



Institute of Management
JK Lakshmipat University
Jaipur

END TERM EXAMINATION 2017

Programme: BBA V Semester

Sub: Company & Other Laws

MM: 50 Marks

Time: 3 Hours

Subject code: BBA510

Instructions: Attempt any three questions from Section 'A'. Section B is compulsory.

Section A

- Q1. A) "Company is a separate legal entity". Comment & support the statement by "Solomon & Solomon & Solomon Company" case law.
B) Explain the word "Consumer" under Consumer Protection Act. State whether a person purchasing of a sewing machine for earning her livelihood is consumer?
(10 marks)
- Q2. State the importance of Memorandum of Association of any company and explain its alterations into registered office clause & liability clause. "The liability of a member can be increased" Comment.
(10 marks)
- Q3. A) Describe the duties of "Certifying Authority" & "Cyber Law" under Information Technology Act, 2000.
B) As per Negotiable Instrument Act 1881, Explain distinguishing features of Promissory Note and Bills of Exchange.
(10 marks)
- Q4. A) What do you understand by 'Unpaid Seller' Explain the nature of the right of lien and the right of stoppage of goods in transit of an unpaid seller?
B) Explain the effect of "Perishing Goods" on a Contract of Sale.
(10 marks)
- Q5. A) Differentiate the following terms with suitable examples:
a) Public & Private Company
b) Holding & Subsidiary Company
c) Deemed & Abridged Prospectus
(10 marks)

Section B

(20 Marks)

- I. AB Ltd. was manufacturing acupressure sandals which they claimed were designed to improve blood circulation and for keeping users healthy by walking daily on the chappals for 8 minutes every morning and evening before meals. They also claimed that WHO has approved of this therapy. When the matter was referred to All India Institute of Medical Sciences, It was very clearly stated by the way of medical opinion that there was no proven evidence in modern medical literature that acupressure helps treat any ailment and that the science of acupressure was not accepted even in developed countries. Even the WHO disclaimed any approval having been granted to the use of such sandals further, on the box containing the chappals, It was mentioned that the sandals were not to be used for more than ten minutes and that heart and blood pressure patient's should consult the doctor before using them but these facts were not mentioned in the advertisement. Can it be considered as an unfair trade practice? Comment & Give Judgement.
- II. With a view to boost the sales Hanuman Automobiles sells a motorcar to Mr. A on trial basis for a period of three days with a condition that if Mr. A is not satisfied with the performance of a car, he can return back the car. However, the car was destroyed in a fire accident at the place of Mr. A before the expiry of three days. Decide whether Mr. A is liable for the loss suffered. State with valid reasons.