

Register No.: Name.:

SAINTGITS COLLEGE OF ENGINEERING (AUTONOMOUS)

(AFFILIATED TO APJ ABDUL KALAM TECHNOLOGICAL UNIVERSITY, THIRUVANANTHAPURAM)

FIRST SEMESTER MBA DEGREE EXAMINATION (R), DECEMBER 2023 (2021 Scheme)

Course Code : 21MBA115

Course Name: Legal Systems for Business

Max. Marks : 60

Duration: 3 Hours

PART A

(Answer all questions. Each question carries 2 marks)

1. Define the term "Contract" as per Indian Contract Act 1872.
2. Explain a One Person Company under Companies Act 2013.
3. Summarize the "Test of Partnership".
4. Define unpaid seller.
5. Compare Lockout and Retrenchment.

PART B

(Answer any 3 questions. Each question carries 10 marks)

6. Businesses created by written or spoken agreements to be legally binding need to fulfill legal requirements. Explain the essentials of a valid contract.
7. Richard is setting up a private company to run a software development business. As a startup consultant brief the procedure to be followed by Richard with respect to the Incorporation of a Company as per Company Act 2013.
8.
 - a. Explain the salient features of Limited Liability Partnership. (5 Marks)
 - b. Identify the circumstances under which a banker would be justified in Dishonoring a Cheque. (5 Marks)
9.
 - a. Examine the rights and duties of buyer and seller. (5 Marks)
 - b. Explain the implied conditions and warranties to be set out in a Contract of Sale in order to determine the remedies in case of breach of Contract. (5 Marks)
10. Outline the legal provisions under the Factories Act 1948, with regard to maintaining health, safety, welfare at workplace.

PART C

(Compulsory question, the question carries 20 marks)

11.
 - a. Mr and Mrs Kamajit brought their minor son Harjot with high fever to the Spring Meadows Hospital. Harjot was examined by Dr. Bhutani and was advised to be admitted as an inpatient in the hospital. Doctor diagnosed that

he was suffering from typhoid and asked Miss Bina Mathew a nurse to administer an injection which she noted down as Inj.Lariago on a piece of paper as the child was already taking Lariago syrup. Immediately on being injected Harjot collapsed as a result he suffered from cardiac arrest. He was kept alive on the manual ventilator but his condition did not improve. Mr and Mrs. Kamajit moved the Delhi State Consumer Commission stating that Harjot has suffered irreparable damage due to negligence and deficiency on the part of the hospital authorities and claimed Rs 25 Lakh as compensation.

1. Are Mr. and Mrs Kamajit consumers on behalf their minor son under Consumer Protection Act? Define a “Consumer” as per Consumer Protection Act, 1986. Are they eligible to get compensation? Why?
(5 Marks)

2. Consumers are kings, but today the consumers are being exploited by many unscrupulous, duplication, adulteration, defective packing, and misleading advertisements. In order to protect their interest explain the various Consumer Redressal Forums established under the Consumer Protection Act, 1986.
(5 Marks)

b. In today’s digital age electronic contracts have become increasingly important in business transactions. Explain an E-contract and its features, its types, and how E-contracts are formed.
(5 Marks)

c. Examine the guidelines and requirements which need to be fulfilled by the employer as well as other responsible persons or institutions with respect to Prevention, Prohibition and Redressal of Sexual Harassment of women at workplace.
(5 Marks)