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2105N593

Candidate's Seat No : _____

MBA DM / SIBFT Sem.-2 Examination

DM-206

Legal Aspects of Business

May-2025

Time : 2-30 Hours]

[Max. Marks : 70

- Q.1 a)** Distinguish between conditions and warranties. Illustrate how a breach of each affects the rights of the parties in a contract of sale. **07**
- Q.1 b)** Write a detailed note on E-contracts. **07**
- Q.2 a)** A traditional partnership firm, ABC & Co., wishes to convert into an LLP. After conversion, one of the partners hides financial data from the others and bypasses the disclosure of profits. Another partner complains that they were not informed about the process of conversion and are being forced to comply with new rules. Based on the above scenario, answer the following questions: **07**
- a) What is the procedure for conversion of a firm into an LLP?
- b) Is consent of all partners necessary for the conversion?
- Q.2 b)** Discuss the salient features of the Limited Liability Partnership (LLP) Act, 2008. **07**
- OR**
- Q.2** Differentiate between LLP, a traditional partnership firm, and a company. **14**
- Q.3** XYZ Ltd. issued shares to the public. One shareholder complained that the company's directors were acting against the clauses in the Articles of Association (AoA). Another shareholder argued that the company's activities went beyond the object clause in the Memorandum of Association (MoA). Based on the above scenario, answer the following questions: **14**
- a) Distinguish between MoA and AoA with suitable examples.
- b) What is the significance of the object clause in MoA?
- c) Can a company act beyond the scope of MoA or AoA? Explain with reference to the law.
- d) What remedies are available to shareholders in this situation?
- OR**
- Q.3 a)** Who are promoters and what is their legal position under the Companies Act, 2013? **07**
- Q.3 b)** State the legal requirements for incorporation of a company. **07**
- Q.4** Three major cement companies in India secretly agreed to fix prices and restrict output, causing prices to rise artificially. A group of builders filed a complaint with the Competition Commission of India (CCI), alleging cartelization. Based on the above scenario, answer the following questions: **14**
- a) What constitutes cartelization under the Competition Act, 2002?
- b) Discuss the role and powers of the CCI in investigating such practices.
- c) What penalties can be imposed on companies found guilty of anti-competitive

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agreements?

d) Explain how such practices affect consumers and market competition.

OR

- Q.4 a)** What are the key features of the Right to Information (RTI) Act, 2005? **07**
- Q.4 b)** Describe the rights of consumers under the Consumer Protection Act, 1986. **07**
- Q.5** Write any two short notes from the following: **14**
- a) Sale by non-owners
 - b) Taxation of LLP
 - c) Central information commission

.....**End of Paper**.....