

Reg. No. _____ Name: _____

APJ ABDUL KALAM TECHNOLOGICAL UNIVERSITY
SECOND TRIMESTER MBA DEGREE EXAMINATION JANUARY 2018

MBA 26 BUSINESS LAW

Max. Marks: 60

Duration: 3 Hours

PART A

Answer all questions. Each question carries 2 marks

1. All agreements are not contracts but all contracts are agreements .Discuss?
2. Discuss the Doctrine of Ultravires? Can an act which is ultra vires be regularised by ratifying it subsequently?
3. Who is a holder in due course?
4. "Ex nudo pacto non oritur actio". Discuss and state its exceptions.
5. What is the object underlying Industrial Disputes Act 1947?

(5x2 marks = 10 marks)

PART B

Answer any 3 questions. Each question carries 10 marks

6. Explain the salient features of limited liability partnership? Discuss the essential requirements for incorporation and the extent of liability of partners.
7. Explain the characteristic features of a company and also examine the legal status of a promoter.
8. Explain the terms Strike and Lock-out under Industrial Disputes Act . When does a Strike or Lockout become illegal?
9. Examine the essentials and formation of E –Contract.
10. Discuss Condition and Warranty. Explain the Conditions and Warranties implied by law in a contract for sale of goods and discuss how its breach affects a contract.

(3x10 marks = 30 marks)

PART C

Compulsory question, the question carries 20 marks

11. Anand, entered into contract with Dinesh on behalf of a P &B Company, intended to be formed. The company when duly formed ratified the contract. After sometime the company went into liquidation. Dinesh sued Anand upon contract. Anand pleaded that the liability passed to the company on ratification. Decide?

Issues involved:

- a. Whether company can ratify a contract which was entered into before its incorporation.
- b. Whether the liability can be pass to company on such ratification.
- c. Whether there exist a principal agent relation between Anand and P&B Company.
- d. Whether this ratification violat of the principles of agency by ratification.

(20 marks)
