LLM (B)-104

Roll No........................

SCHOOL OF LAW,
HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH (HILSR)
JAMIA HAMDARD, NEW DELHI

LLM 1st Semester Examination, 2024
Law of Corporate Management and Governance

Time: 3 Hours Maximum Marks: 60

Write your Roll No. on the top immediately on receipt of this question paper.
Attempt five questions selecting one from each unit. All questions carry equal marks.

UNIT-I

1. *"Promoters in most Indian entities hold majority shares as India companies are characterized as largely family-driven and dominated by such promoters who also form a part of the board and thus influence and alter practically all decisions of the company"*

   In the light of the above statement, critically evaluate the existing legal provisions with respect to the legal position of promoters of companies in India. (12 Marks)

OR

2. Critically analyse the evolution of "Doctrine of *Ultra Vires*". Evaluate the existing legal framework in India with respect to the consequences of *Ultra Vires* Transactions.

   (12 Marks)

UNIT-II

3. Critically analyse the different theories of relationship of directors with a company highlighting power dynamics between shareholders body and board of directors.

   (12 Marks)

OR

4. Explain critically the position of directors under the existing legal provisions in India. Examine the legal provisions with respect to the rights and duties of directors in the light of numerous corporate scams occurred in India. (12 Marks)

UNIT-III

5. Critically explain the rule in *Foss v's Harbottle*. Analyse the recent judicial trend *vis-à-vis* the rule in *Foss v/s Harbottle.* (12 Marks)

OR

6. Examine the existing legal provision with respect to corporate oppression and mismanagement highlighting few instances of oppression and mismanagement in companies in India. (12 Marks)

UNIT-IV

7. Explain the corporate governance principles as developed by OECD. How far the principles developed by OECD have been adopted in the Companies Act, 2013? (12 Marks)

OR

8. Critically examine the legislative framework in India with respect to corporate governance. (12 Marks)

UNIT-V

9. Critically evaluate the impact of N.R. Narayan Murthy Committee and J.J. Irani Committee *vis-vis* Corporate Governance reforms in India. (12 Marks)

OR

10. Explain the best practices of corporate governance highlighting few national and international case studies of corporate governance. (12 Marks)