DNYANSAGAR ARTS AND COMMERCE COLLEGE, BALEWADI, PUNE45

Subject – Element of Company Law (205)

Class: SYB.COM (2019 Pattern)

TERM I

Unit 1. Introduction to the New Act & Concept of Companies:

A.	Sec 3(1)
В.	Sec4 (2)
C.	Sec2 (4)
D.	Sec1 (3)
2.	Property of the company belongs to
A.	Company
В.	Share holders
C.	Members
D.	Promoters
3.	Minimum number of members in case of public company
A.	1
В.	2
C.	5
D.	7
4.	Minimum number of members in case of private company is
A.	1
В.	2
C.	
D.	7
5.	Maximum no. of members in case of private company is
Α.	50
В.	100
C.	150
D.	200

1. The term company is defined under which sec of the Act?

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6.	Maximum no .of members in case of public company is
A.	0
В.	unlimited
C.	50
D.	100
7.	Transfer of shares in the company is
A.	Restricted
В.	Freely tran <mark>sferable</mark>
C.	Prohibited
D.	None of these
8.	A company is named as govt. company if it is holds% of paid up share capita
A.	more than 30
В.	more than 40
C.	more than 50
D.	None
9.	The companies which are formed under special Act. Those companies are called as
A.	Chartered companies
В.	Statutory companies
C.	Registered companies
D.	None of these
10.	The companies which are formed under companies Act. 1956. They will be called as
A.	Chartered companies
В.	Statutory companies
C.	Registered companies
D.	None of these
11.	Can private company go for public issue?
A.	Yes
В.	No.
12.	Can private company accept deposits from the public?
A.	Yes
В.	No

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13. Minimum paid up share capital in case of a private company is ______

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A.	1 Lakh
B.	2 Lakhs
C.	3 Lakhs
D.	4 Lakhs
14.	Minimum paid up share capital in case of a public company is
A.	1 Lakh
B.	3 Lakhs
C.	5 Lakhs
D.	7 Lakhs
15 .	Minimum no. of <mark>Directors in case</mark> of a public comp <mark>any i</mark> s
A.	1
B.	2
C.	3
D.	4
16.	The companies which are formed under special charter granted by the king or queen of
	England are called
A.	Statutory companies
B.	Registered companies Registered companies
C.	Chartered companies Chartered companies
D.	None of these
17.	The companies which are formed under special Act. Those companies are called as
A.	Chartered companies
В.	Statutory companies

18. The companies which are formed under companies Act. 1956. They will be called as

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D. None of these

C. Registered companies

A. Chartered companiesB. Statutory companiesC. Registered companies

D. None of these

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19.	Under which sec. a private company can voluntarily converted into public company
A.	34
В.	44
C.	54
D.	64
20.	Under whi <mark>ch sec. a private</mark> company can automatically converted into a public company
A.	34
В.	43
C.	53
D.	35
21.	Central Government permission is required in case of conversion
A.	Private to public
В.	Public to private
C.	Both (a) or (b)
D.	None of the above
22.	Can private company go for public issue?
	Yes
В.	No.
22	Can private company accept deposits from the public?
	Yes
	No
Ь.	
24.	A company is named as govt. company if it is holds% of paid up share capital
	more than 30
В.	more than 40
C.	more than 50
D.	None

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- 25. Which companies are exempted to add "Ltd" or "Pvt Ltd" at the end of their name
- A. Private
- B. Govt
- C. Defunct
- D. Association not for profits
- 26. If XYZ is the holding company of P&R Ltd. then, which of the following statement is not true in this regard.
- A. XYZ Ltd. controls the composition of Board of P&R
- B. XYZ Ltd. holds more than 50% of the nominal value of the equity shares
- C. Both (a) & (b)
- D. None of the above
- 27. which of the following company/companies are registered by the Companies Act, 2013?
- A. Government Company
- B. Private Company
- C. Public Company
- D. All of the above
- 28. A subsidiary of a government company is also treated as a
- A. Government Company
- B. Public Company
- C. Private Company
- D. All of the above
- 29. Which of the following company is incorporated in a country outside India?
- A. Private Company
- B. Foreign Companies
- C. Government Company
- D. None of the above

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30. Which of the following statement is false?

- A. No legal formality is required to form a company.
- B. The shareholders of a company have limited liability.
- C. A company can own property in its own name.
- D. A company is managed by the elected representatives of shareholders.

	Answer Key													
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
Α	Α	D	В	D	В	В	С	В	С	В	В	Α	С	С
16	17	18	19	20	21	22	23	24	25	26	27	28	29	30
С	В	С	В	В	В	В	В	С	D	D	D	Α	В	Α

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Unit 2 Formation and Incorporation of a Company

- 31. If a company which is formed with unlimited liability wants to convert to limited liability then it should pass
- A. Ordinary resolution
- B. Special resolution
- C. No need
- 32. Maximum capital of private company is
- A. 50 Lakhs
- B. 1 Crore
- C. 1.5 Crore
- D. Unlimited.
- 33. Transfer of shares in case of private company is
- A. Prohibited
- B. Restricted
- C. Freely transferable
- D. None of these
- 34. Invitation to public offering shares or debentures in case of private company
- A. Prohibited
- B. Restricted
- C. Acceptable
- D. None of these
- 35. How many members should sign the MOA in case of public company ______
- A. 1
- B. 3
- C. 5
- D. 7

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36. How many members should sign the MOA in case of private company
A. 1
B. 2
C. 3
D. 4
37. In case of appointment of Directors form is to be filed
A. 29
B. 32
C. 18
D. 1
38 is the conclusive evidence in case of company that statutory requirements have
complied with
A. Certificate of Inc <mark>orporation</mark>
B. Certificate of comm <mark>encement of Bu</mark> siness
C. Both
D. None of the above
39. Private company can star <mark>t its</mark> business immediately after the issue of
A. Certificate of commencem <mark>ent</mark> of Business
B. Certificate of Incorporation
C. Both
D. None of the above
40. Public company Should start business only after getting
A. Certificate of Incorporation
B. Commencement of business
C. None of these
41. Private company can start business only after getting certificate of
A. Incorporation
B. Commencement of business
C. None of these

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12	Which.	of the	following	ic not :	ctage	of the 1	Havalanr	nant of	company?

- A. Promotion
- B. Production
- C. Incorporation
- D. Commencement of Business
- 43. A is one who performs the preliminary duties necessary to bring a company into being and float it.
- A. Auditor
- B. Promoter
- C. Director
- D. Financer
- 44. "One who undertakes to form a company with reference to a given object and set it going and who takes the necessary steps to accomplish that purpose
- A. Promoter
- B. Directors
- C. C.E.O.
- D. Board of Directors
- 45. Which of the following are the functions of a promoter?
- A. Decides name of a company
- B. Nomination of directors
- C. Settles the details of memorandum and articles
- D. All of these
- 46. The whole process of the company formation may be divided into three direct stages, the sequence is-
- A. (a) Promotion, incorporation by registration, commencement of business.
- B. (b) Incorporation by registration, commencement of business, promotion.
- C. (c) Commencement of business, promotion, incorporation by registration.
- D. (d) Commencement of business, incorporation by registration, promotion.

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47.	stands in the fiduciary position of the company						
A.	Directors						
В.	Promoters						
C.	Auditors						
D.	None of the above						
48.	are the contracts entered into by promoters on behalf of a prospectus company.						
	Provisional contracts						
В.	Pre-Incorp <mark>orat</mark> ion contracts						
C.	Preliminary contracts						
D.	Both a) & b)						
49.	Contracts made after incorporation but before the grant of Certificate of commencement						
	Of Business						
	A. Provisional contracts						
	B. Preincorporation contracts						
	C. Preliminary contracts						
	D. Both (b) & (c)						
50.	Pre-incorporation contract is also known as						
	A. Provisional						
	B. Preliminary						
	C. illegal						
	D. Legal						
51.	A public company can borrow money						
	A. before incorporation						
	B. Soon after incorporation						
	C. after issuing a proposal						
	D. after obtaining certificate to commerce business.						
52.	A private company can borrow funds						
	A. after incorporation						

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D. None of the above

B. after obtaining certificate to commerce business

C. after holding first annual general meeting

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53. Which of the following is not true-

- A. RBI is an example of a statutory company
- B. Suit can be maintained in the name of a company
- C. LIC is an example of registered company
- D. The persons who form the company are called promoters

54. The company's nationality is decided by its

- A. Shareholders
- B. Registered office
- C. Place at books of accounts are kept
- D. None of the above

55. The liability of members if company is limited by guarantee.

- A. Unpaid value of shares
- B. Guarantee amount
- C. Unlimited liability
- D. None of the above

	Answer Key													
31	32	33	34	35	36	37	38	39	40	41	42	43	44	45
В	С	В	Α	D	В	Α	Α	Α	В	Α	В	В	Α	Α
46	47	48	49	50	51	52	53	54	55					
Α	В	D	С	В	D	Α	С	В	В					

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Subject –Element of Company Law (205)

Unit 3 Documents relating to Incorporation and Raising of Capital:

56. The registered office clause of memorandum of association contains

- A. The name of the state in which the registered office of the company is to be situated.
- B. The name of the city/town only and not that of the state.
- C. The name of registrar of companies
- D. The complete postal address.

57. Which documents contains the constitution of a company?

- A. Memorandum of Association
- B. Articles of Association
- C. Both (a) and (b)
- D. None of these

58. Which documents contains the regulations relating to the internal management of a company?

- A. Memorandum of Association
- B. Articles of Association
- C. Both (a) and (b)
- D. None

59. For vetting the MOA and AOA, as per SPICE, eMOA and eAOA is required.

- A. True
- B. False
- C. Partly True
- D. None of the above.

60. Company is managed by

- A. Shareholders
- B. Board of Directors
- C. Karta
- D. Both(a)&(b)

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61.	Which one of the following is not the content of Memorandum of Association?						
A.	Name clause						
В.	Registered office clause						
C.	Objects clause						
D.	Board of Directors clause						
	The doctrine of indoor management is anto the doctrine of constructive notice						
	Exception						
	Extension						
_	Alternative						
D.	None of the above						
	The doctrine of does not apply to acts void ab initio.						
A.	Ultra virus						
	Intra virus						
C.	constructive notice						
D.	Indoor management						
	A company can change its name at its own discretion by passing						
	Ordinary resolution						
	Special resolution						
	Boards resolution						
D.	None of the above						
65.	Any change in the address of the registered office must be communicated to the registrar						
	with in:						
A.	15 days						
В.	30 days						
C.	1 Month						
D.	12 months						
	An act ultra virus the directors can be rectified if it is not ultra vires						
	the articles						
B.	the memorandum						
	Company Act						
D.	None of the above						

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67.	The lending of funds ultra vires, the company has no rights
A.	under the company's Act
В.	contract Act
C.	under equity
D.	None of the above
68.	If a new company get registered with a name which resembles the name of existing
	company t <mark>hen</mark> it shoul <mark>d ap</mark> ply to whom?
A.	NCLT
В.	SEBI
C.	ROC
D.	None of the above
69.	Companies are now allotted a in addition to their name
A.	PAN
В.	SIN
C.	PIN
D.	CIN
70.	In how many days did the company have its registered office after incorporation
A.	10
В.	20
C.	30
D.	40
71.	Under which sec. if company fails to commence its main object the court may order
	winding up
A.	403 (f)
В.	413 (f)
C.	423 (f)
	433 (f)

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72.	Signature of memorandum and article persons in case of public company	es should be done by number of
A.	7	
В.	5	
C.	4	
D.	None of these	
73.	Signature of memorandum and article	es should be done bynumber of
	persons in <mark>case of private co</mark> mpany	
A.	3	
В.	4	
C.	2	
D.	None of these	
	Can a Minor be a subscriber	
	Yes	
В.	No	
75.	Can Foreigners be subscriber	
A.	Yes	
В.	No	
		The second second
76.	MOA should be in form	in case of company limited by shares
A.		
	Table B	
	Table C	
D.	Table D	
77.	MOA should be in form	_ in case of company limited by guarantee not
	having share capital	
A.	Table A	
В.	Table B	
C.	Table C	
D.	Table D	

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78.	MOA should be in form in case of company limited by guarantee and having share capital
A.	Table A
В.	Table B
C.	Table C
D.	Table D
79.	MOA shou <mark>ld be in form in case of a unlimited liability</mark>
A.	Table A
В.	Table B
C.	Table E
D.	None of these
80.	Private Company need not issue prospectus
A.	Yes
В.	No
81.	Prospectus is required to be issued when right issue are made
A.	Yes
В.	No
82.	Prospectus is not required to be issued when sweat equity shares are issued to directors
	And employees
A.	Yes
В.	No
83.	Prospectus is required to be issued when issue is for Employees under Employee stock
	option scheme
A.	Yes
В.	No
84.	When there is a untrue statement in a prospectus who can sue
A.	Subscribed in primary market
В.	Subscribed in secondary market
C.	Rights issue
D.	None of the above

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85. Definition of prospectus was given under which sec.

- A. 2 (30)
- B. 2 (32)
- C. 2 (34)
- D. 2 (36)

	Answer Key													
56	57	58	59	60	61	62	63	64	65	66	67	68	69	70
Α	Α	В	Α	В	D	В	D	В	С	С	Α	Α	D	С
71	72	73	74	75	76	77	78	79	80	81	82	83	84	85
D	Α	С	В	Α	В	С	D	С	Α	В	Α	Α	Α	D

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Unit 4 Capital of the Company

86.	Which of the following are not required to issue prospectus?
A.	Private company
В.	Incase of right issue
C.	Sweat equ <mark>ity is</mark> sue
D.	All the above
87.	The date of the opening of the subscription list means the beginning of thefrom
	the day of the issue of prospectus.
A.	5th
В.	3 rd
C.	10 th
D.	20 th
88.	The minimum application money should be of nominal value.
A.	5%
В.	3%
C.	2%
D.	None of these
89.	The minimum application money should be of nominal value as per SEBI
	guidelines
A.	25%
В.	30%
C.	40%
D.	None of these
90.	Can shares be allotted immediately after the issue of prospectus
A.	Yes
В.	No
C.	None of the above

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91.	The min subscription amount is reckoned with amounts payable in
A.	cash only
В.	kind only
C.	cash as well as kind
D.	None of the above
92.	All money received in the form of application money can be used for business activities
A.	Yes
В.	No
93.	Allotment of shares or debentures must be made after getting subscription
	against entire <mark>public issue as per SEBI guidelines.</mark>
A.	80%
В.	
	100%
D.	None of these
04	If the verticals are deleved by assure they 10 days often this veried. The divestors become
94.	If the refunds are delayed by more than 10 days after this period. The directors become
^	liable to repay the money with how much interest as per SEBI Guidelines.
Α.	10%
	15% 20%
	None of these
υ.	Notice of these
95	Every Company who want to go for public issue and allot shares, they should make an
<i>J</i> J .	applicant to stock exchange
Δ	Yes
	No
٥.	
96.	If the permission has not been granted or not applied for permission for listing through
	stock exchange. The allotment of shares will be void in case of public company

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A. YesB. No

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97.	If the company has not received permission for listing from stock exchange and Repayment of
	amount delayed by more than 8 days the minimum interest should be paid is

- A. 4%
- B. 3%
- C. 2%
- D. none of these
- 98. From the above how much will be maximum interest
- A. 10%
- B. 12%
- C. 15%
- D. None of these
- 99. After the expiry of how much time the company must think that the permission was not granted
- A. 11 weeks
- B. 12 weeks
- C. 10 weeks
- D. None of these

100	As you CERI quidalines the application manay should be minimum of	
100.	As per SEBI guidelines the application money should be minimum of	

- A. 10
- B. 15
- C. 20
- D. 25

						Ar	nswer K	ey						
86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
D	Α	Α	Α	В	Α	В	В	В	Α	Α	Α	С	С	D

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Unit 5 Forfeiture, Surrender & Transfer of Shares

101. One of the conditions, in addition to others, for allotment of shares is:

- A. Resolution in General Meeting
- B. Receiving Minimum Subscription
- C. Full Subscription by Public
- D. Full Payment on Application

102. Forfeiture of shares results in the reduction of:

- A. Subscribed Capital
- B. Authorised Capital
- C. Reserve Capital
- D. Fixed Assets

103. Which one of the following items is not a part of subscribed capital?

- A. Equity Shares
- B. Preference Shares
- C. Forfeited Shares
- D. Bonus Shares

104. At the time of forfeiture of shares the share capital account is debited with

- A. Face value
- B. Called up value
- C. Paid up value
- D. Issued value

Voluntary return of shares for concellation by the shareholders is called

- A. Cancellation of shares
- B. Forfeiture
- C. Surrender of shares
- D. None of these

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106. If the Premium on the forfeited shares has already been received, then Securities Premium A/c should be

- A. Credited
- B. Debited
- C. No treatment
- D. None of these

107. Balance of sha<mark>re fo</mark>rfeiture account is <mark>show</mark>n in the balance sheet under the head

.....

- a. Share Capital Account
- b. Reserve and Surplus
- c. Current Liabilities and Provisions
- d. Unsecured Loans

108. The amount of discount on reissue of forfeited shares cannot exceed:

- A. 5% of the face value
- B. 10% of the face value
- C. The amount received on forfeited shares
- D. The amount not received on forfeited shares

109. Discount allowed on re-issue of forfeited shares is debited to:

- A. Share Capital A/c
- B. Share forfeiture A/c
- C. Statement of Profit & Loss
- D. General Reserve A/c

110. The balance of the forfeited shares account after re-issue of forfeited shares is transferred to:

- A. Statement of Profit & Loss
- B. Share Capital A/c
- C. Capital Reserve A/c
- D. General Reserve A/c

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111. Entry for reissue of forfeited shares at discount will be

A. Bank A/c Dr.

Share Forfeiture A/c Dr.

To Share Capital A/c

B. Bank A/c Dr.

To Share Capital A/c

C. Share Capital A/c Dr.

Share Forfeited A/c Dr.

To Bank A/c

D. Bank A/c Dr.

Share Capital A/c Dr.

To Share Forfeited A/c

112. Which of the following is not true about a private company?

- A. Restriction on the right to transfer its shares
- B. Private company ends with the words 'Private Limited'.
- C. Minimum paid up share capital Rs.1,00,000
- D. Minimum paid up capital is 5,00,000

113. Shares are not convertible.

- A. Equity Shares
- B. Convertible Preference Shares
- C. Both Preference Shares and Convertible Preference Shares
- D. Preference Shares

114. In the situation of ______, a company do not reject any application

- A. Oversubscription
- B. Uncalled share capital
- C. Under subscription
- D. Both Oversubscription and Uncalled share capital

E.

115. What type of shares can be issued at discount?

- A. Both Preference Shares and Equity Shares
- B. Sweat Equity Shares
- C. Equity Shares
- D. Preference Shares

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	Answer Key													
101	102	103	104	105	106	107	108	109	110	111	112	113	114	115
В	Α	С	В	С	С	Α	С	В	С	Α	D	Α	С	В



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Subject –Element of Company Law (205)

Term - II

Unit 6 E-Governance and E-Filing:

116. Who of the following is NOT a major player in e-commerce?

- A. E-merchants
- B. Legal professionals
- C. Vendors
- D. Commerce Service Providers

117. Ability to reach directly to the customer is ----- of e-commerce.

- A. Strength
- B. Weakness
- C. Threat
- D. Disadvantage

118. Electronic tax payment belongs to the category of ----

- A. C2C
- B. B2B
- C. P2P
- **D.** C2G

119. Which of the following is not a stage in the development of e-governance?

- A. Transition phase
- B. Transformation phase
- C. Interaction phase
- D. Transaction phase

120. The facilitator for National e-governance Programme (NeGP) in India is:

- A. Ministry of Human Resources Development
- B. Department of Electronics and Information Technology
- C. Department of E-governance
- D. Department of Administrative Reforms and Public Grievances

Answer Key										
116	117	118	119	120						
В	Α	D	Α	В						

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Class: SYB.COM (2019 Pattern)



Subject –Element of Company Law (205)

Unit 7 Management of Company:

121.	1.	Which one of the following statements is incorrect?
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- A. The statutory minimum age of a director is 18.
- B. There is no statutory maximum age for directors
- C. A company can be a director of another company.
- D. There are no legal qualifications necessary for being a director.

122.	2.	What is the legal minimum number of directors for a private limited compar	ıy?
-------------	----	----------------------------------------------------------------------------	-----

- A. 1
- B. 2
- C. 5
- D. 20

123. What is a shadow director?

- A. A director who has management responsibilities in the company.
- B. A person whose directions or instructions the directors of a company follow.
- C. A person appointed to attend Board meetings and vote in place of a director.
- D. Anyone who acts as a director, although not validly appointed as one.

124. A shareholder who wishes to make a proposal that that a director is dismissed must give the company 'special notice' of their proposal prior to the meeting. How many days notice is required for special notice?

- A. 7
- B. 14
- C. 28
- D. 42

125. Which Act gives the court power to disqualify someone from being a director if they have been guilty of fraudulent trading or have been participating in wrongful trading?

- A. Fraudulent Trading Act 2006
- B. Companies Act 2006
- C. Insolvency Act 1986
- D. Company Directors Disqualification Act 1986

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Subject –Element of Company Law (205)

126	6. Where court action is taken against a director for breach of duty any compensation	
	awarded by the court is payable to:	
A.	The Board of Directors.	
В.	The shareholders.	
C.	The company.	
D.	The creditors.	
127	7. In order to be a company secretary of a private limited company what qualifications	
	must you have?	
A.	A qualified UK lawyer.	
В.	A member of one of the named professions (such as Institute of Chartered Accountants,	
	Institute of Chartered Secretaries and Administrators).	
C.	You need no qualifications.	
D.	Have been a secretary of a public company for at least three years out of the last five.	
128	8. The constitute the top administrative organ of the company.	
A.	General Manager	
В.	Shareholder	
C.	Board of Directors	
D.	Advisory Panel	
129	9. Where company has 3 directors, the maximum remuneration payable to all of them i	s
	% of the annual net profit.	
Α.	5	
В.	10	
C.	20	
D.	25	
130	O. A person cannot act as managing directors of more than Company/	
	companies at a time.	
Α.	One	
В.	Two	
	Three	
	Five	

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Class: SYB.COM (2019 Pattern)

Subject –Element of Company Law (205)

131	Which of the following is NOT a type of company director?								
A.	A supreme director.								
В.	. An executive director.								
C.	A non-executive director.								
D.	A shadow director.								
132	2. In relation to Public limited Companies, the minimum number of directors required is?								
A.	1								
В.	2								
C.	3								
D.	10								
133	B. Age limit of Directors in case of private company is								
A.	65								
В.	70								
C.	75								
D.	No limit								
134	I. Which of the following is a right of the members of a company								
A.	Right to have share								
В.	Right Appoint Auditor								
C.	C. Right Appoint Director								
	All the above								
135	U/s 274 (f) (g) directors are disqualified for how many years.								
A.									
В.	3								
C.	5								
D.	7								
136	6. What is the maximum number of directors mentioned under Act for a Public								
	Company?								
A.									
ь.	7								

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D. No Restriction

C. 15

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Subject – Element of Company Law (205)

Class: SYB.	COM	(2019 Pattern)
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137	. On cor	npletion of 2 terms, an Independent Director can get appointed as ID only after
	a gap of	
A.	2 years	
В.	3 years	
C.	5 years	
D.	10 years	
138	B. A direc	tors election takes place in a general meeting through a separated Resolution
	passed by a	majority.
A.	single .	
В.	two-thirds.	
C.	three-fourths.	
D.	five-sixths .	
139). A part	fr <mark>om the board of d</mark> irectors, a com <mark>pany</mark> can have
A.	only a manage	r.
В.	only a managir	g director .

- 140. Converting physical scrips into computerized ledger accounts maintained by the
- A. Dematerialisation

depository is called

C. both a manager and a managing director .D. either a manager or a managing director .

- B. Rematerialisation
- C. Digitalisation
- D. None of the above

						Ar	nswer K	Cey						
121	122	123	124	125	126	127	128	129	130	131	132	133	134	135
Α	В	В	С	D	С	С	С	В	В	Α	С	D	D	С
136	137	138	139	140										
С	В	Α	D	Α										

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Subject –Element of Company Law (205)

Unit 8 Key Managerial Personnel (KMP)

141. The term Manage as defined by Companies Act, 2013, means _____.

- A. an individual who, subject to the superintendence, control and direction of the Board of Directors, has the management of the Whole, or substantially the whole, of the affairs of a company.
- B. a director who, by virtue of the articles of a company is entrusted with substantial powers of management of the affairs of the company.
- C. a director who, by virtue of an agreement with the company is entrusted with substantial powers of management of the affairs of the company.
- D. None of the above.
- 142. As per Sec. 197(3) of Companies Act, 2013, if in any financial year, a company has no profits or its profits are inadequate, the company shall not pay to its directors, including any managing or whole-time director or manager, by way of remuneration ______.
- A. any sum exclusive of any fees payable to director's u/s 197(5) except in accordance with the provisions of Schedule IV.
- B. any sum exclusive of any fees payable to director's u/s 197(5) except in accordance with the provisions of Schedule V.
- C. any sum inclusive of any fees payable to director's u/s 197(5) except in accordance with the provisions of Schedule IV.
- D. any sum inclusive of any fees payable to director's u/s 197(5) except in accordance with the provisions of Schedule V.
- 143. As per Sec. 197(10) of Companies Act, 2013, the company shall not waive the recovery of any sum refundable to it u/s 197(9) unless ______.
- A. approved by the company by special resolution within two years from the date the sum becomes refundable.
- B. approved by the company by special resolution within six months from the date the sum becomes refundable.
- C. permitted by NCLT.
- D. permitted by the Central Government.

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Subject –Element of Company Law (205)

144.	Maximum period for which a person may be appointed or reappointed at a time as
Man	aging director. Whole time director or Manager in a company shall be

- A. 3 Years
- B. 5 Years
- C. 7 Years
- D. None of the Above

145. Compensation payable u/s 202(1) of companies Act, 2013 to a managing director shall not be paid in which of the following situations?

- A. where the director resigns from his office as a result of the reconstruction of the company.
- B. where the director resigns from his office otherwise than on the reconstruction of the company.
- C. where the office of the director is vacated u/s 167(1).
- D. all of the above.

146. Which of the following is correct in relation to sitting fees of directors as per Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014?

- A. The sitting fees for Independent Directors and Women Directors shall not be less than 1 Lac.
- B. The sitting fees for Independent Directors and Women Directors shall not be more than 1 Lac.
- C. The sitting fees for Independent Directors and Women Directors shall not be less than the sitting fee payable to other directors.
- D. The sitting fees for Independent Directors and Women Directors shall not be more than the sitting fee payable to other directors.

147. Reappointment of Managing director, Whole time director or Manager shall not be made earlier than ______.

- A. 3 months before the expiry of his term
- B. 6 months before the expiry of his term
- C. 9 months before the expiry of his term
- D. 12 months before the expiry of his term

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Subject –Element of Company Law (205)

148	R. Key Managerial Personnel in relation to a company, do not include which of the
	following:
Α.	Chief Executive Officer.
В.	Chief Financial Officer.
C.	Chief Operating Officer.
D.	Manager.
149	As per Sec. 202 of Companies Act, 201 <mark>3, a</mark> company may make payment to
	by way of compensation for loss of office, or as consideration for retirement from office or in
	connection with such loss or retirement.
A.	a managing or whole-time director, but not to any manager.
В.	manager, but not to managing or whole time director.
C.	a managing or whole-time director or manager, but not to any other director.
D.	a managing or whole-time director or manager or any other director.
150	Any payment made to a manager in pursuance of Sec. 202(1) shall not the
	remuneration which he would have earned if he had been in office for the remainder of his
	term or for whichever is
A.	be less than; 3 years; sh <mark>orte</mark> r
В.	exceed; 3 years; shorter
C.	be less than; 2 years <mark>; shorter</mark>
D.	exceed; 3 years; longer
	THE PARTY CONTROL OF
151	
	at the same time.
	one company except in its subsidiary company
	two company except in its subsidiary company
	one company except in its wholly owned subsidiary company
D.	two company except in its wholly owned subsidiary company
152	, , , , , , , , , , , , , , , , , , , ,
	manager in excess of 5% of the net profits of the company, which of the following approval are required?

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B. Board Resolution

A. Board resolution and prior approval of Central Government

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Subject –Element of Company Law (205)

- C. Special Resolution in general meeting.
- D. Ordinary Resolution in general meeting and prior approval of Central Government.
- **153**. A company wants to appoint Mr. X aged 20 years as its Managing director. Which of the following approval will be required as per the provisions of Companies Act, 2013?
- A. Board resolution
- B. Special resolution in general meeting
- C. Prior approval of Central government
- D. Mr. X cannot be appointed a Managing director.

154	I. Company shall fine a	return of appointment of a Managing Director, Whole Time
	Director or Manager within	of the appointment with the Registrar, in Form No.
	·	
A.	30 days; MR 1	
В.	60 days; MR 1	

- C. 30 days; MR 2
- D. 60 days; MR 2
- 155. A managing director, whole-time director or manager shall be appointed and the terms and conditions of such appointment and remuneration payable be approved by the Central Government in case such appointment is at variance to the conditions specified in
- A. Part I of Schedule V.
- B. Part II of Schedule V.
- C. Part III of Schedule V.
- D. Part I and II of Schedule V.
- 156. Key Managerial Personnel in relation to a company, include which of the following:
- A. the chartered accountant.
- B. the cost accountant.
- C. The company secretary
- D. None of the Above

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Subject –Element of Company Law (205)

157. All definitions of Corporate Social Responsibility recognize that:

- A. companies have a responsibility for their impact on society and environment.
- B. the natural environment should be the main focus of CSR activities.
- C. business ethics is a complex issue.
- D. companies must pay equal attention to business ethics and sustainability.

158. Opportunities for social innovation are greatest when:

- A. CSR is aligned with a firm's core skills and capabilities.
- B. CSR spending of a firm is larger than that of its competitors.
- C. CSR is pursued by a firm to improve its reputation.
- D. CSR is pursued by a firm to enhance human capital.

159. What is the main characteristic of the stakeholder approach?

- A. The idea that many different groups have a legitimate interest in the corporation
- B. It is a critical perspective on corporations and business.
- C. A focus on social and environmental responsibilities of a corporation.
- D. The assumption that shareholders are not the main stakeholders in the corporation.

160.		A Whole-time director can be appointed or re-appointed for a term not exceeding
		at
A.	time.	
В.	Two ye	ars

C. Three yearsD. Five years

E. Seven years

						Ar	nswer K	.ey						
141	142	143	144	145	146	147	148	149	150	151	152	153	154	155
Α	В	Α	В	D	С	D	С	С	В	Α	С	D	В	Α
156	157	158	159	160										
С	Α	Α	A-	С										

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161.

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Subject –Element of Company Law (205)

Unit 9 Company Meetings:

The articles of association can be altered by_______.

A. a resolutio <mark>n of t</mark> he boar <mark>d of directors .</mark>
B. an ordinary resolution in general meeting .
C. a special res <mark>olution in gene</mark> ral meeting .
D. obtaining permission from the company law board
162. How many directors of a public company, unless the articles provide otherwise, must
be appointed by <mark>the company in</mark> general meeting
A. All the directors .
B. One half of the directors .
C. Two-thirds of the directors .
D. Three-fourths of the dir <mark>ectors .</mark>
163. Who/what appoints the first directors of a company ?
A. The shareholders in general meeting .
B. The Registrar of companies .
C. The articles of association .
D. The promoters .
WILLIAM CONTRACT
164. A directors election takes place in a general meeting through a separated Resolution
passed by amajority.
A. single .
B. two-thirds.
C. three-fourths.
D. five-sixths .
165. Annual General Meeting can be called by
A. managing director.
B. shareholders.
C. board of directors.
D. company secretary.

DNYANSAGAR ARTS AND COMMERCE COLLEGE, BALEWADI, PUNE45

Subject –Element of Company Law (205)

Class: SYB.COM (2019 Pattern)

166	5. The duties of Company Secretary s regarding company meetings are restricted
	upto
A.	before company meeting.
В.	during company meeting
C. :	after company meeting.
D.	In all the above situations.
167	7. Ar <mark>ticle</mark> s of Ass <mark>ociat</mark> ion can be altered by
Α.	a resolution <mark>of t</mark> he boar <mark>d of d</mark> irectors.
В.	an ordinary <mark>resolution in ge</mark> neral meeting.
C. :	a special res <mark>olution i.n gen</mark> eral meeting
D.	obtaining pe <mark>rmission from the</mark> company law board.
168	3. The notice of general meeting of a company must be given at least
Α.	7 days .
В.	15 days.
C . :	21 days.
D.	30 days.
169	9. General meeting refers to
Α.	Shareholders meetings .
В.	Directors meetings.
C.	Creditors meetings.
D.	Debenture holder mee <mark>tings.</mark>
170	The minutes of the share holder's meeting are to be kept at theoffice of the
	company and must be open to inspection.
A.	registered
B.	divisional
C.	head
D.	none

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Subject –Element of Company Law (205)

Class: SYB.COM (2019 Pattern)

171	The meeting other than statutory and the annual general meeting of the company
	is
A.	extra ordinary meeting
В.	special meeting
C.	board
D.	none of these
172	2. Th <mark>e sta</mark> tutory meeting is required to be held bycompanies
A.	private
В.	public
C.	both
D.	none
17 3	3is t <mark>he proper autho</mark> rity to call annua <mark>l gen</mark> eral meeting.
A.	promoters
В.	manager
C.	board of directors
D.	secretary

174. Annual General Meetings should be held at

- A. Company
- B. Registered office
- C. Corporate office
- D. None of these

175. Notice of statutory meeting should be given with a period not less than

- A. 21 clear days
- B. 14 clear days
- C. 7 clear days
- D. None of these

176. Annual General Meetings should be held at

- A. Company
- B. Registered office
- C. Corporate office
- D. None of these

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Subject –Element of Company Law (205)

Class: SYB.COM (2019 Pattern)

177	' .	Notice of statutory meeting should be given with a period not less than	
A.	21 cle	ar days	
В.	14 cle	ar days	
C.	7 clea	days	
D.	None	of these	
178	3.	No <mark>tice</mark> of statutory meeting should be attested by at least.	
A.	3 dire	ctors	
В.	2 dire	ctors	
C.	3 dire	ctors	
D.	None	of these	
179).	First Annual General Meetings must be held within from the date of	f the
	balar	e sheet	
A.	6mor	hs	
В.	9mor	hs	
	5mor		
		of these	
180).	meeting given an opportunity to the member to know discuss on promot	ion
	& for	nation of the co <mark>mpany.</mark>	
	A. G	eneral	
	В. Е	iM	
	C. S	atutory	
	D. N	one of the above	
181	L.	report is send by the directors to its members.	
	A. S	atutory	
	B. A	dit	
	C. A	nual	
	D. N	one of the above	

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Subject –Element of Company Law (205)

Class: SYB.COM (2019 Pattern)

182	<u>.</u>		In the given below who are not required to hold Statutory General Meeting
	A.	Priv	rate company
	В.	Go۱	vernment Company
	C.	Pub	olic company
	D.	Bot	h (a) & (b)
183	3.		In the given below who are required to hold A.G.M
A.	Pub	olic c	om <mark>pany</mark>
В.	Priv	/ate	com <mark>pany</mark>
C.	Gov	vern	ment c <mark>ompany</mark>
D.	All	the t	three
184	1.		In case of failure to convene the AGM fine is upto Rs
A.	25,	000	
В.	50,	000	
C.	75,	000	
D.	80,	000	
185	5.		In case of continuing default to convene the AGM fine isRs for every day.
A.	250)	
В.	300)	
C.	350)	
D.	400)	
186	ō.		The resolution passed at AGM are
Α.	Vali	id	
В.	Voi		
C.		dabl	e
			initio

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DNYANSAGAR ARTS AND COMMERCE COLLEGE, BALEWADI, PUNE45

Subject –Element of Company Law (205)

Class: SYB.COM (2019 Pattern)

18	7. A company not declare dividend at.
A.	Statutory meeting
В.	Annual general meeting
C.	Extra ordinary G.M
D.	None of the above
18	8 is the official recording of the proceedings of a meeting
A.	Quorum
В.	Minutes
C.	Both a) & b)
D.	None of the above
189	
	every meeting
19	
A.	10
В.	20
C.	30
D.	40
19:	1. Only the directors have the power to call a general meeting.

	Answer Key													
161	162	163	164	165	166	167	168	169	170	171	172	173	174	175
С	С	D	Α	D	D	С	С	Α	Α	Α	В	С	В	Α
176	177	178	179	180	181	182	183	184	185	186	187	188	189	190
C	Δ	B	R	C	Δ	D	Δ	C	Δ	Δ	Δ	R	C	R

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A. TrueB. False

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Subject –Element of Company Law (205)

Unit 10 Revival and Re-habilitation of Sick Companies (S. 253-269)

- 192. A voluntary winding up means winding up by.
- A. Members or Creditors.
- B. Members or Contributors.
- C. Contributories or Creditors.
- D. Share holders or Tribunal.
- 193. In the event of Company being wound up the Tribunal shall prepare list of contributories into.
- A. List A.
- B. List B.
- C. List A and List B.
- D. List A or List B.
- 194. As per Sec.488, Declaration of Solvency of company by the Directors in the case of voluntary winding up may be made within.
- A. 5 weeks of passing resolution.
- B. one month.
- C. 6 months.
- D. None of these.
- 195. The object of winding up of a company by the Tribunal is.
- A. To facilitate the protection of its assets.
- B. To convert the company into private company if it is a public company.
- C. To convert the company into public company if it is a private company.
- D. To change the Memorandum and Articles.

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Subject –Element of Company Law (205)

196	Dividend and interest are
A.	Synonymous terms.
B.	different from each other.
C.	debited to profit and loss account.
D.	divisible profits.
197	. Auditors act as agent of
A. 9	Sharehold <mark>ers.</mark>
В. с	lirectors.
C. p	promoter.
D. (debenture <mark>holder.</mark>

- 198. When can an application be made to Tribunal for constitution of a winding up committee to assist and monitor the progress of liquidation proceedings by the Company Liquidator in carrying out the function?
- A. Within two weeks from the date of passing of winding up order
- B. Within three weeks from the date of passing of winding up order
- C. Within four weeks from the date of passing of winding up order
- D. None of the above.
- 199. When can a winding up order not be called a notice of discharge?
- A. when the business of the company is continued
- B. when the business of the company is closed since 2 years.
- C. On the discretion of the management
- D. till a provisional Liquidator is appointed
- 200. Under what circumstances the meeting of the creditors may be dispensed by the NCLT?
 - A. if 70% of the creditors in value agree and confirm to the scheme by way of affidavit
 - B. if 80% of the creditors in value agree and confirm to the scheme by way of affidavit
 - C. if 90% of the creditors in value agree and confirm to the scheme by way of affidavit
 - D. None of the above

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Answer Key									
191	192	193	194	195	196	197	198	199	200
Α	С	Α	Α	С	Α	Α	В	Α	С

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