

Roll No



**PRESIDENCY UNIVERSITY
BENGALURU**

**SCHOOL OF LAW
MID TERM EXAMINATION - APR 2023**

Semester : Semester IV - 2021

Course Code : LAW119

Course Name : Sem VI - LAW119 - Company Law II

Program : BAL,BBL&BCL

Date : 12-APR-2023

Time : 2PM - 3.30PM

Max Marks : 60

Weightage : 30%

Instructions:

- (i) Read all questions carefully and answer accordingly.*
 - (ii) Question paper consists of 1 part.*
 - (iii) Scientific and non-programmable calculator are permitted.*
 - (iv) Do not write any information on the question paper other than Roll Number.*
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ANSWER ALL THE QUESTIONS

(6 X 10 = 60M)

1. An independent director is a non-executive director of a company who helps the company in improving corporate credibility and governance standards. He does not have any kind of relationship with the company that may affect the independence of his judgment.
Discuss the procedure of the appointment of an Independent Director in accordance with the Companies Act 2013 and Companies (Appointment and Qualification of Directors) Rules, 2014
(CO1) [Comprehension]
2. In a company, shareholders bestow their trust in the company believing that directors while acting as the mind and will of the company in different capacities act to maintain the fiduciary relationship with the company and its members.
Comprehend the above statement to discuss the legal position of a director.
(CO1) [Comprehension]
3. Write a brief note on the following topics:
 - a. Rights of a director
 - b. Removal of a director(CO1) [Comprehension]
4. Write a brief note on the following topics:
 - a. Quorum as a mandatory requisite for a valid meeting
 - b. Voting by Postal Ballot and Poll(CO2) [Comprehension]

5. Mr. Dulquer Salman working as a director in TVR Multiplex Company along with the consent of other directors Mr. Prabhas, Mr. Ram Charan, Mr. Mammooty, and Ors. issued a notice with the intention to propose an extraordinary general meeting for passing a special resolution to cancel the company premium share account. In the meeting, the resolution was altered from the notice mentioned as the account was not cancelled but reduced to a certain amount.

Decide the credibility of the resolution passed with reference to the Companies Act and case laws.

(CO2) [Application]

6. Ms. Sushmita sen had applied online for the Director Identification Number on 20.3.2021. She received her confirmation for DIN on 10.4.2021 with an issue in her application which was resolved by her in 2 working days.

Now Ms. Sushmita wants to withdraw her DIN as she no more wants to be a director at M/S Solo Tyres Company due to her health reasons.

Suggest her the procedure to file DIN and cancellation in light of the above facts .

(CO1) [Application]