in the Memorandum of Association.

5+10

5. Discuss the various kinds of share capital. Explain the circumstances and procedure necessary for reducing the share capital of a company.

5+10

6. State that :

- (a) Rights and privileges of members of a company
(b) Give the characteristics of floating charge and explain the circumstances in which a floating charge becomes fixed charge.

7. What do you mean by Director Identification Number? Discuss the types, powers and duties of Directors in a company.

8. What are the various kinds of meetings? State the procedure relating to convening of meeting.

7.5+7.5

Panjab University Previous Year Papers (3 Year Law) 6th Sem
9. Winding-up of company is considered as a civil death of the company. Explain this statement and state the various modes of winding-up.

5+10

NOV/DEC 2015 COMPANY LAW Paper-II

Maximum Marks : 80

Time: Three Hours
Note: Unit-I is compulsory and carries 20 marks. Attempt two questions each from Units-II and III. Each question carries 15 marks.

Unit-I

1. Write short notes on the following.

- a) Pre-incorporation contracts
b) Commencement of Business
c) Floating Charges
d) Proxy voting.

5x4=20

Unit -II

- II. What do you mean by the term 'Doctrine of Indoor Management'? What are the exceptions to this rule? What are the exceptions to this rule?
III. Discuss the procedure for incorporation of a Company and its consequences.

IV. Define 'Prospectus'. What is the meaning of 'Offer for Sale'?

Discuss this liability of directions for contents in the Prospectus

v. What do you mean by 'Share'? Also give general principles.

VI. What are the types of allotment of Shares? Discuss the Unit -III $15 \times 2 = 30$

there be man meeting? Discuss citizen's case 15.

VII. The rule of supremacy of case law.

as laid down in *Foss vs. Harbottle* is limited to cases in which the majority shareholders

ratify the managerial sins.' Explain and state the statutory exceptions to this rule.

VIII What do you mean by debenture? What are the kinds of debentures Wh:-

company? What is the position of debenture holder as compared to shareholder? D:

What do you mean by 'Directors'? How are directors appointed? What method?

$$15 \times 2 = 30$$

3. What do you mean by Share Certificate and Share Warrant? Discuss the various provisions related to the allotment of shares 5+10

April 2013
COMPANY LAW
Paper-II

Maximum Marks : 80

Note: Questions will be set from Units-I, II and III each from Units-II and III

Write notes on

1. Write notes
a) Reduction of Share Capital

b) Alteration of Memorandum of Association

c) Director's Identification Number
Investigation Powers. (5x4-20)

Unit-II

2. (a) Elucidate the concept lifting of corporate veil.
 (b) 'X' incorporated a company of which he was the Managing Director. In that capacity he appointed himself as a pilot of the company. While on the business of the company, he died in a flying accident. His widow claims compensation. Will she succeed? Give reasons to support your answer.

3. What do you mean by Share Certificate and Share
provisions related to

4. Elaborate the following

a) Statement in lieu of Prospectus
Prospectus

b) Doctrines of constructive notice' and 'indoor management'

5. (a) Write a detailed note on the procedural aspects involved in the formation of companies.

(b) How public company is different from private company?

Unit-III

10+5

6. Discuss the various kinds of Meetings. State the procedure relating to convening a Meeting.

7. (a) State the law relating to majority powers and minority rights.

(b) State the characteristics of 'floating charge' and clarify the circumstances in which a 'floating charge' becomes 'fixed charge'.

8. What do you mean by the Member and Register of Members? State the different modes of acquiring membership.

9. a) 'A mere dissatisfaction of the minority does not constitute oppression'. Comment on the statement and state who can apply for relief in case of oppression and mismanagement.

Panjab University Previous Year Papers (3 Year Law) 6th Sem
Panjab University Previous Year Papers (3 Year Law) 6th Sem

b) 'Winding up of the company' is considered as a civil death of the company. Comment on the statement and explain how winding up is different from dissolution of a company.

Now/Dec 2014

Paper II: COMPANY LAW

M Marks : 80

Time : Three Hours

Note: Attempt five questions in all, including Question No. IX (Unit-III) which is compulsory and selecting at least two questions from each Unit I & II.

Unit I

1. Discuss the doctrine of Indoor Management. Fortify your answer by reference to some decided cases. Are there any exceptions to this doctrine? (15)

2. What are the remedies available to a person who has been induced to invest money on a company by mis-statement in the prospectus? What defences are open to a director of a limited company against whom a claim for damages has been made in respect of alleged false statement in a prospectus? (15)

3. Explain the provisions of the Indian Companies Act dealing with allotment of shares. What are the effects of irregular allotment? (15)

4. Define a Promoter and explain his legal position in relation to the company he promotes. How do you distinguish him from a director?

Unit-II

(15)

5. Who are directors? How directors are appointed?

The directors of a company X have made a call. If subsequently appears that one of the directors had not been validly appointed, can the call be enforced?

(15)

6. What meetings other than the statutory meetings are held by a company. Has a member of a company, either by himself or jointly with others, any right to insist on the convening of a general meeting of the company? If so, what conditions must be fulfilled.

(15)

7. What are the powers of the Central Government with regard to the Prevention of Oppression and mismanagement in a company? How are they to be exercised?

(15)

8. Who prepares the statement of affairs in a Compulsory Liquidation and what information must it contain? What steps does the official

Panjab University Previous Year Papers (3 Year Law) 6th Sem
liquidator take after receiving the statement of affairs?

Unit-III

(15)

9. Write notes on the following:-

- a) Debentures and distinguish from Debenture stock
- b) Share and stock
- c) Voting by Proxy
- d) doctrine of Bona Vacantia

April 2014

Paper-II: COMPANY LAW

M Marks: 80

Time Allowed: 3 hours]

Note: Attempt two questions each from Unit-I and Unit-II, Unit-III is compulsory. All questions of Unit-I and Unit-II carry 15 marks and each part of Question No. 9.

Of Unit-II carries 5 marks.

Unit-I

1. Describe the Liability for untrue statements in a prospectus and defences that can be taken. What are the grounds for exemption from Liability?
2. Discuss the procedure for reducing the share capital of a company. Is it necessary to obtain the approval of the court for such reduction? Discuss the

Liability of the members in respect of reduction of shares.

3. Discuss the Doctrine of Indoor Management. What are its exceptions? Discuss and refer to decided cases.

4. Explain Corporate Personality. What are its advantages? Discuss it under Judicial Interpretation.

Unit-II

1. Discuss the Fiduciary duties of Directors. Also discuss the Liabilities for the breach of such duties.
2. Discuss the power of Tribunal to order meeting to be called. Also discuss the provisions regarding Voting and Passing of resolving by Postal Ballot.
3. Discuss the prevention of oppression and mismanagement by Tribunal.
4. Discuss the circumstances in which a company may be wound up voluntarily.

Unit-III

5. Write short notes on the following:
 - (i) Defunct Companies
 - (ii) Forfeiture of Shares
 - (iii) Difference between Debenture and Debenture-Stock
 - (iv) Winding up of Foreign Companies.