

**GUJARAT TECHNOLOGICAL UNIVERSITY**  
**MBA – SEMESTER –IV-EXAMINATION – WINTER-2022**

**Subject Code: 4549281****Date: 13/12/2022****Subject Name: Legal Aspects of Business****Time:10:30 AM to 01:30 PM****Total Marks: 70****Instructions:**

1. Attempt all questions.
2. Make suitable assumptions wherever necessary.
3. Figures to the right indicate full marks.

- Q.1** Explain the terms: **14**
- (a) Agency
  - (b) Complaint
  - (c) Quorum
  - (d) Digital Signature
  - (e) Environmental Impact Assessment
  - (f) Passing Off (in case of Trademark)
  - (g) GST
- Q.2** (a) Define Contract. There are certain essential conditions one need to follow to create a valid contract – discuss. **07**
- (b) Discussion the provisions regarding competencies of parties to enter into a contract. **07**
- OR**
- (b) “A company is an artificial person created by law, having a separate entity with a perpetual succession and a common seal.” Discuss the above statement and explain the characteristics of a company. **07**
- Q.3** (a) Discuss main provisions of a partnership act. **07**
- (b) Who can be a trustee as per Indian Trust Act? Discuss the rights and liabilities of a trustee? **07**
- OR**
- Q.3** (a) What are the consequences for misstatements in prospectus? **07**
- (b) Differentiate holder and holder in due course. What are the conditions for and privileges of holder in due course. **07**
- Q.4** (a) Highlight the main provisions of Consumer Protection Act in detail. **07**
- (b) “No one can pass or transfer a better title than he himself possesses”- Comment. **07**
- OR**
- Q.4** (a) Explain the process of obtaining a Patent. **07**
- (b) Explain Cyber-crime and their remedies. **07**

**Q.5** Vikram is setting up an industry. Towards this end, he has to hire the services of an industrial engineering consultant. Rajesh is one such consultant. The two come together.

Explore the following two different agreements between them.

**Agreement 1:** Rajesh agrees to prepare a project report for a fee of Rs.1 lakh. Vikram gets a perfectly fine report from Rajesh but pays him only Rs.70,000.

**Agreement 2:** Rajesh is Vikram's tenant. Rajesh agrees to prepare a project report for Vikram and in return, Vikram promises not to file a suit for evicting Rajesh from the house. Vikram gets a perfectly fine report from Rajesh, but despite this, he files a suit to evict Rajesh from his property.

- (a) Identify the consideration for each of the parties in the above agreements. **07**  
(b) Which among the above agreements are contracts? List out the essentials among them. **07**

**OR**

- Q.5** (a) A chemical factory is running business of manufacturing of plastic granules. The waste out of the process which is partly hazardous is directly disposed off at the shores of the sea. Is it right way of disposing off the waste? What are the provisions of water pollution & environment protection act related to this hazardous waste disposal? **07**  
(b) Mrs X lost her husband in an accident. She was living separate from her husband but not divorced. Her brother in law did not allow her to do funeral (crimination ceremony) of her husband until she signed property papers in favor of her brother in law. What she can do later? Explain the root cause of the case to solve the case keeping in mind the provisions of the law. **07**

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