

MAY 2011

P/ID 77605/PBE1E

Time : Three hours

Maximum : 100 marks

PART A — (5 × 6 = 30 marks)

Answer any FIVE questions.

All questions carry equal marks.

1. Briefly classify contracts and examine their legal consequences.
2. What is an endorsement? Explain its types.
3. What are the contents of articles of association?
4. Define Strike. Explain various types of strikes and their legality.
5. State and discuss various provisions of Sec. 4 of The Payment of Gratuity Act.
6. What are the purposes for which ESI fund may be expended?
7. Who is competent to a contract? Can any one enter into a contract?
8. What are the conditions for the eligibility of the bonus? When is an employee disqualified from receiving bonus?

PART B — (5 × 10 = 50 marks)

Answer any FIVE questions.

All questions carry equal marks.

9. State and explain the legal rules as to consideration.
10. Briefly explain the conditions and warranties implied by law in a contract for the sale of goods.
11. What are the different kinds of resolutions? Explain.
12. Describe the machineries provided under the Industrial Disputes Act for investigation and settlement of industrial disputes.
13. Briefly explain employees' pension scheme and employees' deposit – linked insurance scheme under P.F. Act.
14. Describe the procedure for fixation and revision of minimum wages.
15. Examine the different modes of discharge of liability of parties to a negotiable instrument.
16. Briefly explain the provisions of companies act with regard to winding up subject to the supervision of the court.

PART C — (1 × 20 = 20 marks)

(Compulsory)

17. (a) An employee was suspended, but after an enquiry, he was reinstated with full back wages. He claimed bonus for the period of suspension. Will he succeed?
- (b) A worker went on leave. He continued to remain absent from duty even after expiry of leave. The employer treated the 'absence from duty with out leave' as breach of continuity of service for the purposes of the Payment of Gratuity Act, 1972. Is the employer justified?
- (c) A minor, son of leading businessman purchased goods worth Rs. 15000 on a credit from a shop known to him. Later minor refused to make the payment. Can the supplier recover the amount from him.
- (d) A public limited company has 15 directors, 4 of whom are not subject to retire by rotation. Is it a validity constituted Board?
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