

**B.COM**  
**SEMESTER -IV**  
**Companies Act and IPR Laws (SEC 2)**  
**(100 Marks, 60 Lectures)**

**Objective:** To impart basic knowledge of the provisions of the Companies Act 2013, The Patents Act, 1970, Indian Copyright Act, 1957, The Trademarks Act, 1999 and The Designs Act, 2000.

**UNIT 1: Introduction to Regulatory Framework of Companies (40 Marks, 24 lectures)**

Characteristics of a company; lifting of corporate veil; types of companies including one person company, small company, and dormant company; association not for profit; illegal association; formation of company, on-line filing of documents, promoters, their legal position, pre-incorporation contract; on-line registration of a company.

Memorandum of association, Articles of association, Doctrine of constructive notice and indoor management, prospector-shelf and red herring prospectus, misstatement in prospectus, GDR; book-building; issue, allotment and forfeiture of share, transmission of shares, buyback and provisions regarding buyback; issue of bonus shares.

Administration of Company Law [including National Company Law Tribunal (NCLT), National Company Law Appellate Tribunal (NCLAT), Special Courts]

**UNIT 2: Management of Companies (20 Marks, 12 Lectures)**

Classification of directors, women directors, independent director, small shareholders' director; disqualifications, director identity number (DIN); appointment; Legal positions, powers and duties; removal of directors.

Key managerial personnel; Meetings: Meetings of shareholders and board of directors; Types of meetings, Convening and conduct of meetings, Requisites of a valid meeting, postal ballot, meeting through video conferencing, e-voting.

Committees of Board of Directors - Audit Committee, Nomination and Remuneration Committee, Stakeholders Relationship Committee, Corporate Social Responsibility Committee

**UNIT 3: Books of Accounts, Winding-up and Insider Trading (20 Marks, 12 lectures)**

Provisions relating to Books of Accounts, Auditors' Appointment, Auditor's Report.

Winding Up: Concept and modes of Winding Up.

Insider Trading and Whistle Blowing: Meaning & legal provisions of insider trading; Whistleblowing: Concept and Mechanism.

**Unit 4 : Intellectual Property Rights (20 Marks, 12 Lectures)**

Meaning of Intellectual Property, Meaning and Registration of Patent , Patentable Invention, Compulsory Licensing, Remedies in case of Violation of Patent.

Meaning of Design, Registration Procedure of Design, Piracy of Registered Design , Remedies for Violation of Design.

Copyright - Meaning, Registration of Copyright, Infringement of Copyright, Broadcasting Right, Performer's Right.



Trademark - Meaning, Procedure for Registration of Trademark, , Deceptively Similar Mark, , Remedies in Case of Violation of Trademarks and Copyright

**References:**

1. MCKuchhal, Modern Indian Company Law, ShriMahavir Book Depot (Publishers), Delhi.
  2. GK Kapoor and Sanjay Dhamija, Company Law, Bharat Law House, Delhi.
  3. Anil Kumar, Corporate Laws, Indian Book House, Delhi
  4. ReenaChadha and SumantChadha, Corporate Laws, Scholar Tech Press, Delhi.
  5. Avtar Singh, Introduction to Company Law, Eastern Book Company
  6. Ramaiya, A Guide to Companies Act, LexisNexis, Wadhwa and Buttersworth.
  7. Manual of Companies Act, Corporate Laws and SEBI Guideline, Bharat Law House, NewDelhi,.
  8. A Compendium of Companies Act 2013, along with Rules, by TaxmannPublications.
  9. Gower and Davies, Principles of Modern Company Law, Sweet & Maxwell
  - 10: Sharma, J.P., An Easy Approach to Corporate Laws, Ane Books Pvt. Ltd., New Delhi
  11. Dr. BL Wadhera , Intellectual Property Law, Delhi, Universal Publishing Co. Pvt. Ltd
  - 12.P. Narayanan , Intellectual Property-Law, Kolkata, New Delhi, Eastern Law House
  13. KashiNath Jena, Intellectual Property Rights, Globalisation and Global Relations , Abhijeet Publications, Delh
  14. A V NarsimhaRao , Law of Patents Concepts and Cases , ICFAI Universiy Press  
Government of India Websites for Registration of Companies, Patents, Copyright, Trademarks and Designs
1. [www.mca.gov.in](http://www.mca.gov.in)
  2. <http://www.ipindia.nic.in/>
  3. <http://copyright.gov.in/>