

**C.A.  
FINAL**

**NOVEMBER 2020**

**ANALYSIS OF**

**PAPER 4:**

**Corporate &  
Economic Laws**

**J.K. SHAH<sup>®</sup>**  
CLASSES

## General Overview of Paper

QUESTION NO	COMPULSORY/OPTIONAL	MARKS
Part I	M.C.Q.	30
Part II	Descriptive Questions	
Q – 1	Compulsory	14
Q 2 to Q 6	Any 4 out of 5	78
<b>Total (including Options)</b>		<b>118</b>

# Paper vis-a-vis JKSC Material


Total Marks including Options	118
Less: MCQ Marks	30
Total Marks excluding MCQs	88
Marks from JKSC Material	88
<b>% of Marks Same/Similar/Partially Similar to JKSC Material</b>	<b>100.00%</b>

**We are happy to share with you  
that 100% of the paper was  
same/similar / partially similar  
to JKSC material**



**Q.NO.**

**1. (a)**




**COMPULSORY  
QUESTION**

## Analysis

### Chapter: Appointment and remuneration of managerial personal

#### Analysis of Topics Covered

- |    |  |
|----|--|
| 1. | Whether payment to CEO, MD, Non executive directors form part of overall managerial remuneration     |
| 2. | Insurance premium paid by company if director found guilty is included in remuneration or not        |
| 3. | Who will approve remuneration of director who is not independent director and not executive director |



**COMPULSORY  
QUESTION**

**Q.NO.**

**1. (b)**

## Analysis

### Chapter: Meetings of board and its power

#### Analysis of Topics Covered

- |    |  |
|----|--|
| 1. | No specific value required by act for meeting through video conferencing |
| 2. | Statutory registered to be kept at meeting for signing by directors      |
| 3. | No e-mode allowed if no video facility                                   |



**Q.NO.**  
**2. (a)**

**Analysis**

**Chapter: Compromise, arrangement and amalgamation**

Analysis of Topics Covered

1. Section 230-Process for compromise, contract between company and creditor





**Q.NO.**  
**2. (b)**

**Analysis**

**Chapter: Compromise, arrangement and amalgamation**

Analysis of Topics Covered

1. Section 236-When minority shareholder takeover is there, shareholders having atleast 75% of minority can negotiate





**Q.NO.**  
**2. (c)**

Analysis	
<b>Chapter: Foreign Exchange Management Act, 1999</b>	
Analysis of Topics Covered	
1.	Whether given transactions are current account transactions?



**Q.NO.**  
**2. (c)**

<b>Analysis</b>	
<b>Chapter: SARFAESI Act,2002</b>	
Analysis of Topics Covered	
1.	In 60 days from notice borrower has to pay debt
2.	If not paid then actions which lender can take



**Q.NO.**  
**3. (a)**

<b>Analysis</b>	
<b>Chapter: Miscellaneous Provisions</b>	
Analysis of Topics Covered	
1.	Company has to pay liabilities even after striking off the name
2.	Appeal against order of striking off
3.	When ROC can restore the name of such company
4.	In which time tribunal may allow appeal
5.	Can name of section 8 company be removed?



**Q.NO.**  
**3. (b)**

## Analysis

### Chapter: Prevention of money laundering act,2002

#### Analysis of Topics Covered

- |    |   |
|----|---|
| 1. | Beneficial owner definition                                   |
| 2. | Which kind of business comes under financial institution      |
| 3. | Provisions for maintenance of record by financial institution |
| 4. | Can civil court interfere matter of tribunal in these cases   |
| 5. | Can any court insert injunction for matters in tribunal       |





**Q.NO.**  
**4. (a)**

**Analysis**

**Chapter: SEBI (LODR) regulations, 2015**  
Analysis of Topics Covered

- |    |  |
|----|--|
| 1. | In audit committee minimum 2/3rd independent director                  |
| 2. | Atleast one member should be expert in financial or accounting matters |



**Q.NO.**  
**4. (b)**

**Analysis**

**Chapter: Securities Contract Regulation Act, 1956**

Analysis of Topics Covered

- |    |  |
|----|--|
| 1. | Can recognised stock exchange delist any company |
| 2. | Grounds of delisting                             |



**Q.NO.**  
**4. (c)**

**Analysis**

**Chapter: Foreign Contribution  
(Regulation) Act,2010**  
Analysis of Topics Covered

- |    |  |
|----|--|
| 1. | Salary from abroad by editor in newspaper allowed? |
|----|--|





**Q.NO.**  
4. (d)

**Analysis**

**Chapter: Arbitration and conciliation Act, 1996**

Analysis of Topics Covered

- |    |  |
|----|--|
| 1. | Whether arbitration is compulsory in case of dispute between two traders |
|----|--|





**Q.NO.**  
**5. (a)**

**Analysis**

**Chapter: Liquidation of companies**

Analysis of Topics Covered

1. | Fraudulent preference made within 6 months prior to winding up petition date



**Q.NO.**  
**5. (b)**

**Analysis**

**Chapter: Special Court**

Analysis of Topics Covered

1. Special court can not take cognizance of offence suo moto



**Q.NO.**  
**5. (c)**

## Analysis

### Chapter: Insolvency and banckruptcy code,2016

#### Analysis of Topics Covered

- |    |   |
|----|---|
| 1. | Shares of subsidiary company to be included in liquidation estate |
| 2. | How to deal with demand of unsecured financial creditor           |
| 3. | Can operation creditor succeed to get arbitral award              |





**Q.NO.**  
**6. (a)**

## Analysis

### Chapter: Appointment and qualification of director

#### Analysis of Topics Covered

1.	Section 165-Maximum in 10 public company
2.	Can remuneration be enhanced in case of loss
	OR
1.	Casual director
2.	Validity of tenure of additional director





**Q.NO.**  
**6. (b)**

**Analysis**

**Chapter: Appointment and qualification of director**

Analysis of Topics Covered

1. Section 151-Small Shareholder director



**Q.NO.**  
**6. (c)**

## Analysis

### Chapter: Prevention of money laundering act,2002

Analysis of Topics Covered

1. Can insolvent accused whose property was attached make appeal to tribunal



**Q.NO.**  
6. (d)

## Analysis

### Chapter: Insolvency and bankruptcy code, 2016

#### Analysis of Topics Covered

1. Moratorium Period
2. Can necessary supply be made in moratorium?





# J.K. SHAH<sup>®</sup>

## CLASSES

For Enquiries & Admissions, please call between 10.00 AM to 7.00 PM

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**Thank  
You**

