

INTERMEDIATE EXAMINATION

December 2013

I-P6(CIA)

Syllabus 2008

Commercial and Industrial Laws and Auditing

Time Allowed: 3 Hours

Full Marks: 100

The figures in the margin on the right side indicate full marks.

*Please : (i) Answer all bits of a question at one place
(ii) Open a new page for answer to a new question
(iii) Attempt the required number of question only.*

Answer Question No. 1 and Question No. 5 which are compulsory and attempt any two from the rest in Section-I and any two from the rest in Section-II.

Section-I (50 Marks)

(Commercial and Industrial Laws)

1. Comment on the following based on legal provisions (no mark for wrong reasons or justification) 2×7
 - (a) 'A' authorised 'B' to buy 1000 Bales of cotton for 'A' and to pay out of A's fund remaining in B's hand. B buys 500 bales and paid from A's fund. On 20.11.13 'A' revoked the Authority given to 'B'. Intimation of revocation was received on 24.11.13. A refused to accept 500 bales so purchased because it was revoked.
 - (b) A Bill dated 01.01.2012 was accepted on 02.01.2012 is made payable 90 days after date. Hence its due date is 6th April, 2012.
 - (c) In every factory wherein more than 150 workers are ordinarily employed, provision shall be made for cooling drinking water during hot weather. — Comment.
 - (d) Mr. Arun a supervisor in a factory submitted disputes for settlement under Industrial Disputes Act, 1947— comment.
 - (e) Two bodies Corporate can not form Limited liability partnership—Comment.
 - (f) Mrs. Loreto drawing salary of Rs. 9,500 who joined the Company on 20.01.2013, availed maternity leave from 08.02.2013 to 04.04.2013. Is she eligible for Bonus for 2012-13?
 - (g) It is the seller who is to bear the cost of delivery, (Sales of Goods Act) State the correct position.
2.
 - (a) Define Sales (Sales of Goods Act). 3
 - (b) Condition can be treated as warranty under a contract of sale. 2
 - (c) Mr. Pandit delivers Steel plate to Mr. Bahl for fabrication. Bahl refused to deliver the fabricated item and residual steel rejects till the payment was made by Mr. Pandit. Whether Mr. Bahl has Authority to refuse. 2
 - (d)
 - (i) The occupier himself shall be deemed to be the Manager of the factory for the purpose of Factories Act, 1948. State the validity of this Statement. 2
 - (ii) As per the Factories Act, Canteen is mandatory in all the factories. Offer your views based on Rules. 1
 - (e) While going to his work place riding on his bicycle Mr. Ram met an accident. Is the employer liable to pay Compensation under the Workmen's Compensation Act.? 2

Please Turn Over

