

Roll No.

Time allowed : 3 hours

Maximum marks : 100

Total number of questions : 6

Total number of printed pages : 6

NOTE : Answer **ALL** Questions.

PART-I

1. (a) Enumerate the functions of Reserve Bank of India. Among them, explain the banking functions of Reserve Bank of India. *(2+3=5 marks)*
- (b) Describe the modes through which a person can accept Foreign Contribution, under Section 4 of the Foreign Contribution (Regulation) Act, 2010. *(5 marks)*
- (c) Explain the following with reference to External Commercial Borrowing (ECB) :
 (I) Change of currency of borrowing
 (II) Limit and Leverage. *(5 marks)*
- (d) Under what circumstances can Banks remit winding up proceeds of Companies under liquidation as per Foreign Direct Investment–Regulation and Policy ? *(5 marks)*

Attempt all parts of either Q. No. 2 or Q. No. 2A

2. (a) Explain the composition of 'Committee on Quality Complaints and Trade Disputes' (CQCTD) under the India's Foreign Trade Policy and Procedure. *(4 marks)*

427

: 2 :

(b) What are the documents required for sale of shares by a 'Person Resident outside India' to a 'Person Resident in India' as per the Foreign Direct Investment—Regulation and Policy ?

(4 marks)

(c) Why was Foreign Exchange Management Act, 1999 enacted ? What are the key aspects dealt under the Foreign Exchange Management Act ?

(4 marks)

(d) What is a Special Economic Zone ? What are the guidelines for notifying Special Economic Zone ?

(4 marks)

(e) State the permissible sources for funding Overseas Direct Investment.

(4 marks)

OR (Alternative question to Q. No. 2)

2A. (i) Explain the "Manner of Repatriation" of Foreign Exchange as per the Foreign Exchange Management Act, 1999.

(4 marks)

(ii) Explain the Power of Reserve Bank of India to 'Prohibit Acceptance of Deposit and Alienation of Assets' by Non-Banking Financial Companies (NBFCs).

(4 marks)

(iii) Discuss the provisions for Liberalized Remittance Scheme with respect to remittances for making tour arrangements or for providing hotel accomodation for foreign tours.

(4 marks)

: 3 :

(iv) What is the 'Mode of Payment' by a person resident in India for making Overseas Direct Investment as per Foreign Exchange Management (Overseas Investment) Rules, 2022 ?

(4 marks)

(v) What are the privileges of status holder under the Foreign Trade Policy and Procedure ?

(4 marks)

PART-II

3. (a) Explain 'tie-in agreement' and 'exclusive supply agreement' under the Competition Act, 2002.

(b) Discuss the factors to be considered by Competition Commission of India while determining whether an agreement has appreciable adverse effect on Competition ?

(c) Explain the provision of appeal, filed against the order of the Appellate Tribunal, under the Competition Act, 2002.

(d) State the penalty provisions for failure to comply with directions of Competition Commission and Director General under Section 43 of the Competition Act, 2002.

(e) What is cartel ? What are conditions conducive to cartel ?

(3 marks each)

427

: 4 :

4. (a) Who is authorized to pass an order for division of an enterprise which is enjoying dominant position under the Competition Act, 2002 ? Explain the provisions with regard to division of enterprise enjoying dominant position.

(b) Explain the stages involved in the procedure for investigation of combination by the Competition Commission of India under Section 29 of the Competition Act, 2002.

(5 marks each)

PART-III

5. (a) Sankalp is a lunatic but he appears to be normal. Amit enters into an agreement of sale and purchased Sankalp's flat for 34 Lakhs, the market price of which is 54 lakhs. Examine the validity of agreement under the Indian Contract Act, 1872.

(4 marks)

(b) Deonath, the testator, gave his estate to his son, Rangnath, with a condition that if he wanted to sell the property, he would first give an option to testator's wife, Vishnupriya, who should be able to buy it for 3 lakhs. When testator died the market value of property was 15 lakhs. Examine the validity of this transfer, under the Transfer of Property Act, 1882.

(4 marks)

(c) Anurag purchased a bottling machine and appointed Anuj exclusively to operate the machine. Explain, whether Anurag is a consumer under Consumer Protection Act, 2019. If he purchases and operates the machine by himself, will he be considered as consumer.

(4 marks)

: 5 :

(d) 'P' bought black yarn from 'D' and when delivered, found it damaged by the white ants. P rejected the yarn received by him, while D demands the payment, on the plea that P has been given an opportunity to examine the product. Advise the remedy available to P, under the Sale of Goods Act, 1930.

(4 marks)

(e) 'A' contracts to sell 'B', a piece of land consisting of 100 *bighas*. It turns out that 98 *bighas* of the land belongs to 'A' and the two remaining *bighas* to a stranger, who refuses to part with them, so, a dispute arises between 'A' and 'B'. What is the remedy available to 'A' and 'B' under the Specific Relief Act, 1963 ?

(4 marks)

Attempt all parts of either Q. No. 6 or Q. No. 6A

6. (a) Distinguish between seizure and confiscation under the Essential Commodities Act, 1955.

(b) State the penalty provisions for manufacturing or selling weight or measure, which does not conform to standards of weight/measure as specified under Section 27 of the Legal Metrology Act, 2009.

(c) Define 'Internal Development works' and 'External Development works' under the Real Estate (Regulation and Development) Act, 2016.

(d) Distinguish between 'Co-ownership' and 'Partnership'.

(e) What are the impacts of money laundering on economic development ?

(3 marks each)

427

: 6 :

OR (Alternative question to Q. No. 6)

6A. (i) Explain the meaning of ambiguous instrument under the Negotiable Instruments Act, 1881.

(ii) State the provisions relating to 'Possession of property' for which the order of confiscation has been passed under the Benami Transactions (Prohibition) Act, 1988.

(iii) Explain the liability of Product Service Provider under Section 85 of the Consumer Protection Act, 2019.

(iv) X promises to deliver a horse to Y on a certain day on payment of ₹ 1,000. X dies before that day. Y asks Z, who is the son of X and also his legal representative to deliver the horse but Z refuses to do so. What is the remedy available to Y under the provisions of Indian Contract Act, 1872 ?

(v) Explain the doctrine of Lis Pendens under the Transfer of Property Act, 1882.

(3 marks each)

————— o —————