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SUBJECT

COMPANY LAW

[Company Law](#)>> [PRIVATE COMPANY](#)>> [PROVISIONS NOT APPLICABLE TO A PRIVATE
LIMITED COMPANY](#)

Section	Description of the matter
77	Providing financial assistance for purchasing shares.
81	Further issue of shares to the existing shareholders.
85 to 90	Kind of share capital, voting rights, issue of shares with differential voting rights, etc.
111	Appeal against refusal to register a transfer or transmission of shares.
149	Obtaining commencement of Business Certificate.
165	Holding statutory meeting and forwarding copy of the statutory report to members or to ROC.
170 to 186	Length of Notice for calling General Meeting, contents and manner of Service of Notices, Explanatory Statements, Quorum for meeting, Chairman of meeting, Restrictions of voting rights etc.
192A	Passing of resolution by Postal Ballot.
198	Ceiling on overall managerial remuneration.
204	Restriction on appointment of any firm, body corporate to office or place of profit.
255	A proportion of directors to retire every year.
257	Giving of 14 days notice by a new candidate for office of directorship.
259	CG approval for increasing number of directors beyond 12.
263	Appointment of two or more persons as directors by a single resolution.

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264	Consent to act as director to be filed with Registrar.
266	Restriction on appointment or advertisement of director as regards consent and qualification of shares.
268, 269	CG approval for amendment of any provision relating to appointment/reappointment of a whole-time director/ director not liable to retire by rotation.
273	Holding of share qualification by director and acquiring qualification shares.
274(1) (g)	Default in repayment of deposit or payment of interest will not disqualify a director of a Private Company.
275, 2781	Restriction on person becoming director of more than 15 companies.
292A	Formation of Audit Committee.
293	Restrictions on powers of board of directors in relation to certain acts.
295	Restriction on loans to directors etc.
3001	Restriction on interested directors from participating in the board proceedings and exercising their votes.
309, 310,	Payment of remuneration to the directors or increase
311	in their remuneration.
316	Restriction on number of companies of which a person may be appointed managing director.
317	Restriction on period of appointment of managing director/ manager for more than 5 years at a time.
349/350	Determination of net profit for remuneration of director.
370, 372	Restrictions on giving loans or guarantees to other companies or on making investment in the shares of the other companies (up to 30-10-1998).
372A	Restrictions on giving loans or guarantees to other companies or on making investment in the shares of the other companies (w.e.f. 31-10-1998).
409	Tribunal's power to prevent change in the board of directors.

Note: 1.

Sections 265, 275, 278, 300, 388A and 416 are applicable to a private company, if it is a subsidiary or a holding company of a public company.

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