

May.- 2011.

Roll No.

Total No. of Questions – 7

Total No. of Printed Pages – 4

Time Allowed – 3 Hours

Maximum Marks – 100

KVS

Answers to questions are to be given only in English except in the case of candidates who have opted for Hindi medium. If a candidate has not opted for Hindi medium, his answers in Hindi will not be valued.

Question No. 1 is compulsory.

Attempt any **five** questions from the remaining **six** questions.

- | | Marks |
|---|--------------|
| 1. (a) What is the law relating to determination of compensation, on breach of contract, contained in Section 73 of the Indian Contract Act, 1872 ? | 5 |
| (b) (I) State whether the following statements are correct or incorrect : | 2×1 |
| (i) An agreement with a minor may be ratified on his attaining majority. | |
| (ii) A cheque marked "Not-Negotiable" is not transferable. | |
| (II) Choose the correct answer from the following : | 3×1 |
| (i) Which one of the following statements is not true about minor's position in the firm : | |
| (a) He can not become a partner in the firm. | |
| (b) A minor and a major can enter into an agreement of partnership. | |
| (c) He can be admitted to the benefits in the firm. | |
| (d) He can become a partner on becoming a major. | |

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(2)

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- (ii) The delivery of goods by one person to another for some specific purpose and time is known as :
- (a) Mortgage
 - (b) Pledge
 - (c) Bailment
 - (d) Charge
- (iii) An agency in which the agent himself has interest in the subject matter of agency is called :
- (a) Agency by estoppel
 - (b) Agency by holding out
 - (c) Agency by necessity
 - (d) Agency coupled with interest
- (c) Explain clearly the concept of "perpetual-succession" and "common-seal" in relation to a company incorporated under the Companies Act, 1956. 5
- (d) What is the law and procedure relating to registration of a non-profit organisation as a company under the Companies Act, 1956 ? 5
2. (a) During the financial year 2010-2011 Mr. Ram was a temporary employee in Ayurved Products Limited and drawing a salary of ₹ 6000/- per month. On the basis of charge of violent behaviour within the premises of the company, he was prevented from working in the company for 60 days pending inquiry. Since there was no adverse conclusion against him, he was reinstated in the service with back salary. He worked for the remaining ten months in that financial year and thereafter resigned from the service. Afterwards, when bonus was paid to other employees, the company refused to pay bonus to Mr. Ram. Decide, whether Mr. Ram will be entitled to bonus under the provisions of the Payment of Bonus Act, 1965 ? 8
- (b) State the elements which create discrimination in employment in the business organisations. 8

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3. (a) ✓ How is the amount of gratuity, payable to employees in a seasonal as well as other establishments, calculated under the provisions of the Payment of Gratuity Act, 1972 ? What is the maximum amount of gratuity payable under the said Act ? 8
- (b) ✓ What are the tips for improving inter-personal skills in a business organisation ? 8
4. (a) ✓ Whether shares at premium can be issued by a company ? What are the purposes for which the share premium account can be used under the provisions of the Companies Act, 1956 ? 8
- (b) ✓ What are the fundamental principles of ethics applicable to the persons of finance and accounting profession ? 4
- (c) ✓ Explain the merits and limitations of oral communication. 4
5. (a) ✓ Point out the differences between a "Cheque" and a "Bill of Exchange" under the Negotiable Instruments Act, 1881. 8
- (b) ✓ State with reasons whether the following statements are correct or incorrect : 2×2
- (i) The responsibility of the corporate management lies towards shareholders only.
- (ii) Creation of proper ethical environment requires a proper understanding of the reasons which lead to an unethical behaviour.
- (c) ✓ "Importance of communication is increasing day-by-day in the business organisations." State the reasons for this increasing importance. 4

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6.	(a) Describe the procedure for converting a private company into a public company under the provisions of the Companies Act, 1956.	8
	(b) State in brief the guidelines for managing ethics and to prevent the need for whistle-blowing in the work place.	4
	(c) What are the characteristics of group personality ?	4
7.	(a) Write a short note on the composition and functions of the Central Board of Trustees under the Employees Provident Fund and Miscellaneous Provisions Act, 1952.	4
	(b) Which documents are required to be filed with the Registrar of Companies at the time of registration of a company under the provisions of the Companies Act, 1956 ?	4

OR

- (a) State the conditions whereunder the issuing of prospectus is not necessary under the provisions of the Companies Act, 1956. *Sec. 25, Not reg. under Co. Act*
- (c) State the pressures which are faced by the finance and accounting professionals in an organisation in the compliance of fundamental principles of ethics.

OR

Write a note on ecological ethics.

- (d) How is "noise" a barrier to effective communication ?

OR

Explain the concept of "Negotiation". What are its techniques ?

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