

MONTHLY UPDATES ON ADJUDICATION ORDERS

Edition No.06 June 1, 2023, to June 30, 2023

ADJUDICATION ORDERS OF THE ROC DURING THE MONTH OF JUNE 2023

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1. Gujarat and Dadra Nagar Haveli ROC has imposed the highest number of orders during the Month of June – i.e., 27 orders, followed by Madhya Pradesh with 14 orders.
2. **20 Adjudication Orders out of the total 85 orders passed by ROCs across India**, were based on the **Suo moto Adjudication** filed by the defaulting Companies.
3. The **highest number of orders** have been imposed under **Section 10A** of the Companies Act, 2013 i.e. delay in filing of E-form INC 20A (Declaration of Commencement of Business), followed by orders passed for violation of **Section 149(1)** of the Companies Act, 2013 i.e., non – appointment of Women Director in prescribed class of Companies.
4. Payment of additional fees for delayed filing does not absolve the Company from the penal proceedings by the Regulators.
5. **Eight instances** were noticed where strike off proceedings were initiated by ROC due to non-filing of INC 20A within 180 days from date of Incorporation. However, the Strike off proceedings were later dropped and the Company was penalized only for delay in filing of E- form INC 20A.

6. A Company was penalized for allotting shares through Private Placement before the filing of resolution with the Registrar in e-form MGT 14 and in another instance, the same Company allotted shares on receipt of amount from Identified persons before such issue was approved by way of resolution.
7. One instance was noticed wherein a Private Company which is a subsidiary of a Public Company was penalized for effecting transfer of shares in physical form instead of Dematerialized form, in violation of Rule 9A (3) of Companies (Prospectus and Allotment of Securities) Rules, 2014.
8. Two instances were noticed wherein practicing Professionals such as Statutory Auditors of the Company and Resolution Professionals were penalized for non- disclosure of relevant information in the Financial Statements and failure to file Annual Financial Statements during the CIRP of the Company, respectively.
9. Two instances were noticed wherein the Transferee Companies were penalized for violation of Section 134, 158, 203 of the Companies Act, 2013 by its transferor company before such amalgamation.
10. ROC – Kolkata disposed-off the Adjudication proceedings initiated for violation of Section 203 of the Companies Act, 2013 (Listed Company failed to appoint Company Secretary) without any penalty, as the Company is in the process of winding up and the NCLT has pronounced the matter as “reserved”
11. ROC -Gujarat passed an Order against a Company that did not obtain any approval from its Shareholders for borrowing monies exceeding the limit prescribed under Section 180 of the Companies Act, 2013.
12. Based on an Inspection conducted by ROC-Delhi in a Company, it was found that the Notes to Financial Statements for FY 2015-16, 2016-17, 2017-18 had details of Related Party Transactions. However, the same was not disclosed in

the Minutes of the Board Meeting. Hence, it was concluded that the Company had not maintained proper Register as prescribed under Section 189 of the Companies Act, 2013.

13.A Listed Company had defaulted in constituting a Nomination and Remuneration Committee and its MD &CEO were penalized for having failed to discharge their obligation u/s 178 of the CA, 2013.

14.Non compliances adjudicated have been under the following heads:

- Delay in filing of E-Form INC 20A (Declaration of Commencement of Business)
- a) Failure to maintain Registered office as communication from Authorities returned undelivered
- b) Non – maintenance of registered office which was validated through in -person visit by Authorities
- Non-compliance with respect to provisions pertaining to Private Placement of shares.
- Non filing of Annual Returns as prescribed u/s 92
- Failure to circulate Notice of the Meeting
- Delay in filing of e-forms
- a) Failure to maintain minutes of the Board Meeting in prescribed form
- b) Failure to observe secretarial standards.
- Failure to transfer unspent CSR amount within six months from the end of the financial year.
- Delay in filing of annual Financial Statements
- Failure to attach Auditors Report, Boards Report to the Financial Statements
- Incomplete details in the Directors Report

- Failure to Circulate the Auditors Report and Boards Report to Members
- Non-performance of Duties of Director
- Non appointment of Women Director as prescribed u/s 149 of the CA, 2013
- Non-disclosure of DIN details of Director in attachments to E-Form ADT-1
- Failure to hold Meetings of the Board as prescribed u/s 173 of the CA, 2013
- Failure by Listed entity to constitute Nomination and Remuneration Committee as per Section 178 of CA, 2013
- Failure to obtain Shareholders approval to borrow monies exceeding limit prescribed u/s 180 of the CA, 2013
- Failure to maintain Register of Contracts/ Arrangements as prescribed u/s 189 of the CA, 2013

ADJUDICATION ORDERS OF THE RD DURING THE MONTH OF JUNE 2023

1. The South–East Regional Director has passed the highest number of orders during the Month of June – i.e., **21 orders**.
2. All the orders have been passed under Section 203 of the Companies Act, 2013 i.e., for the non-appointment of Company Secretary
3. 21 appeals have been disposed off by the South -East Regional Director, out of which 20 of them have been modified and 1 of them has been set aside.
4. In respect of the order set aside, the RD has advised ROC “to re-examine issues in its totality.”
5. In respect of modification of the orders there has been a reduction by the RD in respect of penalty imposed by the ROC due to reasons like, Covid -19 pandemic, Company incurring huge losses, registered office being located in remote places.
6. In 4 of the 21 orders, the penalty levied on the Directors has been waived holding the Managing Director or WTD accountable.

Delay in filing of E-Form INC 20A (Declaration of Commencement of Business)				
SL. NO	ROC JURISDICTION AND NUMBER OF ORDERS PASSED	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS
1	KARNATAKA - 3	Company: Rs 50,000 Directors: Rs 1,00,000 each	Orders passed against the Companies which defaulted in filing of E-form INC 20A within 180 days from the date of Incorporation.	All the orders were passed against Suo moto Adjudication filed by Companies.
2	GUJARAT -14	Company: Rs 25,000 Director: Rs 50,000	<ul style="list-style-type: none"> Orders passed against the Companies which defaulted in filing of E-form INC 20A within 180 days from the Date of Incorporation. 3 Orders were passed with "No penalty" as the Companies had filed application of strike off and bank accounts of the Company was also closed. 	<p>The Companies received STK – 1 Notice from ROC due to non-filing of INC 20A within 180 days from Date of Incorporation.</p> <p>However, as the Companies have filed the E-form with a delay, the STK 1 proceedings were dropped. The penalty amount levied pertains to delay in filing of INC 20A.</p>

a) Failure to maintain Registered office as communication from Authorities got undelivered				
b) Non – maintenance of registered office as required upon physical verification by Authorities				
SL. NO	ROC JURISDICTION AND NO. OF ORDERS PASSED	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	TAMIL NADU - 1	Company: Rs 50,000 Officer in Default: Rs 50,000	<ul style="list-style-type: none"> Failure to respond to the show-cause Notice issued by the ROC 	
2	MADHYA PRADESH - 2	Company: Maximum: Rs 16,000 Minimum: Rs 1,000 Officer in Default: Maximum: Rs 16,000 Minimum: Rs 1,000	<ul style="list-style-type: none"> The Show cause Notice issued by ROC returned “Undelivered”, however subsequent notices were delivered. Penalty levied for non-maintenance of Registered Office for 16 days. In the second instance, penalty levied for non-maintenance of registered office for 1 day. 	
3	KOLKATA - 2	Company: Maximum: Rs 1,00,000	<ul style="list-style-type: none"> The company has changed its Registered Office and the Company filed INC 22 Form with a delay. The Show cause Notice issued by ROC to its registered office (before filing INC 22), returned 	

		<p>Minimum: Rs 10,000</p> <p>Officer in Default:</p> <p>Maximum: Rs 25,000</p> <p>Minimum: Rs 5,000</p>	<p>undelivered. Hence, the ROC levied a penalty for violation of Section 12</p>	
4	GUJARAT - 2	<p>Company: Rs 1,00,000</p> <p>Officer in Default: Rs 1,00,000</p>	<ul style="list-style-type: none"> Based on physical verification conducted, the Company has not maintained Registered office at the premises of the Company 	
5	PATNA - 2	<p>Company: Rs 43,000</p> <p>Directors: Rs 43,000</p>	<ul style="list-style-type: none"> The Show Cause Notice issued by ROC returned with postal remarks "Item returned -insufficient address". It was noticed that the Registered Office was not capable of receiving any communication and the Companies were penalized for violation of Section 12 	

Non compliance with respect to provisions pertaining to Private Placement of Securities				
SL. NO	DATE OF ORDER AND ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	KARNATAKA - 1	Company: Rs 2,00,000 Officer in Default: Rs 2,00,000	<ul style="list-style-type: none"> The Company made two separate offers of shares under section 42. In one instance, The Private placement offer cum application letter was issued and allotment of shares were done, prior to the filing of e-form MGT -14. In the second instance, money was received from Identified person before passing Special Resolution. 	Suo moto Adjudication was filed by the Company

Transfer shares effected in Physical mode by a deemed Public Company			
ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
KARNATAKA - 1	Company: Rs 10,000 Officers in default: Rs 10,000	<ul style="list-style-type: none"> Suo moto Adjudication filed by Company for inadvertent default committed in effecting transfer of shares in Physical mode instead of Demat, i.e. violation of Rule 9A (3) 	The Company under default is a subsidiary of a Public Company. Penalty levied as per Section 450 of the Companies Act, 2013 as there is no specific penalty provided under the said section.

Non filing of Annual Returns as prescribed u/s 92			
ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
PATNA - 1	Company: Rs 3,58,100 Officers in default: Rs 4,20,300	<ul style="list-style-type: none"> The Company had failed to file Annual return for the FY 2016-17 to 2021-22. 	Being, a small company - penalty reduced to 50% as prescribed u/s 446B

GUJARAT - 3	Co: 2,38,700 Officers in default: Rs 1,42,000 <hr/> RP: Rs 1,27,600	<ul style="list-style-type: none"> In one instance, the Company has not filed Annual returns for 3 years. In another instance, a Company under CIRP has failed to file Annual Return for 3 years. Hence, the Resolution Professional was penalized by ROC. 	
TAMIL NADU - 1	Company: Rs 5,44,650 Officer in default: Rs 4,75,000	<ul style="list-style-type: none"> The Company has not filed Annual returns for the last 7 years 	
PUNE - 1	Co: Rs 3,54,200 Directors: Rs 4,00,000	<ul style="list-style-type: none"> The Company has not filed Annual returns from FY 2018-19 	

Failure to circulate Notice of the Meeting			
ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
MUMBAI - 1	Company: Rs 10,000	<ul style="list-style-type: none"> Suo moto Adjudication filed by Company for having failed to send AGM Notice to Shareholders 	

	Officers in default: Rs 10,000		
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Failure to file E – Forms as prescribed u/s 117 of the Companies Act, 2013			
ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
KARNATAKA - 1	Company: Rs 16,500 Officers in default: Rs 16,500	<ul style="list-style-type: none"> • Delay in filing of E-form MGT 14 for resolution passed in a VC Meeting 	Since the Company is a Start – up Company, the penalty levied is restricted to 50% as per Section 446B of the Companies Act, 2013.
GUJARAT -2	Company: Maximum: Rs 2,00,000 Minimum: Rs 36,10 Officers in default: Maximum: Rs 50,000 Minimum: Rs 36,100	<ul style="list-style-type: none"> • In one instance, the Company has not filed e- form MGT 14 within prescribed time for change in Main Objects of the Company. • In another instance, the Company has not filed e- form MGT 14 for Approval of its Boards Report. 	



AKSHAYAM
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**Failure to maintain minutes of the Board Meeting in prescribed form
Failure to observe secretarial standards**

SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	DELHI - 2	Company: Maximum: Rs 75,000 Minimum: Rs 25,000 Officers in default: Maximum: Rs 15,000 Minimum: Rs 5,000	<ul style="list-style-type: none"> In one instance, Company made an application for Suo – moto adjudication for non-maintaining the Minutes book as per SS – 1 and Section 118 of the Companies Act, 2013 for FY 2014-15 and FY 2015-16. In another instance, ROC has levied a penalty for violation of SS 1 and Section 118 which were identified at the time of Inspection. The minutes book was not serially numbered and the Chairman has failed to sign and mention the date of signing. 	
2	MUMBAI - 1	Company: Rs 25,000 Managing Director: Rs 5,000	The Company has incorrectly mentioned that Audited Financial Statements were placed and approved by Members. However, the Financial Statements were not placed in the Annual General Meeting of the Company.	Suo moto Adjudication filed by Company
3	PUNE - 1	Company: Rs 25,000 Director: Rs 5,000	Based on inspection conducted u/s 206 of the Companies Act 2013 it was observed that the company had neither filed its Annual Return nor Financial Statement including Directors Report since incorporation to till date. Hence it was concluded by there is no record of Board Meetings and Annual General Meeting. There is a violation of Section 118(10) of the companies Act,2013 read with SS 1 & 2 issued by the ICSI.	

<p style="text-align: center;">Failure to attach Auditors Report, Boards Report to the Financial Statements Incomplete details in the Directors Report</p>				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	MUMBAI -1	Company: Rs 3,00,000 Directors of the company: Rs 50,000	The Company failed to comply with the provisions of Section 134 of the Companies Act, 2013 which states that, the Auditors Report and Boards Report shall be attached to the Financial Statements and the same shall be circulated at the time of issuance of Notice to the Members of the Meeting.	Suo moto Adjudication filed by Company.
2	WEST BENGAL - 1	Transferee Company: Rs 3,00,000 Officers in default: Rs 50,000	The Directors Report of the Transferor Company, did not state the compliances pertaining to following of applicable accounting standards as prescribed in Section 134 (5) of the Companies Act	Penalty levied on Transferee Company based on Inspection carried out under Section 206 of the Companies Act, 2013

Delay in transfer of unspent CSR amount to unspent CSR account				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	KARNATAKA -1	Company: Rs 22,23,742 Directors of the company: Rs 1,11,187	The Company failed to transfer the unspent CSR amount to the Fund Specified in Schedule VII by 30.09.2021. However, the same was transferred on 20.12.2021 with a delay of 80 days.	Suo moto Adjudication filed by Company.

Failure to Circulate the Auditors Report and Boards Report to Members				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	MUMBAI - 1	Company: Rs 25,000 Managing Director: Rs 5,000	The Company failed to send Auditors Report and Boards Report along with the AGM Notice as prescribed under section 136 of the Companies Act, 2013.	Suo moto Adjudication filed by Company

Failure to file Annual Financial Statement				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	GUJARAT – 4	<p>Company:</p> <p>Maximum: Rs 2,47,400</p> <p>Minimum: Rs 5,000</p> <p>Officers in default:</p> <p>Maximum: Rs 5,76,000</p> <p>Minimum: Rs 5,000</p> <hr/> <p>Resolution Professional:</p> <p>Rs 50,000</p>	<ul style="list-style-type: none"> In one instance, a Company under CIRP failed to file Financial Statement in GNL 2, instead the Company had filed the Financial Statement in AOC 4 XBRL. Further, the penalty was levied for filing of Financial Statement of FY 2020-21, with a delay of 418 days. In another instance, certain pages to the Directors Report and Auditors Report were not attached to the e-form AOC-4. 	<ul style="list-style-type: none"> Small company - penalty reduced to 50% u/s 446B. The Company was not considered for penalty in view of Section 14 of IBC 2016.
2	MUMBAI -2	No penalty levied as the same was rectified by Company prior to issue of	<ul style="list-style-type: none"> In both the instances, Companies has defaulted in filing Annual Financial Statement within the prescribed time period. Since the Companies rectified the default before filing for Adjudication, no penalty was levied by ROC. 	<ul style="list-style-type: none"> Suo Moto Adjudication filed by Company

		Notice by adjudicating officer - Sec 454(3)		
3	PATNA - 1	Company: Rs 3,65,600 Directors: Rs 4,99,800	Company failed to file Financial Statement for FY 2016-17 to 2021-22.	Small company - penalty reduced to 50% u/s 446B.
4	TAMIL NADU - 1	Company: Rs 5,44,650 Director: Rs 4,75,000	Company failed to file Financial Statement from FY 2014-15 to FY 2020-2021.	
5	PUNE - 1	Company: Rs 3,54,200 Directors: Rs 4,00,000	Company has defaulted in filing of Financial Statement from Date of Incorporation, i.e. from FY 2018-19.	

Non- performance of Duties of Auditors				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	WEST BENGAL - 1	Statutory Auditors: Rs 90,000	Non reporting of - details of related party transactions, Investments, Sundry Creditors and Non-disclosure of Shareholder holding more than 5% of the shares - by the Auditors in their Audit Report. Violation of section 143(3) of the Companies Act, 2013	Auditors were penalized to the tune of Rs. 90,000.

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Non – appointment of Women Directors				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	MADHYA PRADESH - 12	Company: Rs 3,00,000 Officers in default: Rs 1,00,000	<ul style="list-style-type: none"> • Non-appointment of Women Directors in the Company as prescribed under section 149(1). • In one instance, the order was disposed off as the Company has appointed Women Director before the date of signing of Auditors Report which stated that the Company crossed the turnover of Rs 300 crores. 	Penalty was levied as per Section 172.
2	PUNE - 1	Company: Rs 3,00,000 Directors: Rs 1,00,000	Non appointment of women director as required under Section 149(1) read with Rule 3 of Companies (Appointment and qualification of Directors) Rules, 2014	Penalty was levied as per Section 172.

Non-disclosure of DIN details of Director				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	WEST BENGAL - 1	Company: Rs 1,50,000 Officers in default: Rs 50,000	Based on an Inspection carried out by ROC, Company has failed to comply with Section 158 (Section 266F of the Companies Act, 1956) for the FY 2009-10 to 2013-14.	Penalty levied on Transferee Company
2	KERALA & LAKSHADWEEP - 1	Company: Rs 50,000 Director: Rs 50,000	Company has failed to mention DIN of Director in attachment to the E-Form ADT 1 filed for appointment of Auditor.	Suo moto Adjudication

Failure to hold Meetings of the Board				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	KARNATAKA -1	Company: Rs 54,000 Officers in default: Rs 1,00,000	The Company conducted its third Board Meeting with a delay of 45 days, exceeding the 120 days' time limit prescribed.	Suo Moto Adjudication
2	MUMBAI - 1	Directors – Rs 25,000 for FY 21 and FY 22	Company is into Arbitration for dispute between Shareholders/Directors. Due to this, the company held only 2 Board Meetings for FY 2020-21 and 3 Board Meetings for FY 2021- 22.	Suo moto adjudication.

3	CHATTISGARH - 1	Company: Rs 80,000 Officers in default: Rs 80,000	As the Company did not file Annual Return, it was implied that Company did not conduct Board Meeting for the FY 2015-16 to FY 2021-22	

Failure to constitute Nomination and Remuneration Committee (NRC)				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	DELHI -1	Company: Rs 5,00,000 MD & CEO: Rs 5,00,000	The Company was duty bound to constitute an NRC consisting of three or more non-executive directors out of which not less than one-half shall be independent directors. Evidently, the constitution of the NRC fell short on 10th December 2021. Even after that, swift steps were not taken to re-constitute the NRC. The company and its MD &CEO have failed to discharge their obligation under Sections 178 of the Companies Act, 2013	It was further noticed that, ROC had not penalized the CS, even though Show cause Notice was issued against him. The CS in his reply to SCN stated that all statutory duties were carried out by him in communicating the status of non-compliances to the Board vide mail and the non-compliances were detailed out in the

				<p>Agenda to the next Board Meeting proposed on 22.01.2022.</p> <p>However, the next Board meeting could not be held due to the resignation of all IDs on the Board.</p>
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Failure to obtain approval from Shareholders for Borrowing				
SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	GUJARAT -1	Company: Rs 2,00,000 Officers in default: Rs 50,000	Company did not obtain any approval from its Shareholders for borrowing monies exceeding the limit prescribed under Section 180(1)(c) of the Companies Act, 2013	

Non maintenance of Register of Contracts / Arrangements in which Directors are interested
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SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	DELHI -1	Directors: Rs 75,000 each on 2 Directors for FY 15-16, 16-17, 17-18	The Notes to Financial Statements for FY 2015-16, 2016-17, 2017-18 had details of Related Party Transactions. However based on the Inspection carried out by ROC, the same was not disclosed in the Minutes of the Board Meeting. Hence, it was concluded that - the Company had not maintained proper Register as prescribed under provisions of the Companies Act, 2013.	Inspection was carried out u/s 206 of the CA, 2013. It is interesting that the Company was not penalized for the same, since Section 189(6) does not contain penal provisions for the Company.

Failure to appoint Key Managerial Personnel

SL. NO	ROC JURISDICTION	ORDER PASSED AGAINST AND AMOUNT OF PENALTY	NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS, IF ANY
1	KOLKATA - 3	Company: Rs 5,00,000 Officers in default: Rs 5,00,000	<ul style="list-style-type: none"> Company listed on Regional Stock Exchange has failed to appoint a Company Secretary. In one instance, where Company in default has initiated winding up proceedings and the matter has been pronounced as "Reserved" by NCLT. The ROC has 	

			disposed off the proceeding against that Company without any penalty	
2	KARNATAKA -1	Transferee Company: Rs 5,00,000 Managing Director of Transferor Company: Rs 5,00,000	<ul style="list-style-type: none"> The transferor Company has failed to appoint Company Secretary for a period of 2 years and the transferee Company was penalized for the same. 	Suo moto Adjudication
3	CHATTISGARH - 1	Company: Rs 5,00,000 Director: Rs 2, 30,000	<ul style="list-style-type: none"> Company with a Paid up Share Capital of Rs 30,00,00,000 has failed to appoint CS for a period of 182 days. 	
4	JAMMU & KASHMIR -2	Company: Rs 5,00,000 Director: Rs 5, 00,000	<ul style="list-style-type: none"> Delay in appointment of Company Secretary of a Public Company with Paid up Capital exceeding Rs 10 crores. 	
5	GUJARAT - 1	Company: Rs 5,00,000 Director: Rs 5, 00,000	<ul style="list-style-type: none"> Company had appointed a Company Secretary with a delay of 1552 days. 	Suo moto Adjudication

SL. NO	RD JURISDICTION AND NUMBER OF ORDERS PASSED	PENALTY REDUCED		NATURE OF NON-COMPLIANCE	OTHER RELEVANT POINTS
1	SOUTHEAST – 21	ROC Company:	RD Company:	Non-Appointment of Company Secretary	Confirmed – 0

		<p>Max : Rs. 5,00,000</p> <p>Min: Rs. 5,00,000</p> <p>Officer in Default:</p> <p>Max: 50,000</p> <p>Min: 50,000</p>	<p>Max: 3,50,000</p> <p>Min: 70,000</p> <p>Officer in Default:</p> <p>Max: 50,000</p> <p>Min: 20,000</p>	<p>Set aside – 1 – ROC has been advised to view the facts/issues in totality.</p> <p>Modified – 20 – Reduced the penalty amount owing to difficulties like Covid 19 Pandemic, remote location, huge losses made by the Companies, Company faced with heavy losses etc.</p>
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