

**(GCF-19, GCF-20, GCF-21, GCF-22, GCF-23, VCF-4, SCF-8,
NOV-20 PD & GD, Foundation Nov. 19 Rep.)**

DATE: 05.08.2020

MAXIMUM MARKS: 100

TIMING: 3¼ Hours

BUSINESS LAW & BUSINESS CORRESPONDENCE & REPORTING

**Question No. 1 is Compulsory. Answer any four question from the remaining five questions.
Wherever necessary, suitable assumptions should be made and disclosed by way of note
forming part of the answer.**

Working Notes should form part of the answer.

Question 1:

- (a) M promised to pay N for his services at his (M) sole discretion found to be fair and reasonable. However, N dissatisfied with the payment made by M and wanted to sue him. Decide whether N can sue M under the provisions of the Indian Contract Act, 1872?
(4 Marks)
- (b) The Articles of Association of a Limited Company provided that 'X' shall be the Law Officer of the company and he shall not be removed except on the ground of proved misconduct. The company removed him even though he was not guilty of misconduct. Decide, whether company's action is valid?
(4 Marks)
- (c) Give Differences between dissolution of firm & dissolution of partnership.
(4 Marks)

Question 2:

- (a) Explain Corporate veil theory and when this corporate veil can be lifted.
(7 Marks)
- (b) What are essential elements to incorporate LLP?
(5 Marks)

Question 3:

- (a) Give rights of transferee of a partner's interest?
(6 Marks)
- (b) What is effect of subsale or pledge by buyer?
(6 Marks)

Question 4:

- (a) "Compensation is given for remote or indirect loss" Comment?
(4 Marks)
- (b) A received certain goods from B promising to pay Rs. 10,000/- . Later on, A expressed his inability to make payment. C, who is known to A, pays Rs., 6,000/- to B on behalf of A. However, A was not aware of the payment. Now B is intending to sue A for the amount of Rs. 10,000/-. Can B do so? Advise.
(4 Marks)
- (c) Give rules relating to passing of risk?
(4 Marks)

Question 5:

- (a) Explain the reservation of right of disposal of goods?

(5 Marks)

- (b) What are the modes of revocation of offer?

(7 marks)

Question 6:

- (a) Explain the concept of 'misrepresentation' in matters of contract. Sohan induced Suraj to buy his motorcycle saying that it was in a very good condition. After taking the motorcycle, Suraj complained that there were many defects in the motorcycle. Sohan proposed to get it repaired and promised to pay 40% cost of repairs. After a few days, the motorcycle did not work at all. Now Suraj wants to rescind the contract. Decide giving reasons.

(6 Marks)

- (b) Explain Doctrine of Constructive Notice and also give its exception?

(6 Marks)

PAPER : BUSINESS CORRESPONDENCE & REPORTING

The Question Paper comprises of 5 questions of 10 marks each.

Question No. 7 is compulsory. Out of questions 8 to 11, attempt any three.

SECTION-B : BUSINESS CORRESPONDENCE & REPORTING (40 MARKS)**Question 7:**

- (a) Read the following comprehension passages and answer the following questions
Passage 1

The great Acharyas have said that having discovered a great goal, surrender yourself to that goal and act towards it drawing your inspiration from that goal whereby you will get a new column of energy. Do not allow this energy to be dissipated in the futile memories of past regrets or failures nor in the imagined sorrow of the future or the present and thus bring the entire energy focused into activity. That is the highest creative action in the world outside. Thereby the individual who is till now considered most inefficient finds his way to the highest achievement and success.

This is said very easily in a second. But in order to train our mind to this attitude it needs considerable training because we have already trained the mind wrongly to such an extent that we have become perfect in imperfection. Not knowing the art of action, we have been master artists in doing the wrong thing. The totality of activity will bring the country to a wrong end indeed.

If each one is given a car, to achieve an ideal socialistic pattern, and nobody knows driving but everybody starts driving, what would be the condition on the road ? Everybody has equal right on the public road. Then each car must necessarily dash against the other, and there is bound to be a jumble. This seems to be the very apt pattern of life that we are heading to. Everyone of us is a vehicle. We know how to go forward. The point is that intellect is very powerful and everyone is driving but nobody seems to know how to control the mental energy and direct it properly or guide it to a proper destination.

- (1) Which of the following will cause the country to perish?
- (a) Driving cars without proper driving knowledge and skill
 - (b) Directing mental energy to the right destination
 - (c) Wrong deeds performed without proper knowledge
 - (d) Memories of past regrets and failures

- (2) What is the effect of the wrong training of the mind?
 - (a) The art of action is too much emphasised.
 - (b) We have become perfect in all aspects.
 - (c) Each of us could become a master artist.
 - (d) We have become perfect in imperfections.
- (3) The author's chief concern is
 - (a) The car accidents resulting from lack of driving skill.
 - (b) Regulation of energy in a proper direction
 - (c) Discovery of a great goal in life
 - (d) Establishment of socialistic pattern
- (4) Which of the following is the source of energy?
 - (a) Stimulation obtained from a set aim
 - (b) Highest creative action
 - (c) A column that supports a building
 - (d) Proper training of the mind to achieve perfection
- (5) Which of the following could lead to success?
 - (a) Preparing oneself to face the probable sorrows of the future
 - (b) Cherishing the memories of the past
 - (c) Bringing all the energy into activity
 - (d) Being alert about the excitement of present

(5 Marks)

(b) Read the following passage and make proper notes-

By making it optional for cinema halls to play the national anthem before every show, the Supreme Court has at last removed the coercive element it had unfortunately introduced by an interim order in November 2016. Laying down a judicial rule that the anthem must be played on certain occasions in specific places, in the absence of any statutory provision to this effect, was unnecessary and opened the court to charges of over-reach. With the Centre saying this directive could be placed on hold, and that it would set up an inter-ministerial committee to recommend regulations for the presentation of the national anthem, the court has said it is not mandatory to play it in cinema halls. The panel will also suggest changes in the Prevention of Insults to National Honour Act, 1971, or in the Orders relating to the anthem issued from time to time. Justice D.Y. Chandrachud, one of the three judges on the Bench, had at an earlier hearing doubted the wisdom of asking patrons of cinema to visibly demonstrate their patriotism each time they entered a theatre to watch a film, remarking that there was no need for an Indian to "wear his patriotism on his sleeve". He had asked at what point would such "moral policing" stop if it were to be prescribed that some kinds of apparel should not be worn at the movies as they could amount to showing disrespect to the national anthem. The court's order also had some unintended, but not unforeseen, consequences. The audience began looking for signs of 'disrespect' and there were reports of vigilantism, with people beaten up or harangued for not standing up.

(5 Marks)

Question 8:

- (a)** How do cultural barriers affect communication? Explain with examples of your own.

(3 Marks)

- (b)** Change the following sentences into passive voice.

- (i) The students approached the Principal for their rights.
- (ii) Give first priority to studies.

(2 Marks)

(c) Meetings

- (i) As a HR manager, prepare the agenda of an upcoming meeting regarding staff matters.

(5 Marks)**Question 9:**

- (a)** What are the disadvantages of the wheel network?

(3 Marks)

(b) Change the following Direct speech into Indirect speech.

- (i) The teacher praised the girl, 'You have been working hard'
(ii) Uncle said, 'I am unwell'

(2 Marks)

(c) Resume Writing

- (i) Draft a resume for Aditya Narula, who has passed class XIIth, has completed his B.com with distinction and is currently pursuing M.com (final year). Aditya wishes to apply for a job in a small start up which deals with stocks.

(5 Marks)**Question 10:**

- (a)** According to you which are five most important characteristics of effective communication?

(3 Marks)

(b) Change the following to Active voice

- (i) Cake is being eaten by Rajat.
(ii) A conservative lifestyle was led by women in olden days.

(2 Marks)

(c) Letter Writing

- (i) You bought a printer a few days back from a leading chain of electronic stores. Now you found a few defects in its working. Write a letter to the dealer complaining about the problem and requesting him to rectify the problem or replace the printer.

(5 Marks)**Question 11:**

- (a)** Select the correct meaning of the given idioms:

- (i) Well begun is half done
(a) Good start is important
(b) Good ending is important
(c) Half job is easier
(d) Easier said than done
(ii) Save for the rainy day
(a) Use an umbrella
(b) Prevention is better than cure
(c) Life is full of problems
(d) Save for difficult times

- (iii) It's piece of cake
(a) Something too sweet
(b) Easy job
(c) A small bite
(d) Little to eat

(3 Marks)

(b) Select the suitable synonym for the given words:

- (i) Alliance
(a) Associate (b) Estranged (c) Revert
(d) Unwillingness (e) Possibility
(ii) Contingency
(a) Existence (b) Evidence (c) Rebel
(d) Emergency (e) Announce

(2 Marks)

(c) Write an article on the following topics. (Word limit: 300 words)

- (i) Obesity: A growing health hazard amongst youth

(5 Marks)

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