



FACULTY OF JURIDICAL SCIENCES

Course : B.A.LL.B./BBALL.B IInd Semester

SUBJECT: COMPANY LAW
SUBJECT CODE: BAL 406/BBL 406

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FACULTY OF JURIDICAL SCIENCES



LECTURE-15

Doctrine of Constructive Notice:

The Doctrine of Constructive Notice is the principle of presumption of the knowledge of that particular subject or information in the eyes of law.

Introduction of The Doctrine of Constructive Notice

As we all know notice is an alert or a kind of information which is been given or informed to the person or the group of persons there by. The notice is served either to public at large or to an individual

person.

The notice is an information which is given legally or normally hand it over to person or group of persons to give information about any particular information or a notice which is given legally is summon which is a legal notice by the court to a person notifying that he or she has to be present or appear in front of the court as the summon is issued to the defendant in the suit led against him by the plaintiff. Notice is mainly species the information regarding any topic or any kind of news which is to be spread to all the people there by. So, the main focus or main area is the Doctrine of Constructive Notice.

This doctrine is the principle of presumption of the knowledge of that particular subject or information in the eyes of law. It is been presumed that you have knowledge or you know all the information regarding the Articles and Memorandum of the company to the outsider to the company. Memorandum and Articles

of every company is registered with the registrar of the companies.

The office of the registrar is a public office and the memorandum and articles of the company which is been clearly stated on every website of the company which every person can easily go through it without any charges or any procedure to go through so, memorandum and articles are called the public documents which is easily accessible and every one can access to it before dealing with the particular company.

It is therefore the persons duty to inspect each and every document and statement of the company. To know well about the company's preferences or he capacity of contracting which deal they contract in or in which they not. So it is the primary duty to rescue himself by reading and going through each and every clause and the public documents of he company.

In Law it is already been told that some information

you have been gone through which is been presumed that you have the knowledge of that particular information. In the Indian Contract Act, 1872 there was a latin maxim *Ignorantia juris non excusat* which means ignorance of law is not an excuse and it is presumed that you have the knowledge of law.

Notice Is of Two Types

A. Actual Notice ·

B. Constructive Notice

MCQs

1. The office of the registrar is a public office and the memorandum and articles of the company which is been clearly stated on every website of the company which every person can easily go through it without any charges or any procedure to go through so, memorandum and articles are called the public documents.

i. True

ii. False

- iii. Can not say
- iv. None of the above

2. In the Indian Contract Act, 1872 there was a latin maxim *Ignorantia juris non excusat* which means ignorance of law is not an excuse and it is presumed that you have the knowledge of law.

- i. True
- ii. False
- iii. Can not say
- iv. None of the above

3. Notice is mainly species the information regarding any topic or any kind of news which is to be spread to all the people there by.

- i. True
- ii. False
- iii. Can not say
- iv. None of the above

4. The Doctrine of Constructive Notice is the principle of presumption of the knowledge of that particular subject or information in the

eyes of law.

- i. True
- ii. False
- iii. Can not say
- iv. None of the above

5. The notice is served either to public at large or to an individual person.

- i. True
- ii. False
- iii. Can not say
- iv. None of the above

