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V. S. Gopal
Dr. Sumathi Gopal
Maya Gopal

Business Law-II

S.Y. B.F.M. Semester-IV



Coordinator, IQAC
NCRD'S Sterling College of Arts,
Commerce & Science
Nerul - 400 706.



Principal
NCRD'S Sterling College of Arts, Commerce & Science
Nerul, Mumbai - 400706

Prepared as per the new syllabus for 75:25 pattern Credit Based Semester and Grading System which is into effect from the academic year 2016-2017.

BUSINESS LAW – II

S.Y. B.F.M. (Semester – IV)

Mr. V.S. GOPAL

M.Com, L.L.M., ACS, M.M.S. (JBIMS)

Legal & Management Consultant,

V.E.S's College of Arts, Science & Commerce, Chembur, and Mumbai.
Padmashree Dr. D. Y. Patil Institute of Management Studies.

Dr. SUMATHI GOPAL

M.Com, L.L.M. Ph.D.

Advocate High Court, Mumbai, Senior counsel & Arbitrator,
NCRD's Sterling College of Arts, Commerce & Science, Nerul,
S.I.E.S. College of Commerce & Economics, Sion (E),
Jhunjhunwala College of Arts, Science & Commerce Ghatkopar,
Gurunanak Institute of Management Studies (Matunga).

ADV. MAYA GOPAL

L.L.M., B.L.S., Diploma in cyber Law

Advocate High Court, Mumbai.

Jhunjhunwala College of Arts, Science & Commerce Ghatkopar.

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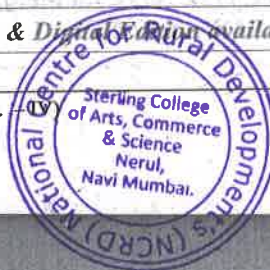
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Coordinator, IQAC
NCRD'S Sterling College of Arts,
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Preface

It gives us great pleasure to present to the student community the revised syllabus in a very comprehensive and lucid manner and enabling the students to know the subject to the point. Having been associated with the BFM Programme right from the beginning we have realized the need for the simplified approach to the understanding of law. For the students of BFM Programme semester III in Business Laws should provide an insight of various beneficial social legislative measures for the building up of the good industry force. We are confident that this book will enable the students to understand the subject and act upon them accordingly. The present book is an effort made by the authors to present the case study and legal interpretation in a very lucid manner. At the end of each chapter we have included self Study to enable the student to solve and revise during examination as suggestive measures. The book offers a combination of proper presentations and methods to remember. The book is, therefore, a complete, comprehensive, up-to-date for the students. Student comprehensively going through the book can expect success in the examination.


We request all the readers including professor and students to give their valuable feedback which will be of great help to us. The readers may mail their feedback to adv.sumathigopal@gmail.com

With Best Wishes

V. S. Gopal

Dr. Sumathi Gopal

Maya Gopal


Coordinator, ICAC
NCRD'S Sterling College of Arts,
Commerce & Science
Nerul - 400 706.




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Nerul, Navi Mumbai - 400706

Syllabus

2.4.5 Business Law – II

Modules at a Glance

Sr. No.	Modules	No. of Lectures
1.	Companies Act, 2013	15
2.	IPR, copyrights and trade marks	15
3.	Partnership Act, 1932	15
4.	Consumer Protection Act, 1986 and Competition Act, 2002	15
	Total	60

Sr. No.	Modules / Units
1.	Companies Act, 2013 <ul style="list-style-type: none">• Company and its formation, Definition and Nature of Company, Advantages and Disadvantages of a Company, Lifting of Corporate Veil with cases, Promoters and preliminary contracts (S.92-93), Types of Companies. (Meaning and Concepts Only) Chartered Companies Statutory Companies, Registered companies under the Act. OPC (S. 3(1)), Companies limited by shares, Companies Limited by guarantee, Private Company, Public Company, Producer Companies (Sec 581 A to 581 Z-) Formation of Companies with charitable objects (Sec. 8), Holding Company and Subsidiary company, Small Company (S. 2(85)) Dormant Company (S.455) Documents and procedure for Incorporation of Company, Effect of Incorporation.(S.9)• Membership of a Company : Who can become member, Modes of acquiring membership, Cessation of membership, Rights and Liabilities of Members• Memorandum of Association and Articles of Association : Meaning, Concept, Clauses, effects of Memorandum and articles, Doctrine of Ultra Vires, Doctrine of Indoor Management, Doctrine of Constructive Notice.• Prospectus : Meaning (S.2) When to be issued, When not required, Various kinds of prospectus, legal framework for issuance of Prospectus, Contents of Prospectus, Private Placements

Coordinator, ICAC
NCRD'S Sterling College of Arts,
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	<ul style="list-style-type: none"> Classification of Directors, women directors, independent director, small shareholder's director, disqualification of a director, Director Identification number, appointment, Legal position, powers and duties, Position of director as key managerial personnel, managing director, manager. Meetings : Various types of meeting of shareholders and board, convening and conduct of meetings, postal ballot, meetings through video conferencing, e-voting.
2.	IPR, copyrights and trade marks
	<ul style="list-style-type: none"> Intellectual Property rights in India Introduction and Types. Patents - Meaning, Salient features of Patent Conditions for an invention to be patented, what is Patentable, What is not patentable? Procedure for Obtaining a Patent, Opposition to Grant of Patent (S. 25, 26) Term of Patent, How does a patent expire? Remedies available to the Patent Owner for Infringement of Patent Rights. Copyrights : Meaning (S. 14) Copy right Board and registration of Copy right (S. 11, S.44-50) Term of Copy right (S. 22-29) What works are protected, rights, who owns the rights and duration. Meaning of Fair use. Infringement of Copy rights and remedies (S. 51-55,57,58,63,64,65) Trade - marks, Meaning Concept, functions of Trade mark, Types of Trade Marks, Trademarks that cannot be registered Registration of Trade Mark, Procedure for Registration of TM, Infringement and remedies, passing off, service marks.
3.	Partnership Act, 1932
	<ul style="list-style-type: none"> Indian Partnership Act, 1932 (Sections,4,5,6,7,8,14 & 39-55) : Definition, Essentials, Types) of Partnerships and types of Partners Test of partnership, and Sharing of profits is not the real test of partnership (Sec6), Partnership deed, and property of the firm, Reconstitution of Partnership firms, Dissolution of the firm. Limited Liability Partnership, 2008 : Definitions (S.2), Body corporate, Business, Partner. Concept, Salient features, Nature of LLP (Ss-3-10) Distinction between LLP and partnership, and LLP and LLP and Company Extent and limitation of liability of LLP and its partners (Ss. 26-31) Conversion to LLP (Ss. 55-58) Winding up and Dissolution of the LLP (Ss. 63-65)
4.	Consumer Protection Act,1986 and Competition Act, 2002
	<ul style="list-style-type: none"> Consumer Protection Act, 1986 and Competition Act, 2002 : Introduction, Definitions : Consumer, Defect, Deficiency and unfair trade practices, manufacture, Consumer Councils. Consumer Protection Redressal Agencies- Jurisdiction. Penalties for frivolous complaints. Competition Act, 2002 : Objectives of the Act, Salient features-Anti Competitive Agreements. Prevention of abuse of dominant position, Combination, Competition Advocacy, Competition Commission of India.

Sumathi Gopal

Coordinator, IQAC
NCRD'S Sterling College of Arts,
Commerce & Science
Nerul - 400 708.



Principat
NCRD'S Sterling College of Arts, Commerce & Science
Nerul, Navi Mumbai - 400708

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Sumathi Gopal

Coordinator, IQAC
NCRD'S Sterling College of Arts,
Commerce & Science
Nerul - 400706.



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Nerul, Navi Mumbai - 400706



NATURE, FEATURES, INCORPORATION OF COMPANY

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SYNOPSIS

- 1.1 Definition
- 1.2 Essential Features or Characteristics or Advantages of Incorporation
- 1.3 Disadvantages of Incorporation
- 1.4 Lifting of a Corporate Veil
- 1.5 Formation of a Company
- 1.6 Certificate of Incorporation or Registration
- 1.7 Classification Or Types Or Kinds of Company
- 1.8 Formation of company with Charitable Objects
- 1.9 Distinctions
 - 1.9.1 Public & Private Company
 - 1.9.2 Company & Partnership

Free!!!

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Sunil G. Paul
 Coordinator, IQAC
 NCRD'S Sterling College of Arts,
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 Nerul - 400 706.



Sunil G. Paul
 Principal
 NCRD'S Sterling College of Arts, Commerce & Science
 Nerul, Navi Mumbai - 400706

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About the Authors

Mr. V. S. Gopal

He is an Educationist, Legal Consultant and Corporate Trainer. Has been teaching for last 3 decades in Principles of Management, Business Laws, Industrial Laws, Organizational Development, Human Resources Development, Management Audit, Banking Laws and Insurance. He has more than 3 decades working experience in MNC banks, MNC Companies and Logistics companies and Non Banking Financial Institutions. He has presented research papers in National & International Conferences and conducted many Seminars in Personality Development at National Level.

Dr. Sumathi Gopal

She is an Educationist, Legal Consultant and Practicing Advocate in High Court of Mumbai, Senior Counsel and Arbitrator. She has been practicing in Banking Laws, Civil Laws, and Insurance Laws and Labour laws for last 26 years. She has more than 20 years teaching experiencing in Business Laws, Principles of Banking and Insurance, Industrial Laws, Laws relating to Banking and Insurance Labour Laws and Legal aspects of Business. Her PhD research is a combination of Bank Management and Banking Laws. She has presented research papers in National & International Conferences. She has published many articles in law journals other relate books. She has published various Law books not only for Mumbai University programme but also for Gujarat University.

Miss. Maya Gopal

She is an Educationist, Legal Consultant and Practicing Advocate in High Court of Mumbai, Senior Counsel and Arbitrator. She has been practicing in Consumer, Labour, Family, Company & Property matters. She has presented research papers in National & International Conferences. She has published many articles in law journals other relate books. She has been teaching for Masters in Entertainment & Media Program & Bachelor of Vocational Program (BVOC) for Financial Market & Real Estate.



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Sumathi Gopal
Coordinator, IQAC
NCRD'S Sterling College of Arts,
Commerce & Science
Nerul - 400 706.

Unit No.4, Ground Floor, Lalwan Industrial Estate, 14, C.D. Ambekar Marg, Wadala, Mumbai-400 031
Tel.: (022) 6662 4553, 6662 4574, Fax: 6662 4556, e-mail: support@shethpublishers.com

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Maya Gopal
Principal
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