

P P SAVANI UNIVERSITY

Fourth Semester of B.com Examination

May 2022

SMBC2201 Business Laws - 2

11.05.2022, Wednesday Time: 09:00 a.m. To 11:30 a.m.

Maximum Marks: 60

Instructions:

1. The question paper comprises of two sections.
2. Section I and II must be attempted in same answer sheets.
3. Make suitable assumptions and draw neat figures wherever required.
4. Use of scientific calculator is not allowed.

SECTION - I

- Q - 1** Answer the Following by selecting correct alternative (Any Five). [05]
- (i) Which type of company was introduced for the first time in Companies Act, 2013 ?
(a) One Person Company (OPC)
(b) International Company
(c) LLP
(d) Non-profit company
- (ii) Property of the company belongs to :
(a) Company
(b) Shareholders
(c) Promoters
(d) Directors
- (iii) Which of the following settles the consumer dispute at district level :
(a) Sessions court
(b) District court
(c) District forum
(d) District collector
- (iv) Trademark is valid for
(a) 10 years
(b) 15 years
(c) 20 years
(d) Indefinitely
- (v) Indian territorial waters range extend upto
(a) 10 nautical miles (mn)
(b) 12 nautical miles (mn)
(c) 20 nautical miles (mn)
(d) 22 nautical miles (mn)
- (vi) Companies Act, 2013 has replaced :
(a) Companies Act, 1949
(b) Companies Act, 1956
(c) Companies Act, 1964
(d) Companies Act, 2002
- (vii) Minimum number of member to form Private company is :
(a) Two
(b) Seven
(c) Fifty

- (d) Two hundred
- Q - 2** Mr Turquand was the official manager of the insolvent Cameron's Coalbrook Steam, Coal and Swansea and Loughor Railway Company. It was incorporated under the Joint Stock Companies Act 1844. The company had given a bond for £2,000 to the Royal British Bank, which secured the company's drawings on its current account. The bond was under the company's seal, signed by two directors and the secretary. When the company was sued, it alleged that under its registered deed of settlement (the articles of association), directors only had power to borrow up to an amount authorised by a company resolution. A resolution had been passed but not specifying how much the directors could borrow. From the above fact, state your opinion with appropriate provision whether Royal British Bank can recover the amount borrowed by the company or not. **[10]**

OR

- Q - 2** Section 7 of Companies Act, 2013 provides the procedure for Incorporation of the Company. Elaborate the same. **[10]**
- Q - 3** Explain the rights of the consumer as per the consumer protection Act, 2013. **[10]**

OR

- Q - 3** What is IPR ? Explain at least two Intellectual Property Rights. **[10]**
- Q - 4** Attempt any one : **[05]**
- (i)** Memorandum of Association
- (ii)** Concessional rate of duty in case of re-importation of goods exported under duty drawback.

SECTION - II

- Q - 1** Attempt any five (single line answers) **[05]**
- (i)** Which Act provides for the provision of Medical Benefit to the insured employees?
- (a) Workmen Compensation Act, 1923
- (b) Employees State Insurance Act, 1948
- (c) Maternity Benefit Act, 1961
- (d) Contract Labour (Regulation and Abolition Act), 1970
- (ii)** Under what circumstances the gratuity of an employee can be forfeited.
- (a) Wilful Omission or negligence
- (b) Termination for riotous or disorderly conduct
- (c) Offence involving moral turpitude
- (d) All of the above
- (iii)** Minimum persons must be employed in an establishment for the applicability of the PF act.
- A. 15
- B. 20
- C. 35
- D. 50
- (iv)** Which of the following enactment stipulates for nursing break to a women employee :
- (a) Equal Remuneration Act, 1976
- (b) Maternity Benefit Act, 1961
- (c) Apprentices Act, 1961
- (d) The child labour (prohibition and regulation) act, 1986.
- (v)** The Employees' State Insurance Act, 1948 is applicable to non-seasonal factories

employing __ persons.

- (a) 10 or more
- (b) 20 or more
- (c) 25 or more
- (d) 5 or more

(vi) UAN stands for

- (a) Universal Account Number
- (b) United Assurance Number
- (c) Unique Addressing Number
- (d) Universal Adjudicating Number

(vii) What is the maximum wage period for the payment of wages?

- (a) 1 month
- (b) 40 days
- (c) 45 days
- (d) 60 days

Q - 2 Explain following provisions of Factories Act, 1948 :

- (a) Cleanliness - Sec. 11
- (b) Artificial Humidification - sec. 15

[10]

OR

Q - 2 Explain the role of Wage Committee and role of Advisory Board as per Minimum Wage Act, 1948.

[10]

Q - 3 (a) What is Industrial Dispute ? List out the objectives of the same.

[5]

Q - 3 (b) What is Arbitration ? Explain silent features of Arbitration process.

[5]

OR

Q - 3 Critically explain Industrial Dispute Act's provisions in current scenario.

[10]

Q - 4 Attempt any one :

[05]

(i) UAN

(ii) Provision of PF withdrawal
