



## **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-21*

### APPOINTMENT AND QUALIFICATIONS OF DIRECTORS:

*(continued)*

#### 5. Residence of a director in India:

Section 149 (3) of the Act has provided for residence of a director in India as a compulsory i.e. every company shall have at least one director who has stayed in India for a total period of not less than 182 days in the previous calendar year.

## **6. Woman Director:**

Every listed company shall appoint at least one woman director within one year from the commencement of the second proviso to Section 149(1) of the Act.

Every other public company having paid up share capital of Rs. 100 crores or more or turnover of Rs. 300 crore or more as on the last date of latest audited financial statements, shall also appoint at least one woman director within 1 years from the commencement of second proviso to Section 149(1) of the Act.

A period of six months from the date of company' s incorporation, has been provided to enable the companies incorporated under Companies Act, 2013 to comply with this requirement. It is better to say that existing companies (under the previous companies act) has to comply the above requirements within one year and new companies

(under the new companies act) has to comply within 6 months from the date of its incorporation.

Further if there is any intermittent vacancy of a woman director then it shall be filled up by the board of directors within 3 months from the date of such vacancy or not later than immediate next board meeting, whichever is later.

(Rule 3 of Companies (Appointment and Qualification of Directors) Rules, 2014 hereinafter referred in this chapter as Rule)

*(To be continued)*

## MCQs

1. Every other public company having paid up share capital of Rs. 100 crores or more or turnover of Rs. 300 crore or more as on the last date of latest audited financial statements, shall also appoint at least one woman director within 2 years from the commencement of second proviso to Section 149(1) of the Act.

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

2. It is better to say that existing companies (under the previous companies act) has to comply the above requirements within one year and new companies (under the new companies act) has to comply within 6 months from the date of its incorporation.

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

3. If there is any intermittent vacancy of a woman director then it shall be filled up by the board of directors within 5 months from the date of such vacancy or not later than immediate next board meeting, whichever is later.

- i. True
- ii. False
- iii. Can not say

iv. None of the above

4. every company shall have at least one director who has stayed in India for a total period of not less than 182 days in the previous calendar year.

i. True

ii. False

iii. Can not say

iv. None of the above

5. Section 149 (3) of the Act has provided for residence of a director in India not as a compulsory.

i. True

ii. False

iii. Can not say

iv. None of the above

