Indian Corporate world will never forget the historic date 08/08/2013 on which the Rajya Sabha passed the Companies Bill, 2012 and it has now replaced 57 years old Companies Act, 1956 with the new Companies Act, 2013 after receiving the assent of the President of India on the Thursday, 29 August 2013. The Companies Act, 2013 has been notified in the Official Gazette on 30th August, 2013.
Introduction

The Companies Act, 2013 (18 of 2013) is a modern, forward looking and International level corporate law in India. It replaces the decades old Companies Act, 1956 (1 of 1956) which was amended lots of time. The long-awaited Companies Bill 2013 got its assent in the Lok Sabha on 18th December, 2012 and in the Rajya Sabha on 8th August, 2013. After having obtained the assent of the President of India on 29th August, 2013, it has now become the Companies Act, 2013. The new Act has introduced some new concepts like definition of One Person Company, Small Company, Dormant Company, Independent Directors, Cross Border Mergers etc. It also prescribes the functions of Company Secretary and the Concept of Corporate Social Responsibility in the Indian context. New provisions are being brought out by the Act to meet the challenges of the changing environment at the national as well as international level.

Initially, there were 470 sections under 29 chapters with seven schedules in the Companies Act 2013. Currently the total number of sections increased to 484 (470-43+57) under 42 chapters in this Act.

All 484 sections are notified by the Ministry of Corporate Affairs (MCA) including 47 sections of new Chapter-XXIA (Sections 378A-378ZU) inserted w.e.f. 11-Feb-2021 by the Companies (Amendment) Act, 2020 and 61+ Rules made to the various Chapters/Sections of the Companies Act, 2013.

The first amendment to this Act has received the assent of the President on May 25, 2015 and may be called the Companies (Amendment) Act, 2015 (21 of 2015). Thereafter, the Companies (Amendment) Act, 2017 enacted by Parliament in the Sixty-eighth Year of the Republic of India after receiving the assent of the President on the 3rd January, 2018. The Companies (Amendment) Act, 2019 received the assent of the President on the 31st July, 2019.

The Companies (Amendment) Act, 2020 (29 of 2020) received the assent of the President on the 28th September, 2020 and enacted by Parliament in the Seventy-first Year of the Republic of India.

I prepared this E-Book for the help of students and professionals who may access it as per their convenience while working on the desk or on the move through their computer, laptop, tablet, iPad and mobile etc. Accordingly, this eBook is available in PDF as well as Kindle format. I am very confident that this E-Book would be of immense help to CA/CS/CMA students in preparing for their coming exams and Chartered Accountants, Cost Accountants and Company Secretaries in carrying out their professional assignments.

Suresh Prasad

www.aubsp.com

Kolkata

Saturday, March 5, 2022
Disclaimer

This e-Book on Companies Act, 2013 (18 of 2013) has been prepared for the benefit of Students and Professionals. It is based on the Companies Act 2013, the Companies (Amendment) Act, 2015 (21 of 2015), the Companies (Amendment) Act, 2017 (1 of 2018), the Companies (Amendment) Act, 2019 (20 of 2019), the Companies (Amendment) Act, 2020 (29 of 2020), Tribunal Reforms Act 2021, Rules, Orders, Circulars and Notifications as notified by the Ministry of Corporate Affairs.

Although we endeavour to provide accurate and updated information, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. Accordingly, we accept no responsibility for any omission or errors it may contain, whether caused by negligence or otherwise, or for any loss, however caused, or sustained by any person that relies on it. Hence, the users are advised to cross check with the original Act, Rules, Orders, Circulars, Notifications and Amendments before acting upon this E-Book.

This E-Book on Companies Act, 2013 is only for your personal use. No part of this eBook may be shared or reproduced in any manner or copied in any form or by any means without the written prior permission from the author.

Author: Suresh Prasad

Website: www.aubsp.com

E-mail: spsmiter@gmail.com
The Companies Act, 2013

[As amended by the Companies (Amendment) Act, 2020]
# INDEX

Table of Contents

*(Chapter-wise and Section-wise)*

<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Introduction</td>
<td>2</td>
</tr>
<tr>
<td>Disclaimer</td>
<td>3</td>
</tr>
<tr>
<td>INDEX</td>
<td>5</td>
</tr>
<tr>
<td>CHAPTER 1 PRELIMINARY (Sections 1-2)</td>
<td>66</td>
</tr>
<tr>
<td>1. Short title, extent, commencement and application</td>
<td>67</td>
</tr>
<tr>
<td>2. Definitions</td>
<td>70</td>
</tr>
<tr>
<td>(1) Abridged Prospectus:</td>
<td>70</td>
</tr>
<tr>
<td>(2) Accounting Standards:</td>
<td>70</td>
</tr>
<tr>
<td>(3) Alter or Alteration:</td>
<td>70</td>
</tr>
<tr>
<td>(4) Appellate Tribunal:</td>
<td>70</td>
</tr>
<tr>
<td>(5) Articles:</td>
<td>70</td>
</tr>
<tr>
<td>(6) Associate Company:</td>
<td>70</td>
</tr>
<tr>
<td>(7) Auditing Standards:</td>
<td>71</td>
</tr>
<tr>
<td>(8) Authorised Capital or Nominal Capital:</td>
<td>71</td>
</tr>
<tr>
<td>(9) Banking Company:</td>
<td>72</td>
</tr>
<tr>
<td>(10) Board of Directors or Board:</td>
<td>72</td>
</tr>
<tr>
<td>(11) Body Corporate or Corporation:</td>
<td>72</td>
</tr>
<tr>
<td>(12) Book and Paper or Book or Paper:</td>
<td>73</td>
</tr>
<tr>
<td>(13) Books of Account:</td>
<td>73</td>
</tr>
<tr>
<td>(14) Branch Office:</td>
<td>74</td>
</tr>
<tr>
<td>(15) Called-up Capital:</td>
<td>74</td>
</tr>
<tr>
<td>(16) Charge:</td>
<td>74</td>
</tr>
<tr>
<td>(17) Chartered Accountant:</td>
<td>74</td>
</tr>
<tr>
<td>(18) Chief Executive Officer:</td>
<td>74</td>
</tr>
<tr>
<td>Page</td>
<td></td>
</tr>
<tr>
<td>------</td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>Chief Financial Officer: ................................................................. 75</td>
</tr>
<tr>
<td>20</td>
<td>Company: .......................................................... 75</td>
</tr>
<tr>
<td>21</td>
<td>Company Limited by Guarantee: ....................................................... 75</td>
</tr>
<tr>
<td>22</td>
<td>Company Limited by Shares: ........................................................... 75</td>
</tr>
<tr>
<td>23</td>
<td>Company Liquidator: ............................................................ 75</td>
</tr>
<tr>
<td>24</td>
<td>Company Secretary or Secretary: ..................................................... 75</td>
</tr>
<tr>
<td>25</td>
<td>Company Secretary in Practice: ...................................................... 76</td>
</tr>
<tr>
<td>26</td>
<td>Contributory: .................................................................................. 77</td>
</tr>
<tr>
<td>27</td>
<td>Control: ............................................................................................ 77</td>
</tr>
<tr>
<td>28</td>
<td>Cost Accountant: ............................................................................ 77</td>
</tr>
<tr>
<td>29</td>
<td>Court: .............................................................................................. 78</td>
</tr>
<tr>
<td>30</td>
<td>Debenture: ....................................................................................... 78</td>
</tr>
<tr>
<td>31</td>
<td>Deposit: ............................................................................................ 79</td>
</tr>
<tr>
<td>32</td>
<td>Depository: ..................................................................................... 79</td>
</tr>
<tr>
<td>33</td>
<td>Derivative: ........................................................................................ 79</td>
</tr>
<tr>
<td>34</td>
<td>Director: .......................................................................................... 80</td>
</tr>
<tr>
<td>35</td>
<td>Dividend: .......................................................................................... 80</td>
</tr>
<tr>
<td>36</td>
<td>Document: ......................................................................................... 80</td>
</tr>
<tr>
<td>37</td>
<td>Employees’ Stock Option: ................................................................. 80</td>
</tr>
<tr>
<td>38</td>
<td>Expert: .............................................................................................. 81</td>
</tr>
<tr>
<td>39</td>
<td>Financial Institution: ....................................................................... 81</td>
</tr>
<tr>
<td>40</td>
<td>Financial Statement: ....................................................................... 81</td>
</tr>
<tr>
<td>41</td>
<td>Financial Year: ................................................................................ 82</td>
</tr>
<tr>
<td>42</td>
<td>Foreign Company: ........................................................................... 83</td>
</tr>
<tr>
<td>43</td>
<td>Free Reserves: ................................................................................ 84</td>
</tr>
<tr>
<td>44</td>
<td>Global Depository Receipt: ................................................................ 84</td>
</tr>
<tr>
<td>45</td>
<td>Government Company: .................................................................... 85</td>
</tr>
<tr>
<td>46</td>
<td>Holding Company: ........................................................................... 85</td>
</tr>
<tr>
<td>47</td>
<td>Independent Director: ...................................................................... 85</td>
</tr>
<tr>
<td>48</td>
<td>Indian Depository Receipt: ............................................................... 86</td>
</tr>
<tr>
<td>49</td>
<td>Interested Director: [Omitted w.e.f. 9-February-2018] ..................... 86</td>
</tr>
<tr>
<td>50</td>
<td>Issued Capital: .................................................................................. 86</td>
</tr>
<tr>
<td>51</td>
<td>Key Managerial Personnel: ............................................................... 86</td>
</tr>
<tr>
<td>52</td>
<td>Listed Company: ............................................................................... 86</td>
</tr>
<tr>
<td>53</td>
<td>Manager: .......................................................................................... 86</td>
</tr>
<tr>
<td>54</td>
<td>Managing Director: .......................................................................... 87</td>
</tr>
<tr>
<td>55</td>
<td>Member: ............................................................................................ 87</td>
</tr>
<tr>
<td>Term</td>
<td>Page</td>
</tr>
<tr>
<td>------------------------------------------</td>
<td>------</td>
</tr>
<tr>
<td>Memorandum</td>
<td>88</td>
</tr>
<tr>
<td>Net Worth</td>
<td>88</td>
</tr>
<tr>
<td>Notification</td>
<td>88</td>
</tr>
<tr>
<td>Officer</td>
<td>88</td>
</tr>
<tr>
<td>Officer who is in Default</td>
<td>88</td>
</tr>
<tr>
<td>Official Liquidator</td>
<td>89</td>
</tr>
<tr>
<td>One Person Company</td>
<td>90</td>
</tr>
<tr>
<td>Ordinary or Special Resolution</td>
<td>90</td>
</tr>
<tr>
<td>Paid-up Share Capital or Share Capital Paid-up</td>
<td>90</td>
</tr>
<tr>
<td>Postal Ballot</td>
<td>90</td>
</tr>
<tr>
<td>Prescribed</td>
<td>90</td>
</tr>
<tr>
<td>Previous Company Law</td>
<td>90</td>
</tr>
<tr>
<td>Private Company</td>
<td>91</td>
</tr>
<tr>
<td>Promoter</td>
<td>92</td>
</tr>
<tr>
<td>Prospectus</td>
<td>92</td>
</tr>
<tr>
<td>Public Company</td>
<td>92</td>
</tr>
<tr>
<td>Public Financial Institution</td>
<td>92</td>
</tr>
<tr>
<td>Recognised Stock Exchange</td>
<td>93</td>
</tr>
<tr>
<td>Register of Companies</td>
<td>93</td>
</tr>
<tr>
<td>Registrar</td>
<td>93</td>
</tr>
<tr>
<td>Related Party</td>
<td>93</td>
</tr>
<tr>
<td>Relative</td>
<td>94</td>
</tr>
<tr>
<td>Remuneration</td>
<td>95</td>
</tr>
<tr>
<td>Schedule</td>
<td>95</td>
</tr>
<tr>
<td>Scheduled Bank</td>
<td>95</td>
</tr>
<tr>
<td>Securities</td>
<td>95</td>
</tr>
<tr>
<td>Securities and Exchange Board</td>
<td>95</td>
</tr>
<tr>
<td>Serious Fraud Investigation Office</td>
<td>95</td>
</tr>
<tr>
<td>Share</td>
<td>95</td>
</tr>
<tr>
<td>Small Company</td>
<td>95</td>
</tr>
<tr>
<td>Subscribed Capital</td>
<td>96</td>
</tr>
<tr>
<td>Subsidiary Company or Subsidiary</td>
<td>96</td>
</tr>
<tr>
<td>Sweat Equity Shares</td>
<td>97</td>
</tr>
<tr>
<td>Total Voting Power</td>
<td>97</td>
</tr>
<tr>
<td>Tribunal</td>
<td>97</td>
</tr>
<tr>
<td>Turnover</td>
<td>97</td>
</tr>
<tr>
<td>Unlimited Company</td>
<td>97</td>
</tr>
<tr>
<td>Section</td>
<td>Description</td>
</tr>
<tr>
<td>---------</td>
<td>-------------</td>
</tr>
<tr>
<td>3.</td>
<td>Formation of company</td>
</tr>
<tr>
<td>4.</td>
<td>Memorandum</td>
</tr>
<tr>
<td>5.</td>
<td>Articles</td>
</tr>
<tr>
<td>6.</td>
<td>Act to override memorandum, articles, etc.</td>
</tr>
<tr>
<td>7.</td>
<td>Incorporation of company</td>
</tr>
<tr>
<td>8.</td>
<td>Formation of companies with charitable objects, etc.</td>
</tr>
<tr>
<td>9.</td>
<td>Effect of registration</td>
</tr>
<tr>
<td>10.</td>
<td>Effect of memorandum and articles</td>
</tr>
<tr>
<td>10A.</td>
<td>Commencement of business etc.</td>
</tr>
<tr>
<td>11.</td>
<td>Commencement of business, etc. [Omitted w.e.f. 29-May-2015]</td>
</tr>
<tr>
<td>12.</td>
<td>Registered office of company</td>
</tr>
<tr>
<td>13.</td>
<td>Alteration of memorandum</td>
</tr>
<tr>
<td>14.</td>
<td>Alteration of articles</td>
</tr>
<tr>
<td>15.</td>
<td>Alteration of memorandum or articles to be noted in every copy</td>
</tr>
<tr>
<td>16.</td>
<td>Rectification of name of company</td>
</tr>
<tr>
<td>17.</td>
<td>Copies of memorandum, articles, etc., to be given to members</td>
</tr>
<tr>
<td>18.</td>
<td>Conversion of companies already registered</td>
</tr>
<tr>
<td>19.</td>
<td>Subsidiary company not to hold shares in its holding company</td>
</tr>
<tr>
<td>20.</td>
<td>Service of documents</td>
</tr>
<tr>
<td>21.</td>
<td>Authentication of documents, proceedings and contracts</td>
</tr>
<tr>
<td>22.</td>
<td>Execution of bills of exchange, etc.</td>
</tr>
</tbody>
</table>

**CHAPTER II INCORPORATION OF COMPANY AND MATTERS INCIDENTAL THERETO** (Sections 3-22) .......... 98

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>23.</td>
<td>Public offer and private placement</td>
</tr>
<tr>
<td>24.</td>
<td>Power of Securities and Exchange Board to regulate issue and transfer of securities, etc.</td>
</tr>
<tr>
<td>25.</td>
<td>Document containing offer of securities for sale to be deemed prospectus</td>
</tr>
</tbody>
</table>

**CHAPTER III PROSPECTUS AND ALLOTMENT OF SECURITIES** (Sections 23-42) ........................................ 133

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>23.</td>
<td>Public offer and private placement</td>
</tr>
<tr>
<td>24.</td>
<td>Power of Securities and Exchange Board to regulate issue and transfer of securities, etc.</td>
</tr>
<tr>
<td>25.</td>
<td>Document containing offer of securities for sale to be deemed prospectus</td>
</tr>
</tbody>
</table>
CHAPTER IV SHARE CAPITAL AND DEBENTURES (Sections 43-72) .......................................................... 158

43. Kinds of share capital ........................................................................................................ 159

   Exception/ Modification/ Adaptation: ........................................................................... 160

44. Nature of shares or debentures ....................................................................................... 161

45. Numbering of shares ...................................................................................................... 162

46. Certificate of shares ........................................................................................................ 163

47. Voting rights ................................................................................................................... 164

   Exception/ Modification/ Adaptation: ........................................................................... 164

48. Variation of shareholders’ rights ...................................................................................... 165

49. Calls on shares of same class to be made on uniform basis .......................................... 166

50. Company to accept unpaid share capital, although not called up .............................. 167

51. Payment of dividend in proportion to amount paid-up ................................................ 168

52. Application of premiums received on issue of shares .................................................. 169

53. Prohibition on issue of shares at discount ..................................................................... 170

54. Issue of sweat equity shares .......................................................................................... 171

   Exception/ Modification/ Adaptation: ........................................................................... 171

55. Issue and redemption of preference shares .................................................................... 172

56. Transfer and transmission of securities ......................................................................... 174

   Exception/ Modification/ Adaptation: ........................................................................... 175
CHAPTER V

71. Debentures

72. Power to nominate

73. Prohibition on acceptance of deposits from public

74. Repayment of deposits, etc., accepted before commencement of this Act

75. Damages for fraud

76. Acceptance of deposits from public by certain companies

76A. Punishment for contravention of section 73 or section 76

CHAPTER VI

77. Duty to register charges, etc.

78. Application for registration of charge

79. Section 77 to apply in certain matters

80. Date of notice of charge

81. Register of charges to be kept by Registrar

82. Company to report satisfaction of charge

83. Power of Registrar to make entries of satisfaction and release in absence of intimation from company

Exception/Modification/Adaptation: .................................................................................. 182

63. Issue of bonus shares .................................................................................................. 184

64. Notice to be given to Registrar for alteration of share capital .................................. 185

65. Unlimited company to provide for reserve share capital on conversion into limited company .......................................................................................................................... 186

66. Reduction of share capital .......................................................................................... 187

67. Restrictions on purchase by company or giving of loans by it for purchase of its shares .... 189

68. Power of company to purchase its own securities ......................................................... 191

69. Transfer of certain sums to capital redemption reserve account .................................... 194

70. Prohibition for buy-back in certain circumstances ....................................................... 195

71. Debentures .................................................................................................................. 196

72. Power to nominate ...................................................................................................... 198

CHAPTER V

ACCEPTANCE OF DEPOSITS BY COMPANIES (Sections 73-76A) .......................................... 199

73. Prohibition on acceptance of deposits from public ...................................................... 200

74. Repayment of deposits, etc., accepted before commencement of this Act..................... 202

75. Damages for fraud ..................................................................................................... 203

76. Acceptance of deposits from public by certain companies ......................................... 204

76A. Punishment for contravention of section 73 or section 76 ......................................... 205

CHAPTER VI

REGISTRATION OF CHARGES (Sections 77-87) ...................................................................... 206

77. Duty to register charges, etc. ....................................................................................... 207

78. Application for registration of charge ......................................................................... 209

79. Section 77 to apply in certain matters .......................................................................... 210

80. Date of notice of charge ............................................................................................. 211

81. Register of charges to be kept by Registrar .................................................................. 212

82. Company to report satisfaction of charge .................................................................... 213

83. Power of Registrar to make entries of satisfaction and release in absence of intimation from company .................................................................................................................. 214
### CHAPTER VII MANAGEMENT AND ADMINISTRATION (Sections 88-122) 219

<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>88.</td>
<td>Register of members, etc.</td>
<td>220</td>
</tr>
<tr>
<td>89.</td>
<td>Declaration in respect of beneficial interest in any share</td>
<td>221</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>222</td>
</tr>
<tr>
<td>90.</td>
<td>Register of significant beneficial owners in a company</td>
<td>223</td>
</tr>
<tr>
<td>91.</td>
<td>Power to close register of members or debenture holders or other security holders</td>
<td>225</td>
</tr>
<tr>
<td>92.</td>
<td>Annual return</td>
<td>226</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>227</td>
</tr>
<tr>
<td>93.</td>
<td>Return to be filed with Registrar in case promoter’s stake changes [Omitted w.e.f. 13-June-2018]</td>
<td>228</td>
</tr>
<tr>
<td>94.</td>
<td>Place of keeping and inspection of registers, returns, etc.</td>
<td>229</td>
</tr>
<tr>
<td>95.</td>
<td>Registers, etc., to be evidence</td>
<td>230</td>
</tr>
<tr>
<td>96.</td>
<td>Annual general meeting</td>
<td>231</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>232</td>
</tr>
<tr>
<td>97.</td>
<td>Power of Tribunal to call annual general meeting</td>
<td>233</td>
</tr>
<tr>
<td>98.</td>
<td>Power of Tribunal to call meetings of members, etc.</td>
<td>234</td>
</tr>
<tr>
<td>99.</td>
<td>Punishment for default in complying with provisions of sections 96 to 98</td>
<td>235</td>
</tr>
<tr>
<td>100.</td>
<td>Calling of extraordinary general meeting</td>
<td>236</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>236</td>
</tr>
<tr>
<td>101.</td>
<td>Notice of meeting</td>
<td>238</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>238</td>
</tr>
<tr>
<td>102.</td>
<td>Statement to be annexed to notice</td>
<td>240</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>241</td>
</tr>
<tr>
<td>103.</td>
<td>Quorum for meetings</td>
<td>242</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>242</td>
</tr>
<tr>
<td>104.</td>
<td>Chairman of meetings</td>
<td>243</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>243</td>
</tr>
<tr>
<td>105.</td>
<td>Proxies</td>
<td>244</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>245</td>
</tr>
<tr>
<td>106.</td>
<td>Restriction on voting rights</td>
<td>246</td>
</tr>
<tr>
<td></td>
<td>Exception/ Modification/ Adaptation:</td>
<td>246</td>
</tr>
<tr>
<td>107.</td>
<td>Voting by show of hands</td>
<td>247</td>
</tr>
</tbody>
</table>
CHAPTER VIII DECLARATION AND PAYMENT OF DIVIDEND (Sections 123-127) ................................ 265

123. Declaration of dividend ......................................................... 266
Exception/Modification/Adaptation: .................................................. 267
124. Unpaid Dividend Account ........................................................ 268
125. Investor Education and Protection Fund ...................................... 270
126. Right to dividend, rights shares and bonus shares to be held in abeyance pending registration of transfer of shares ................................................................. 273
127. Punishment for failure to distribute dividends .................................. 274
Exception/Modification/Adaptation: .................................................. 274

CHAPTER IX ACCOUNTS OF COMPANIES (Sections 128-138) ................................ 275

128. Books of account, etc., to be kept by company .......................... 276
129. Financial statement ................................................................. 278
Exception/Modification/Adaptation: .................................................. 279
129A. Periodical financial results ..................................................... 281
130. Re-opening of accounts on court’s or Tribunal’s orders ..................... 282
131. Voluntary revision of financial statements or Board’s report ........... 283
<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>133.</td>
<td>Central Government to prescribe accounting standards</td>
</tr>
<tr>
<td>134.</td>
<td>Financial statement, Board's report, etc.</td>
</tr>
<tr>
<td>135.</td>
<td>Corporate Social Responsibility</td>
</tr>
<tr>
<td>136.</td>
<td>Right of member to copies of audited financial statement</td>
</tr>
<tr>
<td>137.</td>
<td>Copy of financial statement to be filed with Registrar</td>
</tr>
<tr>
<td>138.</td>
<td>Internal audit</td>
</tr>
<tr>
<td>139.</td>
<td>Appointment of auditors</td>
</tr>
<tr>
<td>140.</td>
<td>Removal, resignation of auditor and giving of special notice</td>
</tr>
<tr>
<td>141.</td>
<td>Eligibility, qualifications and disqualifications of auditors</td>
</tr>
<tr>
<td>142.</td>
<td>Remuneration of auditors</td>
</tr>
<tr>
<td>143.</td>
<td>Powers and duties of auditors and auditing standards</td>
</tr>
<tr>
<td>144.</td>
<td>Auditor not to render certain services</td>
</tr>
<tr>
<td>145.</td>
<td>Auditor to sign audit reports, etc.</td>
</tr>
<tr>
<td>146.</td>
<td>Auditors to attend general meeting</td>
</tr>
<tr>
<td>147.</td>
<td>Punishment for contravention</td>
</tr>
<tr>
<td>148.</td>
<td>Central Government to specify audit of items of cost in respect of certain companies</td>
</tr>
<tr>
<td>149.</td>
<td>Company to have Board of Directors</td>
</tr>
<tr>
<td>150.</td>
<td>Manner of selection of independent directors and maintenance of databank of independent directors</td>
</tr>
<tr>
<td>151.</td>
<td>Appointment of director elected by small shareholders</td>
</tr>
<tr>
<td>152.</td>
<td>Appointment of directors</td>
</tr>
<tr>
<td>153.</td>
<td>Application for allotment of Director Identification Number</td>
</tr>
</tbody>
</table>
154. Allotment of Director Identification Number .................................................... 334
155. Prohibition to obtain more than one Director Identification Number ...................... 335
156. Director to intimate Director Identification Number ........................................... 336
157. Company to inform Director Identification Number to Registrar .......................... 337
158. Obligation to indicate Director Identification Number ......................................... 338
159. Penalty for default of certain provisions .............................................................. 339
160. Right of persons other than retiring directors to stand for directorship ................... 340
  Exception/ Modification/ Adaptation: ....................................................................... 340
161. Appointment of additional director, alternate director and nominee director ............. 342
  Exception/ Modification/ Adaptation: ....................................................................... 342
162. Appointment of directors to be voted individually .................................................. 344
  Exception/ Modification/ Adaptation: ....................................................................... 344
163. Option to adopt principle of proportional representation for appointment of directors 345
  Exception/ Modification/ Adaptation: ....................................................................... 345
164. Disqualifications for appointment of director ......................................................... 346
  Exception/ Modification/ Adaptation: ....................................................................... 347
165. Number of directorships ....................................................................................... 348
  Exception/ Modification/ Adaptation: ....................................................................... 349
166. Duties of directors ................................................................................................. 350
167. Vacation of office of director ................................................................................ 351
168. Resignation of director ......................................................................................... 353
  Exception/ Modification/ Adaptation: ....................................................................... 353
169. Removal of directors ............................................................................................. 354
170. Register of directors and key managerial personnel and their shareholding .......... 356
  Exception/ Modification/ Adaptation: ....................................................................... 356
171. Members’ right to inspect ...................................................................................... 357
  Exception/ Modification/ Adaptation: ....................................................................... 357
172. Punishment ............................................................................................................ 358

CHAPTER XII MEETINGS OF BOARD AND ITS POWERS (Sections 173-195) ....................... 359
173. Meetings of Board ............................................................................................... 360
  Exception/ Modification/ Adaptation: ....................................................................... 361
174. Quorum for meetings of Board ............................................................................ 362
  Exception/ Modification/ Adaptation: ....................................................................... 362
175. Passing of resolution by circulation ...................................................................... 364
176. Defects in appointment of directors not to invalidate actions taken ...................... 365
177. Audit Committee ................................................................................................ 366
CHAPTER XIII

APPOINTMENT AND REMUNERATION OF MANAGERIAL PERSONNEL (Sections 196-205) . 400

196. Appointment of managing director, whole-time director or manager .......................... 401

   Exception/ Modification/ Adaptation: ................................................................. 402

197. Overall maximum managerial remuneration and managerial remuneration in case of absence or inadequacy of profits ................................................................. 403

   Exception/ Modification/ Adaptation: ................................................................. 405

198. Calculation of profits .................................................................................. 407

199. Recovery of remuneration in certain cases .................................................. 409

Exception/ Modification/ Adaptation: ....................................................................... 367

178. Nomination and Remuneration Committee and Stakeholders Relationship Committee ... 369

Exception/ Modification/ Adaptation: ....................................................................... 370

179. Powers of Board ....................................................................................... 371

Exception/ Modification/ Adaptation: ....................................................................... 372

180. Restrictions on powers of Board .................................................................. 373

Exception/ Modification/ Adaptation: ....................................................................... 374

181. Company to contribute to bona fide and charitable funds, etc. ......................... 375

182. Prohibitions and restrictions regarding political contributions .......................... 376

183. Power of Board and other persons to make contributions to national defence fund, etc. 378

184. Disclosure of interest by director .................................................................. 379

Exception/ Modification/ Adaptation: ....................................................................... 380

185. Loan to directors, etc. .................................................................................. 381

Exception/ Modification/ Adaptation: ....................................................................... 382

186. Loan and investment by company .................................................................. 384

Exception/ Modification/ Adaptation: ....................................................................... 386

187. Investments of company to be held in its own name ........................................ 388

188. Related party transactions ............................................................................ 389

Exception/ Modification/ Adaptation: ....................................................................... 390

189. Register of contracts or arrangements in which directors are interested ............ 392

Exception/ Modification/ Adaptation: ....................................................................... 392

190. Contract of employment with managing or whole-time directors ...................... 393

191. Payment to director for loss of office, etc., in connection with transfer of undertaking, property or shares ......................................................................................... 394

192. Restriction on non-cash transactions involving directors .................................... 396

193. Contract by One Person Company .................................................................. 397

194. Prohibition on Forward Dealings in Securities of Company by Director or key Managerial Personnel [Omitted w.e.f. 9-Feb-2018] ................................................................. 398


© AUBSP The Companies Act, 2013 Back to Index 15 | P a g e
200. Central Government or company to fix limit with regard to remuneration..........................410
201. Forms of, and procedure in relation to, certain applications ........................................411
202. Compensation for loss of office of managing or whole-time director or manager ..........412
203. Appointment of key managerial personnel ......................................................................413
   Exception/ Modification/ Adaptation: ..................................................................................414
204. Secretarial audit for bigger companies ............................................................................415
205. Functions of company secretary ......................................................................................416
CHAPTER XIV INSPECTION, INQUIRY AND INVESTIGATION (Sections 206-229) ..................417
206. Power to call for information, inspect books and conduct inquiries ...............................418
207. Conduct of inspection and inquiry ....................................................................................420
208. Report on inspection made ...............................................................................................421
209. Search and seizure ............................................................................................................422
210. Investigation into affairs of company ................................................................................423
211. Establishment of Serious Fraud Investigation Office .........................................................424
212. Investigation into affairs of Company by Serious Fraud Investigation Office ..................426
213. Investigation into company’s affairs in other cases ..........................................................429
214. Security for payment of costs and expenses of investigation .........................................431
215. Firm, body corporate or association not to be appointed as inspector .............................432
216. Investigation of ownership of company ..........................................................................433
217. Procedure, powers, etc., of inspectors .............................................................................434
218. Protection of employees during investigation ....................................................................437
219. Power of inspector to conduct investigation into affairs of related companies, etc. .........438
220. Seizure of documents by inspector ....................................................................................439
221. Freezing of assets of company on inquiry and investigation .............................................440
222. Imposition of restrictions upon securities ........................................................................441
223. Inspector’s report ...............................................................................................................442
224. Actions to be taken in pursuance of inspector’s report .....................................................443
225. Expenses of investigation ..................................................................................................445
226. Voluntary winding up of company, etc., not to stop investigation proceedings ...............446
227. Legal advisers and bankers not to disclose certain information .......................................447
228. Investigation, etc., of foreign companies ...........................................................................448
229. Penalty for furnishing false statement, mutilation, destruction of documents ..................449
CHAPTER XV COMPROMISES, ARRANGEMENTS AND AMALGAMATIONS (Sections 230-240) ....450
230. Power to compromise or make arrangements with creditors and members .....................451
   Exception/ Modification/ Adaptation: ....................................................................................454
Table of Contents

CHAPTER XIX
252. Appeal to Tribunal ...........................................................................................................496
253. Determination of sickness [Omitted w.e.f. 15-Nov-2016] ........................................494
254. Application for revival and rehabilitation [Omitted w.e.f. 15-Nov-2016] ..................495
255. Exclusion of certain time in computing period of limitation [Omitted w.e.f. 15-Nov-2016] ....496

CHAPTER XVIII
251. Fraudulent application for removal of name ................................................................487
252. Merger and amalgamation of companies .......................................................................456
253. Merger or amalgamation of certain companies ...............................................................460
254. Merger or amalgamation of company with foreign company ......................................463
255. Power to acquire shares of shareholders dissenting from scheme or contract approved by majority ..................................................................................................................464
256. Purchase of minority shareholding ...............................................................................466
257. Power of Central Government to provide for amalgamation of companies in public interest ........................................................................................................................................468
258. Registration of offer of schemes involving transfer of shares ......................................469
259. Preservation of books and papers of amalgamated companies ....................................470
260. Liability of officers in respect of offences committed prior to merger, amalgamation, etc. .............................................................................................................................................471

CHAPTER XVI PREVENTION OF OPPRESSION AND MISMANAGEMENT
(Sections 241-246) ..................................................................................................................472
241. Application to Tribunal for relief in cases of oppression, etc. .....................................473
242. Powers of Tribunal .........................................................................................................475
243. Consequence of termination or modification of certain agreements .........................477
244. Right to apply under section 241 ..................................................................................478
245. Class action .....................................................................................................................479
246. Application of certain provisions to proceedings under section 241 or section 245 ......482

CHAPTER XVII REGISTERED VALUERS
(Section 247) .............................................................................................................................483
247. Valuation by registered valuers ......................................................................................484

CHAPTER XVIII REMOVAL OF NAMES OF COMPANIES FROM THE REGISTER OF COMPANIES
(Sections 248-252) ..................................................................................................................486
248. Power of Registrar to remove name of company from register of companies .............487
249. Restrictions on making application under section 248 in certain situations ...............489
250. Effect of company notified as dissolved ......................................................................490
251. Fraudulent application for removal of name .................................................................491
252. Appeal to Tribunal .........................................................................................................492

CHAPTER XIX REVIVAL AND REHABILITATION OF SICK COMPANIES
(Sections 253-269) ................................................................................................................493
253. Determination of sickness [Omitted w.e.f. 15-Nov-2016] ............................................494
254. Application for revival and rehabilitation [Omitted w.e.f. 15-Nov-2016] ......................495
255. Exclusion of certain time in computing period of limitation [Omitted w.e.f. 15-Nov-2016] ....496
256. Appointment of interim administrator [Omitted w.e.f. 15-Nov-2016] .................................. 497
257. Committee of creditors [Omitted w.e.f. 15-Nov-2016] ...................................................... 498
258. Order of Tribunal [Omitted w.e.f. 15-Nov-2016] ................................................................. 499
259. Appointment of administrator [Omitted w.e.f. 15-Nov-2016] ............................................. 500
261. Scheme of revival and rehabilitation [Omitted w.e.f. 15-Nov-2016] ................................ 502
262. Sanction of scheme [Omitted w.e.f. 15-Nov-2016] ............................................................. 503
263. Scheme to be binding [Omitted w.e.f. 15-Nov-2016] .......................................................... 504
264. Implementation of scheme [Omitted w.e.f. 15-Nov-2016] .................................................. 505
265. Winding up of company on report of company administrator [Omitted w.e.f. 15-Nov-2016] ...... 506
266. Power of Tribunal to assess damages against delinquent directors, etc. [Omitted w.e.f. 15-Nov-2016] ........ 507
267. Punishment for certain offences [Omitted w.e.f. 15-Nov-2016] .......................................... 508
268. Bar of jurisdiction [Omitted w.e.f. 15-Nov-2016] ................................................................. 509
269. Rehabilitation and Insolvency Fund [Omitted w.e.f. 15-Nov-2016] ...................................... 510

CHAPTER XX WINDING UP (Sections 270-365) ............................................................................. 511

270. Winding up by Tribunal ........................................................................................................ 512
271. Circumstances in which company may be wound up by Tribunal ........................................ 513
272. Petition for winding up ......................................................................................................... 514
273. Powers of Tribunal .............................................................................................................. 516
274. Directions for filing statement of affairs ............................................................................ 517
275. Company Liquidators and their appointments .................................................................... 518
276. Removal and replacement of liquidator ............................................................................ 519
277. Intimation to Company Liquidator, provisional liquidator and Registrar ............................. 520
278. Effect of winding up order ..................................................................................................... 522
279. Stay of suits, etc., on winding up order ................................................................................ 523
280. Jurisdiction of Tribunal ......................................................................................................... 524
281. Submission of report by Company Liquidator ..................................................................... 525
282. Directions of Tribunal on report of Company Liquidator .................................................. 527
283. Custody of company's properties ......................................................................................... 528
284. Promoters, directors, etc., to cooperate with Company Liquidator ...................................... 529
285. Settlement of list of contributories and application of assets ................................................. 530
286. Obligations of directors and managers ............................................................................... 531
287. Advisory committee ............................................................................................................ 532
288. Submission of periodical reports to Tribunal ....................................................................... 533
<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>289.</td>
<td>Power of Tribunal on application for stay of winding up [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>290.</td>
<td>Powers and duties of Company Liquidator</td>
</tr>
<tr>
<td>291.</td>
<td>Provision for professional assistance to Company Liquidator</td>
</tr>
<tr>
<td>292.</td>
<td>Exercise and control of Company Liquidator’s powers</td>
</tr>
<tr>
<td>293.</td>
<td>Books to be kept by Company Liquidator</td>
</tr>
<tr>
<td>294.</td>
<td>Audit of Company Liquidator’s accounts</td>
</tr>
<tr>
<td>295.</td>
<td>Payment of debts by contributory and extent of set-off</td>
</tr>
<tr>
<td>296.</td>
<td>Power of Tribunal to make calls</td>
</tr>
<tr>
<td>297.</td>
<td>Adjustment of rights of contributories</td>
</tr>
<tr>
<td>298.</td>
<td>Power to order costs</td>
</tr>
<tr>
<td>299.</td>
<td>Power to summon persons suspected of having property of company, etc.</td>
</tr>
<tr>
<td>300.</td>
<td>Power to order examination of promoters, directors, etc.</td>
</tr>
<tr>
<td>301.</td>
<td>Arrest of person trying to leave India or abscond</td>
</tr>
<tr>
<td>302.</td>
<td>Dissolution of company by Tribunal</td>
</tr>
<tr>
<td>303.</td>
<td>Appeals from orders made before commencement of Act</td>
</tr>
<tr>
<td>304.</td>
<td>Circumstances in which company may be wound up voluntarily [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>305.</td>
<td>Declaration of solvency in case of proposal to wind up voluntarily [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>306.</td>
<td>Meeting of creditors [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>307.</td>
<td>Publication of resolution to wind up voluntarily [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>308.</td>
<td>Commencement of voluntary winding up [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>309.</td>
<td>Effect of voluntary winding up [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>310.</td>
<td>Appointment of Company Liquidator [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>311.</td>
<td>Power to remove and fill vacancy of Company Liquidator [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>312.</td>
<td>Notice of appointment of Company Liquidator to be given to Registrar [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>313.</td>
<td>Cesser of Board’s powers on appointment of Company Liquidator [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>314.</td>
<td>Powers and duties of Company Liquidator in voluntary winding up [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>315.</td>
<td>Appointment of committees [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>316.</td>
<td>Company Liquidator to submit report on progress of winding up [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>317.</td>
<td>Report of Company Liquidator to Tribunal for examination of persons [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>318.</td>
<td>Final meeting and dissolution of company [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>Section</td>
<td>Description</td>
</tr>
<tr>
<td>---------</td>
<td>-------------</td>
</tr>
<tr>
<td>319.</td>
<td>Power of Company Liquidator to accept shares, etc., as consideration for sale of property of company [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>320.</td>
<td>Distribution of property of company [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>321.</td>
<td>Arrangement when binding on company and creditors [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>322.</td>
<td>Power to apply to Tribunal to have questions determined, etc. [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>323.</td>
<td>Costs of voluntary winding up [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>324.</td>
<td>Debts of all descriptions to be admitted to proof</td>
</tr>
<tr>
<td>325.</td>
<td>Application of insolvency rules in winding up of insolvent companies [Omitted w.e.f. 15-Nov-2016]</td>
</tr>
<tr>
<td>326.</td>
<td>Overriding preferential payments</td>
</tr>
<tr>
<td>327.</td>
<td>Preferential payments</td>
</tr>
<tr>
<td>328.</td>
<td>Fraudulent preference</td>
</tr>
<tr>
<td>329.</td>
<td>Transfers not in good faith to be void</td>
</tr>
<tr>
<td>330.</td>
<td>Certain transfers to be void</td>
</tr>
<tr>
<td>331.</td>
<td>Liabilities and rights of certain persons fraudulently preferred</td>
</tr>
<tr>
<td>332.</td>
<td>Effect of floating charge</td>
</tr>
<tr>
<td>333.</td>
<td>Disclaimer of onerous property</td>
</tr>
<tr>
<td>334.</td>
<td>Transfers, etc., after commencement of winding up to be void</td>
</tr>
<tr>
<td>335.</td>
<td>Certain attachments, executions, etc., in winding up by Tribunal to be void</td>
</tr>
<tr>
<td>336.</td>
<td>Offences by officers of companies in liquidation</td>
</tr>
<tr>
<td>337.</td>
<td>Penalty for frauds by officers</td>
</tr>
<tr>
<td>338.</td>
<td>Liability where proper accounts not kept</td>
</tr>
<tr>
<td>339.</td>
<td>Liability for fraudulent conduct of business</td>
</tr>
<tr>
<td>340.</td>
<td>Power of Tribunal to assess damages against delinquent directors, etc.</td>
</tr>
<tr>
<td>341.</td>
<td>Liability under sections 339 and 340 to extend to partners or directors in firms or companies</td>
</tr>
<tr>
<td>342.</td>
<td>Prosecution of delinquent officers and members of company</td>
</tr>
<tr>
<td>343.</td>
<td>Company Liquidator to exercise certain powers subject to sanction</td>
</tr>
<tr>
<td>344.</td>
<td>Statement that company is in liquidation</td>
</tr>
<tr>
<td>345.</td>
<td>Books and papers of company to be evidence</td>
</tr>
<tr>
<td>346.</td>
<td>Inspection of books and papers by creditors and contributories</td>
</tr>
<tr>
<td>347.</td>
<td>Disposal of books and papers of company</td>
</tr>
<tr>
<td>348.</td>
<td>Information as to pending liquidations</td>
</tr>
<tr>
<td>349.</td>
<td>Official Liquidator to make payments into public account of India</td>
</tr>
<tr>
<td>350.</td>
<td>Company Liquidator to deposit monies into scheduled bank</td>
</tr>
<tr>
<td>351.</td>
<td>Liquidator not to deposit monies into private banking account</td>
</tr>
</tbody>
</table>
352. Company Liquidation Dividend and Undistributed Assets Account ....................................................604
353. Liquidator to make returns, etc. ...........................................................................................................606
354. Meetings to ascertain wishes of creditors or contributories ..............................................................607
355. Court, tribunal or person, etc., before whom affidavit may be sworn ..................................................608
356. Powers of Tribunal to declare dissolution of company void ...............................................................609
357. Commencement of winding up by Tribunal .........................................................................................610
358. Exclusion of certain time in computing period of limitation .................................................................611
359. Appointment of Official Liquidator ....................................................................................................612
360. Powers and functions of Official Liquidator .......................................................................................613
361. Summary procedure for liquidation .....................................................................................................614
362. Sale of assets and recovery of debts due to company .........................................................................615
363. Settlement of claims of creditors by Official Liquidator ....................................................................616
364. Appeal by creditor ................................................................................................................................617
365. Order of dissolution of company .......................................................................................................618

CHAPTER XXI PART I - COMPANIES AUTHORISED TO REGISTER UNDER THIS ACT (Sections 366-374) . 619
366. Companies capable of being registered ..............................................................................................620
367. Certificate of registration of existing companies ................................................................................622
368. Vesting of property on registration .....................................................................................................623
369. Saving of existing liabilities ................................................................................................................624
370. Continuation of pending legal proceedings .........................................................................................625
371. Effect of registration under this Part ....................................................................................................626
372. Power of Court to stay or restrain proceedings ..................................................................................628
373. Suits stayed on winding up order ........................................................................................................629
374. Obligations of companies registering under this Part .......................................................................630

CHAPTER XXI PART II - WINDING UP OF UNREGISTERED COMPANIES (Sections 375-378) ................. 631
375. Winding up of unregistered companies .............................................................................................632
376. Power to wind up foreign companies, although dissolved .................................................................634
377. Provisions of Chapter cumulative ......................................................................................................635
378. Saving and construction of enactments conferring power to wind up partnership firm, association or company, etc., in certain cases ..........................................................636

CHAPTER XXIA PART I - PRELIMINARY (Section 378A) .......................................................................... 637
378A. Definitions .........................................................................................................................................638

CHAPTER XXIA PART II - INCORPORATION OF PRODUCER COMPANIES AND OTHER MATTERS (Sections 378B-378N) ........................................................................................................ 640
378B. Objects of Producer Company .......................................................................................................641
378C. Formation of Producer Company and its registration .............................................. 642
378D. Membership and voting rights of Members of Producer Company .......................... 643
378E. Benefits to Members ............................................................................................. 644
378F. Memorandum of Producer Company ....................................................................... 645
378G. Articles of association ............................................................................................ 646
378H. Amendment of memorandum .................................................................................. 648
378I. Amendment of articles ............................................................................................. 649
378J. Option to inter-State co-operative societies to become Producer Companies ......... 650
378K. Effect of incorporation of Producer Company ......................................................... 652
378L. Vesting of undertaking in Producer Company ......................................................... 653
378M. Concession, etc., to be deemed to have been granted to Producer Company ......... 654
378N. Provisions in respect of officers and other employees of inter-State co-operative society .............................................................................................................. 655

CHAPTER XXIA PART III - MANAGEMENT OF PRODUCER COMPANY (Sections 378O-378Z) ...... 657

378O. Number of directors ............................................................................................... 658
378P. Appointment of directors .......................................................................................... 659
378Q. Vacation of office by directors .................................................................................. 660
378R. Powers and functions of Board ............................................................................... 661
378S. Matters to be transacted at general meeting .............................................................. 662
378T. Liability of directors ............................................................................................... 663
378U. Committee of directors .......................................................................................... 664
378V. Meetings of Board and quorum .............................................................................. 665
378W. Chief Executive and his functions .......................................................................... 666
378X. Secretary of Producer Company ............................................................................. 667
378Y. Quorum .................................................................................................................. 668
378Z. Voting rights ........................................................................................................... 669

CHAPTER XXIA PART IV - GENERAL MEETINGS (Section 378ZA) ............................................. 670

378ZA. Annual general meetings ...................................................................................... 671

CHAPTER XXIA PART V - SHARE CAPITAL AND MEMBERS RIGHTS (Section 378ZB-378ZD) ...... 673

378ZB. Share capital ......................................................................................................... 674
378ZC. Special user rights ................................................................................................. 675
378ZD. Transferability of shares and attendant rights ....................................................... 676

CHAPTER XXIA PART VI - FINANCE, ACCOUNTS AND AUDIT (Section 378ZE-378ZJ) ............. 677

378ZE. Books of account ................................................................................................. 678
378ZF. Internal audit .......................................................................................................... 679
<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>378ZG</td>
<td>Duties of auditor under this Chapter</td>
</tr>
<tr>
<td>378ZH</td>
<td>Donation or subscription by Producer Company</td>
</tr>
<tr>
<td>378ZI</td>
<td>General and other reserves</td>
</tr>
<tr>
<td>378ZJ</td>
<td>Issue of bonus shares</td>
</tr>
<tr>
<td>378ZK</td>
<td>Loan, etc., to Members</td>
</tr>
<tr>
<td>378ZL</td>
<td>Investment in other companies, formation of subsidiaries, etc.</td>
</tr>
<tr>
<td>378ZM</td>
<td>Penalty for contravention</td>
</tr>
<tr>
<td>378ZN</td>
<td>Amalgamation, merger or division, etc., to form new Producer Companies</td>
</tr>
<tr>
<td>378ZO</td>
<td>Disputes</td>
</tr>
<tr>
<td>378ZP</td>
<td>Strike off name of Producer Company</td>
</tr>
<tr>
<td>378ZQ</td>
<td>Provisions of this Chapter to override other laws</td>
</tr>
<tr>
<td>378ZR</td>
<td>Application of provisions relating to private companies</td>
</tr>
<tr>
<td>378ZS</td>
<td>Re-conversion of Producer Company to inter-State co-operative society</td>
</tr>
<tr>
<td>378ZT</td>
<td>Power to modify Act in its application to Producer Companies</td>
</tr>
<tr>
<td>378ZU</td>
<td>Power to make rules</td>
</tr>
<tr>
<td>379</td>
<td>Application of Act to foreign companies</td>
</tr>
<tr>
<td>380</td>
<td>Documents, etc., to be delivered to Registrar by foreign companies</td>
</tr>
<tr>
<td>381</td>
<td>Accounts of foreign company</td>
</tr>
<tr>
<td>382</td>
<td>Display of name, etc., of foreign company</td>
</tr>
<tr>
<td>383</td>
<td>Service on foreign company</td>
</tr>
<tr>
<td>384</td>
<td>Debentures, annual return, registration of charges, books of account and their inspection</td>
</tr>
</tbody>
</table>

**Exception/Modification/Adaptation:**

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>385</td>
<td>Fee for registration of documents</td>
</tr>
<tr>
<td>386</td>
<td>Interpretation</td>
</tr>
<tr>
<td>387</td>
<td>Dating of prospectus and particulars to be contained therein</td>
</tr>
</tbody>
</table>

© AUBSP The Companies Act, 2013 Back to Index 23 Page
Table of Contents

388. Provisions as to expert’s consent and allotment ............................................716
389. Registration of prospectus ...............................................................................717
390. Offer of Indian Depository Receipts .................................................................718
391. Application of sections 34 to 36 and Chapter XX ........................................719
392. Punishment for contravention ........................................................................720
393. Company’s failure to comply with provisions of this Chapter not to affect validity of contracts, etc. .................................................................721
393A. Exemptions under this Chapter ......................................................................722

CHAPTER XXIII GOVERNMENT COMPANIES (Sections 394-395) ..........................723
394. Annual reports on Government companies .....................................................724
395. Annual reports where one or more State Governments are members of companies ....725

CHAPTER XXIV REGISTRATION OFFICES AND FEES (Sections 396-404) .........726
396. Registration offices ........................................................................................727
397. Admissibility of certain documents as evidence .............................................728
398. Provisions relating to filing of applications, documents, inspection, etc., in electronic form .................................................................729
399. Inspection, production and evidence of documents kept by Registrar ..............731
400. Electronic form to be exclusive, alternative or in addition to physical form ........732
401. Provision of value added services through electronic form ..............................733
402. Application of provisions of Information Technology Act, 2000 ....................734
403. Fee for filing, etc. ............................................................................................735

Exception/ Modification/ Adaptation: ..................................................................735
404. Fees, etc., to be credited into public account ..................................................737

CHAPTER XXV COMPANIES TO FURNISH INFORMATION OR STATISTICS (Section 405) ..........738
405. Power of Central Government to direct companies to furnish information or statistics ...739

CHAPTER XXVI NIDHIS (Section 406) ..................................................................740
406. Provision relating to Nidhis and its application, etc. ........................................741

CHAPTER XXVII NATIONAL COMPANY LAW TRIBUNAL AND APPELLATE TRIBUNAL (Sections 407-434) 742
407. Definitions ......................................................................................................743
408. Constitution of National Company Law Tribunal ............................................744
409. Qualification of President and Members of Tribunal ......................................745
410. Constitution of Appellate Tribunal ................................................................746
411. Qualifications of chairperson and Members of Appellate Tribunal ...............748
412. Selection of Members of Tribunal and Appellate Tribunal .............................749
413. Term of office of President, chairperson and other Members ..........................750
Table of Contents

414. Salary, allowances and other terms and conditions of service of Members ..................................751
415. Acting President and Chairperson of Tribunal or Appellate Tribunal ...........................................752
416. Resignation of Members .......................................................................................................................753
417. Removal of Members ............................................................................................................................754
417A. Qualifications, terms and conditions of service of Chairperson and Member ..............................755
418. Staff of Tribunal and Appellate Tribunal ............................................................................................756
418A. Benches of Appellate Tribunal ........................................................................................................757
419. Benches of Tribunal ...............................................................................................................................758
420. Orders of Tribunal ...................................................................................................................................760
421. Appeal from orders of Tribunal ..............................................................................................................761
422. Expeditious disposal by Tribunal and Appellate Tribunal .................................................................762
423. Appeal to Supreme Court ......................................................................................................................763
424. Procedure before Tribunal and Appellate Tribunal .............................................................................764
425. Power to punish for contempt ..............................................................................................................766
426. Delegation of powers ..............................................................................................................................767
427. President, Members, officers, etc., to be public servants .....................................................................768
428. Protection of action taken in good faith .................................................................................................769
429. Power to seek assistance of Chief Metropolitan Magistrate, etc. .........................................................770
430. Civil court not to have jurisdiction .......................................................................................................771
431. Vacancy in Tribunal or Appellate Tribunal not to invalidate acts or proceedings ............................772
432. Right to legal representation ................................................................................................................773
433. Limitation ................................................................................................................................................774
434. Transfer of certain pending proceedings .............................................................................................775

CHAPTER XXVIII SPECIAL COURTS (Sections 435-446B) .................................................................777

435. Establishment of Special Courts ...........................................................................................................778
  TABLE ............................................................................................................................................................778
436. Offences triable by Special Courts ........................................................................................................782
437. Appeal and revision ................................................................................................................................784
438. Application of Code to proceedings before Special Court .....................................................................785
439. Offences to be noncognizable ................................................................................................................786
  Exception/ Modification/ Adaptation: ........................................................................................................786
440. Transitional provisions ...........................................................................................................................787
441. Compounding of certain offences .........................................................................................................788
442. Mediation and Conciliation Panel .........................................................................................................790
443. Power of Central Government to appoint company prosecutors .........................................................791
## Table of Contents

### CHAPTER XXIX

The Companies Act, 2013

<table>
<thead>
<tr>
<th>Section</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>444.</td>
<td>Appeal against acquittal</td>
<td>792</td>
</tr>
<tr>
<td>445.</td>
<td>Compensation for accusation without reasonable cause</td>
<td>793</td>
</tr>
<tr>
<td>446.</td>
<td>Application of fines</td>
<td>794</td>
</tr>
<tr>
<td>446A.</td>
<td>Factors for determining level of punishment</td>
<td>795</td>
</tr>
<tr>
<td>446B.</td>
<td>Lesser penalties for certain companies</td>
<td>796</td>
</tr>
<tr>
<td>447.</td>
<td>Punishment for fraud</td>
<td>798</td>
</tr>
<tr>
<td>448.</td>
<td>Punishment for false statement</td>
<td>799</td>
</tr>
<tr>
<td>449.</td>
<td>Punishment for false evidence</td>
<td>800</td>
</tr>
<tr>
<td>450.</td>
<td>Punishment where no specific penalty or punishment is provided</td>
<td>801</td>
</tr>
<tr>
<td>451.</td>
<td>Punishment in case of repeated default</td>
<td>802</td>
</tr>
<tr>
<td>452.</td>
<td>Punishment for wrongful withholding of property</td>
<td>803</td>
</tr>
<tr>
<td>453.</td>
<td>Punishment for improper use of “Limited” or “Private Limited”</td>
<td>804</td>
</tr>
<tr>
<td>454.</td>
<td>Adjudication of penalties</td>
<td>805</td>
</tr>
<tr>
<td>454A.</td>
<td>Penalty for repeated default</td>
<td>808</td>
</tr>
<tr>
<td>455.</td>
<td>Dormant company</td>
<td>809</td>
</tr>
<tr>
<td>456.</td>
<td>Protection of action taken in good faith</td>
<td>810</td>
</tr>
<tr>
<td>457.</td>
<td>Nondisclosure of information in certain cases</td>
<td>811</td>
</tr>
<tr>
<td>458.</td>
<td>Delegation by Central Government of its powers and functions</td>
<td>812</td>
</tr>
<tr>
<td>459.</td>
<td>Powers of Central Government or Tribunal to accord approval, etc., subject to conditions and to prescribe fees on applications</td>
<td>813</td>
</tr>
<tr>
<td>460.</td>
<td>Condonation of delay in certain cases</td>
<td>814</td>
</tr>
<tr>
<td>461.</td>
<td>Annual report by Central Government</td>
<td>815</td>
</tr>
<tr>
<td>462.</td>
<td>Power to exempt class or classes of companies from provisions of this Act</td>
<td>816</td>
</tr>
<tr>
<td>463.</td>
<td>Power of court to grant relief in certain cases</td>
<td>817</td>
</tr>
<tr>
<td>464.</td>
<td>Prohibition of association or partnership of persons exceeding certain number</td>
<td>818</td>
</tr>
<tr>
<td>465.</td>
<td>Repeal of certain enactments and savings</td>
<td>819</td>
</tr>
<tr>
<td>466.</td>
<td>Dissolution of Company Law Board and consequential provisions</td>
<td>821</td>
</tr>
<tr>
<td>467.</td>
<td>Power of Central Government to amend Schedules</td>
<td>823</td>
</tr>
<tr>
<td>468.</td>
<td>Powers of Central Government to make rules relating to winding up</td>
<td>824</td>
</tr>
<tr>
<td>469.</td>
<td>Power of Central Government to make rules</td>
<td>825</td>
</tr>
<tr>
<td>470.</td>
<td>Power to remove difficulties</td>
<td>826</td>
</tr>
</tbody>
</table>

### SCHEDULE – I

<table>
<thead>
<tr>
<th>Table</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY SHARES</td>
<td>828</td>
</tr>
<tr>
<td>B</td>
<td></td>
<td>830</td>
</tr>
</tbody>
</table>
Table of Contents

MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY GUARANTEE AND NOT HAVING A SHARE CAPITAL ................................................................. 830

TABLE - C .................................................................................................................. 832

MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY GUARANTEE AND HAVING A SHARE CAPITAL ......................................................... 832

TABLE - D .................................................................................................................. 834

MEMORANDUM OF ASSOCIATION OF AN UNLIMITED COMPANY AND NOT HAVING SHARE CAPITAL ................................................................. 834

TABLE - E .................................................................................................................. 836

MEMORANDUM OF ASSOCIATION OF AN UNLIMITED COMPANY AND HAVING SHARE CAPITAL ................................................................. 836

TABLE - F .................................................................................................................. 838

ARTICLES OF ASSOCIATION OF A COMPANY LIMITED BY SHARES .................. 838

TABLE – G .................................................................................................................. 854

ARTICLES OF ASSOCIATION OF A COMPANY LIMITED BY GUARANTEE AND HAVING A SHARE CAPITAL ................................................................. 854

TABLE - H .................................................................................................................. 855

ARTICLES OF ASSOCIATION OF A COMPANY LIMITED BY GUARANTEE AND NOT HAVING SHARE CAPITAL ................................................................. 855

TABLE – I .................................................................................................................. 860

ARTICLES OF ASSOCIATION OF AN UNLIMITED COMPANY AND HAVING A SHARE CAPITAL ................................................................. 860

TABLE - J .................................................................................................................. 861

ARTICLES OF ASSOCIATION OF AN UNLIMITED COMPANY AND NOT HAVING SHARE CAPITAL ................................................................. 861

SCHEDULE – II ........................................................................................................ 862

USEFUL LIVES TO COMPUTE DEPRECIATION ..................................................... 863

PART ‘A’ .................................................................................................................... 863

PART ‘B’ .................................................................................................................... 866

PART ‘C’ .................................................................................................................... 867

SCHEDULE – III ........................................................................................................ 872

Division I .................................................................................................................. 873

GENERAL INSTURCTIONS FOR PREPARATION OF BALANCE SHEET AND STATEMENT OF PROFIT AND LOSS OF A COMPANY” ......................................................... 873

PART I — BALANCE SHEET .................................................................................. 875

PART II – STATEMENT OF PROFIT AND LOSS ..................................................... 896

Division II .................................................................................................................. 904

GENERAL INSTURCTIONS FOR PREPARATION OF FINANCIAL STATEMENTS OF A COMPANY REQUIRED TO COMPLY WITH Ind AS ......................................................... 904
Table of Contents

PART I – BALANCE SHEET ........................................................................................................ 906
PART II – STATEMENT OF PROFIT AND LOSS .............................................................. 935

Division III ................................................................................................................................. 942

GENERAL INSTRUCTIONS FOR PREPARATION OF FINANCIAL STATEMENTS OF A NON-BANKING FINANCIAL COMPANY (NBFC) THAT IS REQUIRED TO COMPLY WITH INDIAN ACCOUNTING STANDARDS (Ind AS) ............................................................. 942

PART I – BALANCE SHEET .............................................................................................. 944
PART II – STATEMENT OF PROFIT AND LOSS .............................................................. 975

PART III – GENERAL INSTRUCTIONS FOR THE PREPARATION OF CONSOLIDATED FINANCIAL STATEMENTS ........................................................................................................... 984

SCHEDULE – IV ..................................................................................................................... 987

CODE FOR INDEPENDENT DIRECTORS ........................................................................... 988

SCHEDULE – V ................................................................................................................... 993

PART I ...................................................................................................................................... 994

APPOINTMENTS .................................................................................................................. 994

PART II ..................................................................................................................................... 996

REMUNERATION .................................................................................................................. 996

PART III ..................................................................................................................................... 1002

Provisions applicable to Parts I and II of this Schedule ......................................................... 1002

PART IV ...................................................................................................................................... 1003

SCHEDULE – VI .................................................................................................................. 1004

SCHEDULE - VII ................................................................................................................. 1007

NOTIFIED RULES .................................................................................................................. 1010

The Companies (Specification of Definitions Details) Rules, 2014 ..................................... 1011

1. Short title and commencement: ....................................................................................... 1011
2. Definitions: ....................................................................................................................... 1011

2A. Companies not to be considered as listed companies: ............................................... 1013

3. Related party: .................................................................................................................. 1014

4. List of relatives in terms of clause (77) of section 2: ...................................................... 1014

The Companies (Incorporation) Rules, 2014 ................................................................. 1015

1. Short title and commencement: ....................................................................................... 1015
2. Definitions: ....................................................................................................................... 1015

3. One Person Company: ..................................................................................................... 1015

4. Nomination by the subscriber or member of One Person Company: .......................... 1015

5. Penalty: [Omitted w.e.f. 01.05.2015] ............................................................................. 1016

6. Conversion of One Person Company into a Public company or a Private company: ....... 1017

7. Conversion of private company into One Person Company: ........................................ 1018

© AUBSP The Companies Act, 2013 Back to Index 28 | P a g e
# Table of Contents

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>7A</td>
<td>Penalty: .................................................................................................................. 1018</td>
</tr>
<tr>
<td>8</td>
<td>Names which resemble too nearly with name of existing company: ............................ 1019</td>
</tr>
<tr>
<td>8A</td>
<td>Undesirable names: ..................................................................................................... 1021</td>
</tr>
<tr>
<td>8B</td>
<td>Word or expression which can be used only after obtaining previous approval of Central Government: ........................................... 1024</td>
</tr>
<tr>
<td>9</td>
<td>Reservation of name or change of name: ........................................................................ 1025</td>
</tr>
<tr>
<td>9A</td>
<td>Extension of reservation of name in certain cases: ..................................................... 1025</td>
</tr>
<tr>
<td>10</td>
<td>Where Articles Contains Entrenchment Provisions: .................................................... 1026</td>
</tr>
<tr>
<td>11</td>
<td>Model Articles.............................................................................................................. 1026</td>
</tr>
<tr>
<td>12</td>
<td>Application for incorporation of companies: ............................................................... 1026</td>
</tr>
<tr>
<td>13</td>
<td>Signing of memorandum and articles: ............................................................................ 1026</td>
</tr>
<tr>
<td>14</td>
<td>Declaration by professionals: ...................................................................................... 1028</td>
</tr>
<tr>
<td>15</td>
<td>Declaration from Subscribers and First Directors: ......................................................... 1028</td>
</tr>
<tr>
<td>16</td>
<td>Particulars of every subscriber to be filed with the Registrar at the time of incorporation: ........................................................................................................... 1028</td>
</tr>
<tr>
<td>17</td>
<td>Particulars of first directors of the company and their consent to act as such: ............ 1030</td>
</tr>
<tr>
<td>18</td>
<td>Certificate of incorporation: ....................................................................................... 1030</td>
</tr>
<tr>
<td>19</td>
<td>License under section 8 for new companies with charitable objects etc.: ...................... 1030</td>
</tr>
<tr>
<td>20</td>
<td>License for existing companies: ................................................................................   1031</td>
</tr>
<tr>
<td>21</td>
<td>Conditions for conversion of a company registered under Section 8 into a company of any other kind: .......................................................... 1032</td>
</tr>
<tr>
<td>22</td>
<td>Other conditions to be complied with by companies registered under section 8 seeking conversion into any other kind: ........................................................................ 1033</td>
</tr>
<tr>
<td>23</td>
<td>Intimation to Registrar of revocation of licence issued under section 8: ...................... 1035</td>
</tr>
<tr>
<td>23A</td>
<td>Declaration at the time of commencement of business: .............................................. 1035</td>
</tr>
<tr>
<td>24</td>
<td>Declaration at the time of commencement of business: [Omitted w.e.f. 29-05-2015].... 1036</td>
</tr>
<tr>
<td>25</td>
<td>Verification of registered office: ................................................................................. 1036</td>
</tr>
<tr>
<td>25A</td>
<td>Active Company Tagging Identities and Verification (ACTIVE): ..................................... 1036</td>
</tr>
<tr>
<td>26</td>
<td>Publication of name by company: ................................................................................. 1037</td>
</tr>
<tr>
<td>27</td>
<td>Notice and verification of change of situation of the registered office: ......................... 1037</td>
</tr>
<tr>
<td>28</td>
<td>Shifting of registered office within the same State: ................................................... 1037</td>
</tr>
<tr>
<td>29</td>
<td>Alteration of Memorandum by change of name: .......................................................... 1038</td>
</tr>
<tr>
<td>30</td>
<td>Shifting of registered office from one State or Union territory to another State: .......... 1038</td>
</tr>
<tr>
<td>31</td>
<td>Certified Copy of Central Government’s Order.............................................................. 1040</td>
</tr>
<tr>
<td>32</td>
<td>Change of objects for which money is raised through prospectus: ................................ 1040</td>
</tr>
<tr>
<td>33</td>
<td>Alteration of articles: .................................................................................................. 1041</td>
</tr>
<tr>
<td>33A</td>
<td>Allotment of a new name to the existing company under section 16(3) of the Act: ........ 1041</td>
</tr>
<tr>
<td>34</td>
<td>Copies of memorandum and articles, etc. to be given to members on request being made by them: ........................................................................................................... 1042</td>
</tr>
</tbody>
</table>
The Companies (Share Capital and Debentures) Rules, 2014

The Companies (Issue of Global Depository Receipts) Rules, 2014

The Companies (Prospectus and Allotment of Securities) Rules, 2014
Table of Contents

NCLT (Procedure for reduction of share capital of Company) Rules, 2016 ........................................ 1096

1. Short title and Commencement: ........................................ 1096
2. Form of application or petition for Reduction of share capital under section 66: .................. 1096
3. Issue of notice and directions by the National Company Law Tribunal: ...................... 1097
4. Representation by Central Government, Registrar etc. under sub-section (2) of section 66: .......................................................................................................................... 1097
5. Procedure with regard to representations and objections received: ............................ 1098
6. Order on application and Minute thereof: .................................................. 1098

The Companies (Acceptance of Deposits) Rules, 2014 ......................................................... 1099

1. Short title, commencement and application: ...................................................... 1099
2. Definitions: ........................................................................................................ 1099
3. Terms and conditions of acceptance of deposits by companies: ....................... 1105
4. Form and particulars of advertisements or circulars: ........................................ 1107
5. Manner and extent of deposit insurance: [Omitted] ........................................... 1108
6. Creation of security: .............................................................................................. 1108
7. Appointment of trustee for depositors: ...................................................................... 1109
8. Duties of trustees: .................................................................................................. 1110
9. Meeting of depositors: ......................................................................................... 1110
# Table of Contents

10. Form of application for deposits: ................................................................. 1110
11. Power to nominate: ................................................................. 1110
12. Furnishing of deposit receipts to depositors: ......................................................... 1111
13. Maintenance of liquid assets and creation of deposit repayment reserve account: .... 1111
14. Registers of deposits: .................................................................................. 1111
15. General provisions regarding premature repayment of deposits: ..................... 1112
16. Return of deposits to be filed with the Registrar: ..................................................... 1112
16A. Disclosures in the financial statement: .......................................................... 1113
17. Penal rate of interest: .................................................................................. 1113
18. Power of Central Government to decide certain questions: ............................. 1113
19. Applicability of sections 73 and 74 to eligible companies: .............................. 1113
20. Statement regarding deposits existing as on the date of commencement of the Act: ...... 1113
21. Punishment for contravention: .................................................................. 1113

## The Companies (Registration of Charges) Rules, 2014 ......................................................... 1115
1. Short title and commencement: ................................................................. 1115
2. Definitions: ......................................................................................... 1115
3. Registration of creation or modification of charge: ........................................ 1115
4. Condonation of delay by Registrar: .............................................................. 1116
5. Application of rules in certain matters: .......................................................... 1116
6. Certificate of registration: .......................................................................... 1116
7. Register of charges to be kept by the Registrar: .................................................. 1117
8. Satisfaction of charge: ................................................................................ 1117
9. Intimation of appointment of Receiver or Manager: ......................................... 1117
10. Company’s register of charges: ................................................................ 1117
11. Register open for inspection: .................................................................... 1117
12. Condonation of delay and rectification of register of charges: ...................... 1117

## The Companies (Management and Administration) Rules, 2014 .............................................. 1119
1. Short title and commencement: ................................................................. 1119
2. Definitions: ......................................................................................... 1119
3. Register of members: ................................................................................ 1120
4. Register of debenture holders or any other security holders: ............................. 1120
5. Maintenance of the Register of members etc. under section 88: ..................... 1120
6. Index of names to be included in Register: ..................................................... 1121
7. Foreign register of members, debenture holders, other security holders or beneficial owners residing outside India: ......................................................... 1122
8. Authentication: .................................................................................. 1123
9. Declaration in respect of beneficial interest in any shares: .............................. 1123
Table of Contents

10. Closure of register of members or debenture holders or other security holders:.........1123
11. Annual Return: ........................................................................................................1124
12. Filing of Annual Return with Registrar ..................................................................1124
13. Return of changes in shareholding position of promoters and top ten shareholders: [Omitted] .....................................................................................................................1124
14. Inspection of registers, returns etc.: ........................................................................1124
15. Preservation of register of members etc. and annual return: ..................................1125
16. Copies of the registers and annual return: ...............................................................1125
17. Calling of Extraordinary general meeting by requisitionists: ....................................1125
18. Notice of the meeting: ..............................................................................................1126
19. Proxies: .....................................................................................................................1126
20. Voting through electronic means: ...........................................................................1127
21. Manner in which the Chairman of meeting shall get the poll process scrutinised and report thereon: ..............................................................................................................1131
22. Procedure to be followed for conducting business through postal ballot: ..............1132
23. Special Notice: .........................................................................................................1135
24. Resolutions and agreements to be filed: ....................................................................1135
25. Minutes of proceedings of general meeting, meeting of Board of Directors and other meetings and resolutions passed by postal ballot: .........................................................1135
26. Copy of minute book of general meeting: ..................................................................1137
27. Maintenance and inspection of document in electronic form: ....................................1137
29. Inspection and copies of records maintained in electronic form: ................................1138
30. Penalty: .....................................................................................................................1139

The Companies (Significant Beneficial Owners) Rules, 2018.................................1140
1. Short title and commencement: ...............................................................................1140
2. Definitions: ...............................................................................................................1140
2A. Duty of the reporting company: ..............................................................................1142
3. Declaration of significant beneficial ownership under section 90: ............................1143
4. Return of significant beneficial owners in shares: ....................................................1143
5. Register of significant beneficial owners: ...................................................................1143
6. Notice seeking information about significant beneficial owners: ............................1144
7. Application to the Tribunal: ......................................................................................1144
8. Non-Applicability: ....................................................................................................1144

The Companies (Declaration and Payment of Dividend) Rules, 2014......................1146
1. Short title and commencement: ...............................................................................1146
2. Definitions: ...............................................................................................................1146
### Table of Contents

#### The IEPFA (Appointment of Chairperson and Members, holding of meetings and provision for offices and officers) Rules, 2016

1. Short title, extent and commencement: .......................................................... 1148
2. Definitions: ................................................................................................. 1148
3. Establishment of the Authority: ................................................................. 1148
4. Composition of the Authority: ................................................................. 1149
5. Chairperson of the Authority: ................................................................. 1149
6. Chief Executive Officer of the Authority: ............................................. 1150
7. Members of the Authority: ...................................................................... 1150
8. The term of office of members of the Authority: ..................................... 1150
9. The number of officers and employees of the Authority: ..................... 1151
10. Functions of the Authority: .................................................................... 1151
11. Meetings: ................................................................................................. 1152
12. Member not to participate in meetings in certain cases: ....................... 1152
13. Vacancies, etc., not to invalidate proceedings of Authority: ............... 1152
14. Protection of action taken in good faith: ............................................... 1153

#### The IEPFA (Recruitment, Salary and other Terms and Conditions of Service of General Manager and Assistant General Manager) Rules, 2017

1. Short title and commencement: .............................................................. 1155
2. Definitions: ................................................................................................. 1155
3. Establishment of the Authority: .............................................................. 1155
4. Number of posts, classification and level in the pay matrix: .................. 1155
5. Method of recruitment, eligibility etc.: .................................................. 1155
6. Procedure for appointment on deputation: ......................................... 1155
7. Period of deputation: .............................................................................. 1156
8. Conditions of service: ............................................................................ 1156
9. Accommodation: .................................................................................. 1156
10. Disciplinary Proceedings: .................................................................... 1156
11. Disqualification: .................................................................................. 1156
12. Power to relax: ..................................................................................... 1157

#### The IEPFA (Recruitment, Salary and other Terms and Conditions of Service of Deputy General Manager, Private Secretary, Personal Assistant, Stenographer, Senior Secretariat Assistant (SSA) and Junior Secretariat Assistant (JSA) Recruitment Rules, 2018

1. Short title and commencement: .............................................................. 1158
2. Definitions: ................................................................................................. 1158
3. Application: ............................................................................................. 1158
4. Number of posts, classification and level in the pay matrix: .................. 1158
<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>5. Method of recruitment, eligibility etc.:</td>
<td>1158</td>
</tr>
<tr>
<td>6. Procedure for appointment on deputation:</td>
<td>1158</td>
</tr>
<tr>
<td>7. Period of deputation:</td>
<td>1159</td>
</tr>
<tr>
<td>8. Conditions of service:</td>
<td>1159</td>
</tr>
<tr>
<td>9. Accommodation:</td>
<td>1159</td>
</tr>
<tr>
<td>10. Disciplinary Proceedings:</td>
<td>1159</td>
</tr>
<tr>
<td>11. Disqualification:</td>
<td>1159</td>
</tr>
<tr>
<td>12. Power to relax:</td>
<td>1160</td>
</tr>
<tr>
<td>The IEPFA (Accounting, Audit, Transfer and Refund) Rules, 2016</td>
<td>1161</td>
</tr>
<tr>
<td>1. Short title, extent and commencement:</td>
<td>1161</td>
</tr>
<tr>
<td>2. Definitions:</td>
<td>1161</td>
</tr>
<tr>
<td>3. Fund:</td>
<td>1162</td>
</tr>
<tr>
<td>4. Accounts and audit:</td>
<td>1163</td>
</tr>
<tr>
<td>5. Statement to be furnished to the Fund:</td>
<td>1164</td>
</tr>
<tr>
<td>6. Manner of transfer of shares under sub-section (6) of section 124 to the Fund:</td>
<td>1165</td>
</tr>
<tr>
<td>6A. Manner of transfer of shares under sub-section (9) of section 90 of the Act to the Fund:</td>
<td>1168</td>
</tr>
<tr>
<td>7. Refunds to claimants from Fund:</td>
<td>1170</td>
</tr>
<tr>
<td>8. Power to direct payment of amount due to the Fund:</td>
<td>1173</td>
</tr>
<tr>
<td>9. Transfer of assets, liabilities, etc., of the existing IEPF to the Authority:</td>
<td>1173</td>
</tr>
<tr>
<td>10. Returns and reports:</td>
<td>1174</td>
</tr>
<tr>
<td>11. Protection of action taken in good faith:</td>
<td>1174</td>
</tr>
<tr>
<td>12. Repeal and savings:</td>
<td>1174</td>
</tr>
<tr>
<td>The IEPFA (Form of Annual Statement of Accounts) Rules, 2018</td>
<td>1185</td>
</tr>
<tr>
<td>1. Short title and commencement:</td>
<td>1185</td>
</tr>
<tr>
<td>2. Definitions:</td>
<td>1185</td>
</tr>
<tr>
<td>3. Forms of Financial Statements:</td>
<td>1185</td>
</tr>
<tr>
<td>4. Incurring of Expenditure by the Authority:</td>
<td>1185</td>
</tr>
<tr>
<td>5. Annual Statement of Accounts:</td>
<td>1186</td>
</tr>
<tr>
<td>6. Maintenance of Accounts etc.:</td>
<td>1186</td>
</tr>
<tr>
<td>The IEPFA (Form and Time of Preparation of Annual Report) Rules, 2018</td>
<td>1187</td>
</tr>
<tr>
<td>1. Short title and commencement:</td>
<td>1187</td>
</tr>
<tr>
<td>2. Definitions:</td>
<td>1187</td>
</tr>
<tr>
<td>3. Preparation and furnishing of the Annual Report</td>
<td>1187</td>
</tr>
<tr>
<td>The Companies (Accounts) Rules, 2014</td>
<td>1191</td>
</tr>
<tr>
<td>1. Short title and commencement:</td>
<td>1191</td>
</tr>
<tr>
<td>2. Definitions:</td>
<td>1191</td>
</tr>
<tr>
<td>2A. Notice of address at which books of account are to be maintained:</td>
<td>1191</td>
</tr>
</tbody>
</table>
3. Manner of books of account to be kept in electronic mode: ................................. 1192
4. Conditions regarding maintenance and inspection of certain financial information by directors: ................................................................. 1193
4A. Forms and items contained in Financial Statements: ........................................ 1193
5. Form of Statement containing salient features of financial statements of subsidiaries: ...... 1193
6. Manner of consolidation of accounts: .................................................................... 1193
7. Transitional provisions with respect to Accounting Standards: ............................... 1194
8. Matters to be included in Board’s report: ............................................................... 1194
8A. Matters to be included in Board’s Report for One Person Company and Small Company: ........................................................................................................... 1196
9. Disclosures about CSR Policy: .............................................................................. 1197
10. Statement containing salient features of financial statements: .............................. 1197
11. Manner of circulation of financial statements in certain cases: ............................. 1197
12. Filing of financial statements and fees to be paid thereon: ...................................... 1197
13. Companies required to appoint internal auditor: .................................................. 1198

The NFRA Rules, 2018 ........................................................................................................... 1200

1. Short Title and Commencement: .......................................................................... 1200
2. Definitions: ............................................................................................................. 1200
3. Classes of companies and bodies corporate governed by the Authority: .................... 1201
4. Functions and duties of the Authority: ..................................................................... 1202
5. Annual return: ........................................................................................................ 1202
6. Recommending accounting standards and auditing standards: ............................... 1202
7. Monitoring and enforcing compliance with accounting standards: ........................... 1203
8. Monitoring and enforcing compliance with auditing standards: ............................... 1203
9. Overseeing the quality of service and suggesting measures for improvement: ............ 1204
10. Power to investigate: ............................................................................................. 1204
11. Disciplinary proceedings: ..................................................................................... 1205
12. Manner of enforcement of orders passed in disciplinary proceedings: ..................... 1207
13. Punishment in case of non-compliance: .................................................................. 1207
14. Role of chairperson and full-time members: .......................................................... 1207
15. Advisory committees, study groups and task forces: .............................................. 1207
16. Financial reporting advocacy and education: ......................................................... 1208
17. Confidentiality and security of information: ........................................................... 1208
18. Avoidance of conflict of interest: .......................................................................... 1208
19. International associations and international assistance: ........................................ 1208

The NFRA (Manner of Appointment and other Terms and Conditions of Service of Chairperson and Members) Rules, 2018 ............................................................. 1209

1. Short Title and Commencement: .......................................................................... 1209
2. Definitions: ........................................................................................................ 1209
3. Composition of Authority: .............................................................................. 1209
4. Manner of appointment: .................................................................................. 1210
5. Medical fitness: ................................................................................................. 1211
6. Resignation: ...................................................................................................... 1211
7. Removal from office: ......................................................................................... 1211
8. Procedure for inquiry of misbehavior or incapacity of the chairperson or a member: ..... 1211
9. Term of Office: .................................................................................................... 1212
10. Vacancy: ........................................................................................................... 1212
11. Salary and allowances: ..................................................................................... 1212
12. Pension, Gratuity and Provident Fund: .............................................................. 1212
13. Leave: ............................................................................................................... 1213
14. Leave and Foreign Travel Sanctioning Authority: ............................................ 1213
15. House rent allowance: ..................................................................................... 1213
16. Transport allowance: ....................................................................................... 1213
17. Declaration of Financial and other Interests: .................................................. 1213
18. Other conditions of service: ............................................................................ 1214
19. Oath of office and secrecy: ................................................................................. 1214
20. Sitting fee and allowances of Part-time Members: ............................................ 1214
21. Power to Relax: ................................................................................................. 1214
22. Interpretation: ................................................................................................... 1214

The NFRA (Meeting for Transaction of Business) Rules, 2019 ........................................ 1216
1. Short title and commencement: ........................................................................ 1216
2. Definitions: ........................................................................................................ 1216
3. Meetings for transaction of business and procedure thereof: .................................. 1216
4. Power to regulate procedure in certain circumstances: ....................................... 1217
5. Effect of any irregularities of procedure: ............................................................ 1217

The NFRA (Recruitment, Salary, Allowances and Other Terms and Conditions of Service of Secretary, Officers and Other Employees of Authority) Rules, 2019 ........................................... 1218
1. Short title and commencement: ........................................................................ 1218
2. Definitions: ........................................................................................................ 1218
3. Recruitment and appointment of employees: .................................................... 1218
4. Pay, allowances and other benefits: .................................................................... 1219
5. Official visits abroad: .......................................................................................... 1219
6. Residuary provision: .......................................................................................... 1219
7. Power to relax: ................................................................................................... 1219

The Companies (Indian Accounting Standards) Rules, 2015 ......................................... 1220
The Companies (Appointment and Qualification of Directors) Rules, 2014 ..........1252

1. Short title and commencement: ................................................................. 1252
2. Definitions: ................................................................................................. 1252
3. Number of independent directors: ................................................................. 1253
4. Qualifications of independent director: ......................................................... 1254
5. Compliances required by a person eligible and willing to be appointed as an independent
director: ........................................................................................................... 1255
6. Small shareholders’ director: ......................................................................... 1257
7. Consent to act as director: ............................................................................. 1258
8. Application for allotment of Director Identification Number before appointment in an existing
company: ............................................................................................................ 1258
9. Allotment of DIN: ......................................................................................... 1259
10. Intimation of DIN to Company: ..................................................................... 1260
11. Cancellation or surrender or Deactivation of DIN: ........................................... 1260
12. Intimation of changes in particulars specified in DIN application: ................. 1261
12A. Directors KYC: .......................................................................................... 1261
12B. Directors of company required to file e-form ACTIVE: .............................. 1262
13. Notice of candidature of a person for directorship: ......................................... 1262
14. Disqualification of directors sub-section (2) of section 164: ........................ 1263
15. Notice of resignation of director: ................................................................. 1263
16. Copy of resignation of director to be forwarded by him: ............................... 1263
17. Register of directors and key managerial personnel: ..................................... 1263
18. Return containing the particulars of directors and the key managerial personnel: ......................... 1264

The Companies (Creation and Maintenance of databank of Independent Directors) Rules, 2019

............................................................................................................................ 1266

1. Short Title and Commencement: ................................................................. 1266
2. Definitions: ................................................................................................. 1266
3. Creation and maintenance of data bank .......................................................... 1266
4. Duties of the institute: ................................................................................ 1268
5. Panel: ........................................................................................................... 1269
6. Annual report on the capacity building of independent directors: .................... 1269

The Companies (Meetings of Board and its Powers) Rules, 2014 .......................... 1271

1. Short title and commencement: ................................................................. 1271
Table of Contents

The Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014

1. Short title and commencement: ......................................................... 1288
2. Definitions: .................................................................................. 1288
3. Filing of return of appointment: .................................................... 1288
4. Sitting fees: .................................................................................. 1289
5. Disclosure in Board’s report: .......................................................... 1289
6. Parameters for consideration of remuneration: ................................ 1291
7. Fees: ............................................................................................ 1291
8. Appointment of Key Managerial Personnel: .................................. 1291
8A. Appointment of Company Secretaries in companies not covered under rule 8: .................................................. 1291
9. Secretarial Audit Report: ............................................................... 1291
10. Duties of Company Secretary: ....................................................... 1292

The Companies (Inspection, Investigation and Inquiry) Rules, 2014

1. Short title and commencement: ...................................................... 1293
2. Definitions: .................................................................................. 1293
3. Appointment of persons having expertise in various fields: .......... 1293
4. Terms and Condition of service: .................................................... 1293
5. Security: ....................................................................................... 1294
6. Letter of Request, as per Section 217: ............................................. 1294

© AUBSP
The MCA, SFIO, Additional Director (Capital Market)/ Joint Director (Capital Market) and Additional Director (Financial Transactions)/ Joint Director (Financial Transactions) Group ‘A’ Post Recruitment Rules, 2015 ......................................................... 1295
1. Short title and commencement: ................................................................ 1295
2. Application: .......................................................................................... 1295
3. Number of posts, classification, level in the pay matrix or pay scale: ........ 1295
4. Method of recruitment, age-limit, educational qualifications, etc.: ............ 1295
5. Disqualifications: .................................................................................. 1295
6. Power to relax: ..................................................................................... 1296
7. Saving: .................................................................................................. 1296
SCHEDULE .............................................................................................. 1296

The MCA, SFIO, Senior Assistant Director (Capital Market) and Assistant Director (Capital Market), Group ‘B’ Post Recruitment Rules, 2015 ........................................................................ 1300

The MCA, SFIO, Assistant Director (Investigation), Group 'B' Post Recruitment Rules, 2016 ......................................................... 1301
1. Short title and commencement: ................................................................ 1301
2. Number of posts, classification, level in the pay matrix: ......................... 1301
3. Method of recruitment, age-limit, qualifications, etc.: ......................... 1301
4. Disqualifications: .................................................................................. 1301
5. Power to relax: ..................................................................................... 1301
6. Saving: .................................................................................................. 1301
SCHEDULE .............................................................................................. 1302

The MCA, SFIO, Assistant Director (Law), Group "B" Post Recruitment Rules, 2016 ................. 1304
1. Short title and commencement: ................................................................ 1304
2. Number of posts, classification, level in the pay matrix: ......................... 1304
3. Method of recruitment, age-limit, qualifications, etc.: ......................... 1304
4. Disqualifications: .................................................................................. 1304
5. Power to relax: ..................................................................................... 1304
6. Saving: .................................................................................................. 1304
SCHEDULE .............................................................................................. 1305

The MCA, SFIO, Assistant Director (Corporate Law), Senior Assistant Director (Corporate Law) and Deputy Director (Corporate Law) Recruitment Rules, 2016 ......................................................... 1307

The MCA, SFIO, Prosecutor and Senior Prosecutor, Group ‘B’ Post Recruitment Rules, 2016 . 1308
1. Short title and commencement: ................................................................ 1308
2. Application: .......................................................................................... 1308
3. Number of posts, classification and level in the pay matrix: .................... 1308
4. Method of recruitment, Age-limit, qualifications, etc.: ......................... 1308
5. Disqualifications: .................................................................................. 1308
6. Power to relax: ..................................................................................... 1308
Table of Contents

7. Saving: ........................................................................................................................................... 1309
SCHEDULE ......................................................................................................................................... 1309

The Companies (Arrests in connection with Investigation by Serious Fraud Investigation Office) Rules, 2017 ......................................................... 1313

1. Short title and commencement: .................................................................................................... 1313
2. ..................................................................................................................................................... 1313
3. ..................................................................................................................................................... 1313
4. ..................................................................................................................................................... 1313
5. ..................................................................................................................................................... 1313
6. ..................................................................................................................................................... 1314
7. ..................................................................................................................................................... 1314
8. ..................................................................................................................................................... 1314
9. ..................................................................................................................................................... 1314

The Companies (Compromises, Arrangements and Amalgamations) Rules, 2016 ............. 1317

1. Short Title and Commencement: .................................................................................................... 1317
2. Definitions: .................................................................................................................................... 1317
3. Application for order of a meeting: ................................................................................................ 1317
4. Disclosures in application made to the Tribunal for compromise or arrangement. - Creditors Responsibility Statement: .............................................................. 1319
5. Directions at hearing of the application: ......................................................................................... 1319
6. Notice of meeting: ......................................................................................................................... 1319
7. Advertisement of the notice of the meeting: .................................................................................... 1322
8. Notice to statutory authorities: ........................................................................................................ 1323
9. Voting: .......................................................................................................................................... 1323
10. Proxies: ........................................................................................................................................ 1323
11. Copy of compromise or arrangement to be furnished by the company: .................................... 1324
12. Affidavit of service: ..................................................................................................................... 1324
13. Result of the meeting to be decided by voting: .......................................................................... 1324
14. Report of the result of the meeting by Chairperson: ................................................................. 1324
15. Petition for confirming compromise or arrangement: ............................................................ 1325
16. Date and notice of hearing: .......................................................................................................... 1325
17. Order on petition: ........................................................................................................................ 1325
18. Application for directions under section 232 of the Act: .......................................................... 1325
19. Directions at hearing of application: ............................................................................................. 1326
20. Order under section 232 of the Act: ............................................................................................ 1326
21. Statement of compliance in mergers and amalgamations: ..................................................... 1326
22. Report on working of compromise or arrangement: ............................................................... 1326
23. Liberty to apply: ............................................................................................................................ 1326
Table of Contents

24. Liberty of the Tribunal: ................................................................. 1326
25. Merger or Amalgamation of certain companies: ........................................ 1327
25A. Merger or amalgamation of a foreign company with a Company and vice versa: .... 1328
26. Notice to dissenting shareholders for acquiring the shares: .......................... 1329
26A. Purchase of minority shareholding held in demat form: ............................... 1329
27. Determination of price for purchase of minority shareholding: ......................... 1330
28. Circular containing scheme of amalgamation or merger: ................................ 1331
29. Appeal under sub-section (2) of section 238 of the Act: ................................ 1331

The Companies (Registered Valuers and Valuation) Rules, 2017 ......................... 1332

1. Short title, commencement and application: .................................................. 1332
2. Definitions: ............................................................................................... 1332
3. Eligibility for registered valuers: .................................................................... 1333
4. Qualifications and experience: ....................................................................... 1334
5. Valuation Examination: ................................................................................ 1335
6. Application for certificate of registration: ....................................................... 1335
7. Conditions of Registration: ........................................................................... 1336
8. Conduct of Valuation: .................................................................................. 1337
9. Temporary surrender: ................................................................................... 1338
10. Functions of a Valuer: ................................................................................ 1338
11. Transitional Arrangement: .......................................................................... 1338
12. Eligibility for registered valuers organisations: ............................................. 1339
13. Application for recognition: .......................................................................... 1339
14. Conditions of Recognition: ......................................................................... 1340
15. Cancellation or suspension of certificate of registration or recognition: .......... 1341
16. Complaint against a registered valuer or registered valuers organisation: ........ 1341
17. Procedure to be followed for cancellation or suspension of registration or recognition certificate: ................................................................. 1341
18. Valuation Standards: .................................................................................. 1343
19. Committee to advise on valuation matters: .................................................. 1343
20. Punishment for contravention: .................................................................... 1344
21. Punishment for false statement: .................................................................. 1344

The Companies (Removal of Names of Companies from the Register of Companies) Rules, 2016 .......................... 1370

1. Short title and commencement: .................................................................... 1370
2. Definitions: ................................................................................................. 1370
3. Removal of name of company from the Register on suo-motu basis: .............. 1370
4. Application for removal of name of company: ............................................. 1371
5. Manner of filing of application: ................................................................... 1373
6. Form to be certified: ................................................................. 1373
7. Manner of publication of notice: .................................................. 1373
8. Manner of notarisation, appostilisation or consularisation of indemnity bond and declaration in case of foreign nationals or non-resident Indians: ...... 1374
9. Notice of striking off and dissolution of company: .......................... 1374
10. Applications or forms pending before Central Government: ................ 1374

The Companies (Authorised to Register) Rules, 2014 ................................. 1375
1. Short title and commencement: .................................................. 1375
2. Definitions: ............................................................................. 1375
3. Rule: ....................................................................................... 1376
4. Obligation of companies seeking registration to make publication: ........ 1379
5. Other obligations of companies seeking registration: ......................... 1379

The Producer Companies Rules, 2021 ..................................................... 1381
1. Short title and commencement .................................................. 1381
2. Applicability ........................................................................... 1381
3. Definitions ............................................................................. 1381
4. Change of place of registered office from one State to another ............ 1381
5. Investment of general reserves .................................................. 1381

The Companies (Registration of Foreign Companies) Rules, 2014 .................. 1383
1. Short title and commencement: .................................................. 1383
2. Definitions: ............................................................................. 1383
3. Particulars relating to directors and Secretary to be furnished to the Registrar by foreign Companies: ........................................... 1384
4. Financial Statement of foreign company: ....................................... 1385
5. Audit of accounts of foreign company: ......................................... 1387
6. List of places of business of foreign company: ................................ 1387
7. Annual Return: ....................................................................... 1387
8. Office where documents to be delivered and fee for registration of documents: ................................................................. 1387
9. Certification: ............................................................................ 1388
10. Authentication of translated documents: ....................................... 1389
11. Documents to be annexed to prospectus: ..................................... 1389
12. Action for improper use or description as foreign company: ............ 1390
13. Issue of Indian Depository Receipts (IDRs): ...................................... 1390

The Companies (Filing of Documents and Forms in XBRL) Rules, 2015 ........... 1398
1. Short title and commencement: .................................................. 1398
2. Definitions: ............................................................................. 1398
3. Filing of financial statement with Registrar: ................................... 1398
4. Filing of cost audit report: .......................................................... 1399
The Companies (Registration Offices and Fees) Rules, 2014.................................1400
  1. Short title and commencement:.................................................................1400
  2. Definitions: .................................................................................................1400
  3. Business activity: .........................................................................................1401
  4. Registration offices: .....................................................................................1401
  5. Powers and duties of Registrars: .................................................................1401
  6. Seal of Registrar: .........................................................................................1402
  7. Manner and conditions of filing: .................................................................1402
  8. Authentication of documents: ......................................................................1403
  9. Maintaining documents electronically: .......................................................1405
  10. Procedure on receipt of any application or form or document electronically: ........................................................................................................1405
  11. Vacation or removal of directors: .............................................................1407
  12. Fees: ............................................................................................................1407
  13. Mode of Payment: ......................................................................................1407
  14. Inspection, production and evidence of documents kept by Registrar: .................1407
  15. Inspection of documents: ............................................................................1407

I. Fee for Filings etc. under section 403 of the Companies Act, 2013 .....................1408
II. Fee on Applications (including Appeal) made to Central Government under sub-section (2) of Section 459 of the Companies Act, 2013.................................................................1414
III. Annual Fee payable by a dormant company under sub-section (5) of section 455 of the Companies Act, 2013. ..........................................................1415
IV. Fee for Inspection and providing certified copies of documents kept by the Registrar under section 399 of the Act..........................................................1416
V. Fee for registration of documents under section 385 of the Act............................1416
VI. Fees for Removal of Names of Companies from the Registrar of Companies under section 248 (2) of the Act..........................................................1416
VII. FEE FOR FILING e-Form DIR-3 KYC or DIR-3 KYC-WEB under rule 12A of the Companies (Appointment and Qualification of Directors) Rules, 2014 .................................1416
VIII. FEE FOR FILING e-Form ACTIVE under rule 25A of the Companies (Incorporation) Rules, 2014........................................................................1416

Nidhi Rules, 2014 .................................................................................................1418
  1. Short title and commencement:.................................................................1418
  2. Application: .................................................................................................1418
  3A. Declaration of Nidhis: ..............................................................................1419
  4. Incorporation and incidental matters: .........................................................1419
  5. Requirements for minimum number of members, net owned fund etc.: .............1420
  6. General restrictions or prohibitions: ..........................................................1420
  7. Share capital and allotment: ......................................................................1421
8. Membership: ............................................................................................................. 1422
9. Net owned funds: ........................................................................................................ 1422
10. Branches: .................................................................................................................. 1422
11. Acceptance of deposits by Nidhis: ............................................................................. 1422
12. Application form for deposit: ..................................................................................... 1423
13. Deposits: .................................................................................................................... 1425
14. Un-encumbered term deposits: .................................................................................. 1426
15. Loans: ........................................................................................................................ 1426
16. Rate of interest: .......................................................................................................... 1427
17. Rules relating to Directors: ....................................................................................... 1427
18. Dividend: ................................................................................................................... 1428
19. Auditor: ...................................................................................................................... 1428
20. Prudential norms: ....................................................................................................... 1428
21. Filing of half yearly return: ........................................................................................ 1430
22. Auditor’s certificate: ................................................................................................... 1430
23. Power to enforce compliance: ................................................................................... 1430
23A. Compliance with rule 3A by certain Nidhis: ............................................................ 1430
23B. Companies declared as Nidhis under previous company law to file Form NDH-4: .... 1430
24. Penalty for non-compliance: ...................................................................................... 1431

The Companies (Transfer of Pending Proceedings) Rules, 2016........................................ 1432
1. Short title and Commencement: ................................................................................... 1432
2. Definitions: .................................................................................................................. 1432
3. Transfer of pending proceedings relating to cases other than Winding up: ............... 1432
4. Pending proceeding relating to Voluntary Winding up: ............................................. 1432
5. Transfer of pending proceedings of Winding up on the ground of inability to pay debts: ... 1433
6. Transfer of pending proceedings of Winding up matters on the grounds other than inability to pay debts: ................................................................. 1433
7. Transfer of Records: .................................................................................................. 1433
8. Fees not to be paid: .................................................................................................... 1433

NCLAT (Salaries and Allowances and other terms and conditions of service of the Chairperson and other Members) Rules, 2015 ................................. 1434
1. Short title and commencement: ................................................................................... 1434
2. Definitions: .................................................................................................................. 1434
3. Pay: .............................................................................................................................. 1434
4. Pension, Gratuity or Provident Fund: ........................................................................ 1434
5. Leave: ........................................................................................................................ 1435
6. Leave Sanctioning Authority: ..................................................................................... 1435
7. Travelling Allowances: ............................................................................................... 1435
# Table of Contents

8. Official visits abroad: ................................................................. 1435
9. Leave Travel Concession: ................................................................. 1435
10. Facility for Medical Treatment: .......................................................... 1436
11. Accommodation: ............................................................................. 1436
12. Facility of conveyance: ...................................................................... 1436
13. Telephone facility: ........................................................................... 1436
14. Conditions of service of Chairperson: .................................................. 1436
15. Conditions of Service of Judicial Member: ........................................... 1436
16. Oath of office and secrecy: ................................................................. 1437
17. Declaration of financial or other interest: .............................................. 1437
18. Residuary provisions: ....................................................................... 1437
19. Powers to relax: ................................................................................ 1437

**NCLT and NCLAT (Procedure for investigation of misbehavior or incapacity of Chairperson, President and other Members) Rules, 2020** ................................................................................................................................. 1439

1. Short title and commencement: ............................................................ 1439
2. Extent of application: .......................................................................... 1439
3. Definitions: ........................................................................................... 1439
4. Committee for investigation of complaints: ............................................. 1440
5. Judge to conduct inquiry: ...................................................................... 1440
6. Application of the Departmental Inquiries (Enforcement of Witness and Production of Documents) Act, 1972 to inquiries under these rules: ......................................................... 1441
7. Powers of Judge: ................................................................................ 1441
8. Suspension of Member: ........................................................................ 1441
9. Subsistence allowance: ........................................................................ 1442
10. Inquiry Report: .................................................................................. 1442

**NCLT (Salary, Allowances and other Terms and Conditions of Service of President and other Members) Rules, 2015** ................................................................................................................................. 1443

1. Short title and commencement: ............................................................ 1443
2. Definitions: ........................................................................................... 1443
3. Pay: ....................................................................................................... 1443
4. Pension, Gratuity or Provident Fund: .................................................... 1444
5. Leave: ................................................................................................... 1444
6. Leave Sanctioning Authority: ............................................................... 1444
7. Travelling Allowances: ........................................................................ 1444
8. Official visits abroad: .......................................................................... 1444
9. Leave Travel Concession: .................................................................... 1445
10. Facility for Medical Treatment: ............................................................ 1445
11. Accommodation: ................................................................................ 1445
<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Short title and commencement:</td>
<td>1449</td>
</tr>
<tr>
<td>2. Definitions:</td>
<td>1449</td>
</tr>
<tr>
<td>3. Application:</td>
<td>1449</td>
</tr>
<tr>
<td>4. Initial Constitution:</td>
<td>1449</td>
</tr>
<tr>
<td>5. Number of post, classification and level in pay matrix:</td>
<td>1449</td>
</tr>
<tr>
<td>6. Method of recruitment, age-limit, qualifications, etc.:</td>
<td>1450</td>
</tr>
<tr>
<td>7. Appointment:</td>
<td>1450</td>
</tr>
<tr>
<td>8. Procedure for appointment by direct recruitment:</td>
<td>1450</td>
</tr>
<tr>
<td>9. Procedure for appointment on deputation basis:</td>
<td>1450</td>
</tr>
<tr>
<td>10. Absorption of employees on appointment on deputation:</td>
<td>1450</td>
</tr>
<tr>
<td>11. Conditions of service:</td>
<td>1450</td>
</tr>
<tr>
<td>12. Accommodation:</td>
<td>1451</td>
</tr>
<tr>
<td>14. Disqualification:</td>
<td>1451</td>
</tr>
<tr>
<td>15. Other conditions of service:</td>
<td>1451</td>
</tr>
<tr>
<td>16. Power to relax:</td>
<td>1451</td>
</tr>
<tr>
<td>17. Saving:</td>
<td>1451</td>
</tr>
</tbody>
</table>

**NCLAT (Recruitment, Salary and other Terms and Conditions of Service of Staff Car Drivers) Rules, 2020**

<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Short title and commencement:</td>
<td>1452</td>
</tr>
<tr>
<td>2. Definitions:</td>
<td>1452</td>
</tr>
<tr>
<td>3. Application:</td>
<td>1452</td>
</tr>
<tr>
<td>4. Initial Constitution:</td>
<td>1452</td>
</tr>
<tr>
<td>5. Number of post, classification and level in pay matrix:</td>
<td>1452</td>
</tr>
<tr>
<td>6. Method of recruitment, age-limit, qualifications, etc.:</td>
<td>1453</td>
</tr>
<tr>
<td>7. Appointment:</td>
<td>1453</td>
</tr>
<tr>
<td>8. Procedure for appointment by direct recruitment:</td>
<td>1453</td>
</tr>
<tr>
<td>9. Procedure for appointment on deputation basis:</td>
<td>1453</td>
</tr>
<tr>
<td>10. Absorption of employees on appointment on deputation:</td>
<td>1453</td>
</tr>
<tr>
<td>11. Conditions of service:</td>
<td>1453</td>
</tr>
<tr>
<td>12. Accommodation:</td>
<td>1454</td>
</tr>
<tr>
<td>14. Disqualification:</td>
<td>1454</td>
</tr>
<tr>
<td>15. Other conditions of service:</td>
<td>1454</td>
</tr>
<tr>
<td>16. Power to relax:</td>
<td>1454</td>
</tr>
<tr>
<td>17. Saving:</td>
<td>1454</td>
</tr>
</tbody>
</table>

**NCLAT Rules, 2016** .......................................................... 1458

| 1. Short title and commencement: | 1458 |
| 2. Definitions: | 1458 |
| 3. Computation of time period: | 1458 |
| 4. Forms: | 1459 |
| 5. Format of order or direction or rule: | 1459 |
| 6. Official seal of the Appellate Tribunal: | 1459 |
| 7. Custody of the records: | 1459 |
| 8. Sitting of Appellate Tribunal: | 1459 |
| 9. Sitting hours of the Appellate Tribunal: | 1459 |
| 10. Working hours of office: | 1459 |
| 11. Inherent powers: | 1459 |
| 12. Calendar: | 1459 |
| 13. Listing of cases: | 1460 |
| 14. Power to exempt: | 1460 |
| 15. Power to extend time: | 1460 |
| 16. Powers and functions of the Registrar: | 1460 |
| 17. Power of adjournment: | 1460 |
| 18. Delegation powers of the Chairperson: | 1461 |
| 19. Procedure for proceedings: | 1461 |
| 20. Particulars to be set out in the address for service: | 1461 |
| 21. Initialling alteration: | 1462 |
| 22. Presentation of appeal: | 1462 |
| 23. Number of copies to be filed | 1462 |
| 24. Endorsement and verification: | 1462 |
| 25. Translation of document: | 1462 |
| 26. Endorsement and scrutiny of petition or appeal or document: | 1462 |
27. Registration of proceedings admitted: ................................................................. 1463
28. Ex-parte amendments: .......................................................................................... 1463
29. Calling for records: ............................................................................................... 1463
30. Production of authorisation for and on behalf of an association: ......................... 1463
31. Interlocutory applications: .................................................................................. 1463
32. Procedure on production of defaced, torn or damaged documents: ....................... 1464
33. Preparation and publication of daily cause list: .................................................... 1464
34. Carry forward of cause list and adjournment of cases on account of non-sitting of an Appellate Tribunal: .......................................................... 1464
35. Diaries: .................................................................................................................. 1465
36. Order sheet: ......................................................................................................... 1465
37. Maintenance of diary: .......................................................................................... 1465
38. Statutes or citations for reference: ......................................................................... 1465
39. Calling of cases in Bench: .................................................................................... 1465
40. Regulation of Bench work: ................................................................................... 1466
41. Registers to be maintained: .................................................................................. 1466
42. Arrangement of records in pending matters: ......................................................... 1466
43. Contents of main file: .......................................................................................... 1466
44. Contents of process file: ...................................................................................... 1467
45. Execution file: ....................................................................................................... 1467
46. File for miscellaneous applications: ....................................................................... 1467
47. Destruction of record: .......................................................................................... 1467
48. Issue of notice: ...................................................................................................... 1468
49. Summons: ............................................................................................................. 1468
50. Steps for issue of fresh notice: ............................................................................. 1468
51. Consequence of failure to take steps for issue of fresh notice: ............................. 1468
52. Entries regarding service of notice or process: ..................................................... 1468
53. Non-appearance of respondent and consequences: ............................................. 1468
54. Filing of objections by respondent, form and consequences: ............................... 1469
55. Fee: ....................................................................................................................... 1469
56. Award of costs in the proceedings: ....................................................................... 1469
57. Inspection of the records: ..................................................................................... 1469
58. Grant of inspection: .............................................................................................. 1470
59. Application for grant of inspection: ...................................................................... 1470
60. Fee payable for inspection: .................................................................................. 1470
61. Mode of inspection: ............................................................................................. 1470
62. Maintenance of register of inspection: ................................................................... 1470
63. Appearance of authorised representative: ............................................................... 1471
64. Proof of engagement: .......................................................................................... 1471
65. Restriction on party’s right to be heard: .............................................................. 1471
66. Professional dress for the authorised representative: ........................................ 1471
67. Title of affidavits: ................................................................................................. 1471
68. Form and contents of the affidavit: ...................................................................... 1471
69. Persons authorised to attest: ................................................................................ 1471
70. Affidavits of illiterate, visually challenged persons: .......................................... 1471
71. Identification of deponent: ................................................................................... 1472
72. Annexures to the affidavit: ................................................................................... 1472
73. Application for production of documents, form of summons: ............................ 1472
74. Suo motu summoning of documents: ................................................................. 1472
75. Marking of documents: ......................................................................................... 1472
76. Return and transmission of documents: ............................................................. 1473
77. Procedure for examination of witnesses, issue of Commissions: ...................... 1473
78. Examination in camera: ....................................................................................... 1473
79. Form of oath or affirmation to witness: ............................................................... 1473
80. Form of oath or affirmation to interpreter: ......................................................... 1473
81. Officer to administer oath: .................................................................................. 1473
82. Recording of deposition: ...................................................................................... 1473
83. Numbering of witnesses: ..................................................................................... 1473
84. Grant of discharge certificate: ............................................................................... 1474
85. Witness allowance payable: ................................................................................ 1474
86. Records to be furnished to the Commissioner: ................................................... 1474
87. Taking of specimen handwriting, signature etc.: ............................................... 1474
88. Order: .................................................................................................................. 1474
89. Operative portion of the order: ............................................................................. 1474
90. Corrections: .......................................................................................................... 1474
91. Pronouncement of order: ..................................................................................... 1475
92. Pronouncement of order by any one member of the Bench: ................................ 1475
93. Authorizing any Member to pronounce order: .................................................... 1475
94. Making of entries by Court Master: ..................................................................... 1475
95. Transmission of order by the Court Master: ...................................................... 1475
96. Format of order: ................................................................................................... 1476
97. Indexing of case files after disposal: ................................................................. 1476
98. Transmission of files or records or orders: ......................................................... 1476
99. Copies of Orders in library: .................................................................................. 1476
# NCLT Rules, 2016

1. Short title and Commencement: .......................................................... 1487
2. Definitions: .................................................................................. 1487
3. Computation of time period: .............................................................. 1489
4. Forms: ......................................................................................... 1490
5. Format of order or direction or rule: ................................................ 1490
6. Official seal of the Tribunal: .............................................................. 1490
7. Custody of the records: ................................................................ 1490
8. Sitting of the Tribunal: ................................................................... 1490
9. Sitting hours: ............................................................................... 1490
10. Working hours: ........................................................................ 1490
11. Inherent Powers: ....................................................................... 1490
12. Calendar: .................................................................................. 1490
13. Listing of cases: ..................................................................... 1491
14. Power to exempt: .................................................................... 1491
15. Power to extend time: ................................................................ 1491
16. Functions of the President: ............................................................ 1491
17. Functions of the Registrar: ............................................................ 1491
18. Functions of the Secretary: ............................................................ 1492
19. Delegation of powers by the President: ......................................... 1492
20. Procedure: ............................................................................... 1493
21. Particulars to be set out in the address for service: ...................... 1493
22. Initialling alteration: ................................................................. 1494
23. Presentation of petition or appeal: ............................................... 1494
23A. Presentation of joint petition: .................................................. 1494
24. Number of copies to be filed: ..................................................... 1494
25. Lodging of caveat: .................................................................... 1494
26. Endorsement and Verification: ............................................... 1495
27. Translation of document: .............................................................. 1495
28. Endorsement and scrutiny of petition or appeal or document: .... 1495
29. Registration of proceedings admitted: ........................................ 1496
30. Calling for records: .................................................................. 1496
<table>
<thead>
<tr>
<th>No.</th>
<th>Section</th>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>31.</td>
<td>31.</td>
<td>Production of authorisation for and on behalf of an association:</td>
<td>1496</td>
</tr>
<tr>
<td>32.</td>
<td>32.</td>
<td>Interlocutory applications:</td>
<td>1496</td>
</tr>
<tr>
<td>33.</td>
<td>33.</td>
<td>Procedure on production of defaced, torn or damaged documents:</td>
<td>1496</td>
</tr>
<tr>
<td>34.</td>
<td>34.</td>
<td>General Procedure:</td>
<td>1496</td>
</tr>
<tr>
<td>35.</td>
<td>35.</td>
<td>Advertisement detailing petition:</td>
<td>1497</td>
</tr>
<tr>
<td>36.</td>
<td>36.</td>
<td>Maintenance of Cash Register:</td>
<td>1497</td>
</tr>
<tr>
<td>37.</td>
<td>37.</td>
<td>Notice to Opposite Party:</td>
<td>1498</td>
</tr>
<tr>
<td>38.</td>
<td>38.</td>
<td>Service of Notices and processes:</td>
<td>1498</td>
</tr>
<tr>
<td>39.</td>
<td>39.</td>
<td>Production of Evidence by Affidavit:</td>
<td>1499</td>
</tr>
<tr>
<td>40.</td>
<td>40.</td>
<td>Production of additional evidence before the Bench:</td>
<td>1499</td>
</tr>
<tr>
<td>41.</td>
<td>41.</td>
<td>Filing of Reply and other Documents by the Respondents:</td>
<td>1500</td>
</tr>
<tr>
<td>42.</td>
<td>42.</td>
<td>Filing of Rejoinder:</td>
<td>1500</td>
</tr>
<tr>
<td>43.</td>
<td>43.</td>
<td>Power of the Bench to call for further information or evidence:</td>
<td>1500</td>
</tr>
<tr>
<td>44.</td>
<td>44.</td>
<td>Hearing of petition or applications:</td>
<td>1500</td>
</tr>
<tr>
<td>45.</td>
<td>45.</td>
<td>Rights of a party to appear before the Tribunal:</td>
<td>1500</td>
</tr>
<tr>
<td>46.</td>
<td>46.</td>
<td>Registration of authorised representative’s interns:</td>
<td>1501</td>
</tr>
<tr>
<td>47.</td>
<td>47.</td>
<td>Oath to the witness:</td>
<td>1501</td>
</tr>
<tr>
<td>48.</td>
<td>48.</td>
<td>Consequence of non-appearance of applicant:</td>
<td>1501</td>
</tr>
<tr>
<td>49.</td>
<td>49.</td>
<td>Ex-parte Hearing and disposal:</td>
<td>1502</td>
</tr>
<tr>
<td>50.</td>
<td>50.</td>
<td>Registry to send certified copy:</td>
<td>1502</td>
</tr>
<tr>
<td>51.</td>
<td>51.</td>
<td>Power to regulate the procedure:</td>
<td>1502</td>
</tr>
<tr>
<td>52.</td>
<td>52.</td>
<td>Summoning of witnesses and recording Evidence:</td>
<td>1502</td>
</tr>
<tr>
<td>53.</td>
<td>53.</td>
<td>Substitution of legal representatives:</td>
<td>1502</td>
</tr>
<tr>
<td>54.</td>
<td>54.</td>
<td>Assessors or valuers:</td>
<td>1503</td>
</tr>
<tr>
<td>55.</td>
<td>55.</td>
<td>Pleadings before the Tribunal:</td>
<td>1503</td>
</tr>
<tr>
<td>56.</td>
<td>56.</td>
<td>Application for execution:</td>
<td>1503</td>
</tr>
<tr>
<td>57.</td>
<td>57.</td>
<td>Issue of process of execution:</td>
<td>1503</td>
</tr>
<tr>
<td>58.</td>
<td>58.</td>
<td>Effect of non-compliance:</td>
<td>1503</td>
</tr>
<tr>
<td>59.</td>
<td>59.</td>
<td>Procedure for imposition of penalty under the Act:</td>
<td>1503</td>
</tr>
<tr>
<td>60.</td>
<td>60.</td>
<td>Matters relating to the Judgments or Orders of the Tribunal:</td>
<td>1504</td>
</tr>
<tr>
<td>61.</td>
<td>61.</td>
<td>Amicus Curiae:</td>
<td>1504</td>
</tr>
<tr>
<td>62.</td>
<td>62.</td>
<td>Recusal:</td>
<td>1504</td>
</tr>
<tr>
<td>63.</td>
<td>63.</td>
<td>Presentation and scrutiny of petitions or applications:</td>
<td>1505</td>
</tr>
<tr>
<td>64.</td>
<td>64.</td>
<td>Matter earlier dealt by Company Law Board:</td>
<td>1505</td>
</tr>
<tr>
<td>65.</td>
<td>65.</td>
<td>Petition or Application under sub-section (2) of section 45QA of the Reserve Bank of India Act, 1934 (2 of 1934):</td>
<td>1506</td>
</tr>
<tr>
<td>66.</td>
<td>66.</td>
<td>Application under sub-section (7) of section 7:</td>
<td>1506</td>
</tr>
<tr>
<td>Section</td>
<td>Description</td>
<td></td>
<td></td>
</tr>
<tr>
<td>---------</td>
<td>-------------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>67.</td>
<td>Petition under sub-section (41) of section 2:</td>
<td>1507</td>
<td></td>
</tr>
<tr>
<td>68.</td>
<td>Petition under section 14:</td>
<td>1507</td>
<td></td>
</tr>
<tr>
<td>69.</td>
<td>Petition under sub-section (3) of section 55:</td>
<td>1508</td>
<td></td>
</tr>
<tr>
<td>70.</td>
<td>Appeal under sections 58 and 59:</td>
<td>1509</td>
<td></td>
</tr>
<tr>
<td>71.</td>
<td>Application under proviso to clause (b) of sub-section (1) of section 61:</td>
<td>1510</td>
<td></td>
</tr>
<tr>
<td>72.</td>
<td>Appeal against the order of the Government under Section 62(4):</td>
<td>1510</td>
<td></td>
</tr>
<tr>
<td>73.</td>
<td>Application under sections 71(9), 71(10), section 73(4) or section 74(2) and 76(2):</td>
<td>1511</td>
<td></td>
</tr>
<tr>
<td>74.</td>
<td>Application for calling or obtaining a direction to call annual general meeting:</td>
<td>1512</td>
<td></td>
</tr>
<tr>
<td>75.</td>
<td>Application for obtaining an order for calling of general meeting (other than Annual General Meeting):</td>
<td>1512</td>
<td></td>
</tr>
<tr>
<td>76.</td>
<td>Inspection of minute-books of general meeting:</td>
<td>1512</td>
<td></td>
</tr>
<tr>
<td>77.</td>
<td>Application under section 131:</td>
<td>1512</td>
<td></td>
</tr>
<tr>
<td>78.</td>
<td>Application under Section 140:</td>
<td>1513</td>
<td></td>
</tr>
<tr>
<td>79.</td>
<td>Application under section 169:</td>
<td>1513</td>
<td></td>
</tr>
<tr>
<td>80.</td>
<td>Application under section 213 for investigation:</td>
<td>1514</td>
<td></td>
</tr>
<tr>
<td>80A.</td>
<td>Application under section 230:</td>
<td>1514</td>
<td></td>
</tr>
<tr>
<td>81.</td>
<td>Application under section 241:</td>
<td>1514</td>
<td></td>
</tr>
<tr>
<td>82.</td>
<td>Withdrawal of Application filed under section 241:</td>
<td>1514</td>
<td></td>
</tr>
<tr>
<td>83.</td>
<td>Application under section 243:</td>
<td>1514</td>
<td></td>
</tr>
<tr>
<td>84.</td>
<td>Right to apply under section 245:</td>
<td>1515</td>
<td></td>
</tr>
<tr>
<td>85.</td>
<td>Conducting a class action suit:</td>
<td>1515</td>
<td></td>
</tr>
<tr>
<td>86.</td>
<td>Rule of opt-out:</td>
<td>1516</td>
<td></td>
</tr>
<tr>
<td>87.</td>
<td>Publication of notice:</td>
<td>1516</td>
<td></td>
</tr>
<tr>
<td>87A.</td>
<td>Appeal or application under sub-section (1) and sub-section (3) of section 252:</td>
<td>1517</td>
<td></td>
</tr>
<tr>
<td>88.</td>
<td>Reference to the Tribunal:</td>
<td>1518</td>
<td></td>
</tr>
<tr>
<td>89.</td>
<td>Preparation and publication of daily cause list:</td>
<td>1518</td>
<td></td>
</tr>
<tr>
<td>90.</td>
<td>Carry forward of cause list and adjournment of cases on account of non-sitting of a Bench:</td>
<td>1519</td>
<td></td>
</tr>
<tr>
<td>91.</td>
<td>Diaries:</td>
<td>1519</td>
<td></td>
</tr>
<tr>
<td>92.</td>
<td>Order sheet:</td>
<td>1519</td>
<td></td>
</tr>
<tr>
<td>93.</td>
<td>Maintenance of court diary:</td>
<td>1519</td>
<td></td>
</tr>
<tr>
<td>94.</td>
<td>Statutes or citations for reference:</td>
<td>1520</td>
<td></td>
</tr>
<tr>
<td>95.</td>
<td>Calling of cases in court:</td>
<td>1520</td>
<td></td>
</tr>
<tr>
<td>96.</td>
<td>Regulation of court work:</td>
<td>1520</td>
<td></td>
</tr>
<tr>
<td>97.</td>
<td>Registers to be maintained:</td>
<td>1520</td>
<td></td>
</tr>
<tr>
<td>98.</td>
<td>Arrangement of records in pending matters:</td>
<td>1520</td>
<td></td>
</tr>
<tr>
<td>99.</td>
<td>Contents of main file:</td>
<td>1521</td>
<td></td>
</tr>
<tr>
<td>100.</td>
<td>Contents of process file:</td>
<td>1521</td>
<td></td>
</tr>
</tbody>
</table>
Table of Contents

101. Execution file: ................................................................. 1521
102. File for miscellaneous applications: ........................................... 1521
103. Preservation of Record: ............................................................ 1522
104. Retention, Preservation and Destruction of Records: ......................... 1522
105. Issue of notice: ...................................................................... 1522
106. Summons: .......................................................................... 1522
107. Steps for issue of fresh notice: .................................................. 1522
108. Consequence of failure to take steps for issue of fresh notice: ............... 1523
109. Entries regarding service of notice or process: ................................... 1523
110. Default of appearance of respondent and consequences: .................... 1523
111. Filing of objections by respondent, form and consequences: ................ 1523
112. Fees: .............................................................................. 1523
113. Award of costs in the proceedings: ............................................. 1524
114. Inspection of the records: ....................................................... 1524
115. Grant of inspection: ................................................................. 1524
116. Application for grant of inspection: ............................................ 1524
117. Mode of inspection: .................................................................. 1524
118. Maintenance of register of inspection: ........................................ 1525
119. Appearance of authorised representative: ....................................... 1525
120. Consent for engaging another legal practitioner: ............................... 1525
121. Restrictions on appearance: ........................................................ 1525
122. Restriction on party’s right to be heard: ....................................... 1525
123. Empanelment of special authorised representatives by the Tribunal: 1526
124. Professional dress for the authorised representatives: .......................... 1526
125. Title of affidavits: ................................................................... 1526
126. Form and contents of the affidavit: ............................................. 1526
127. Persons authorised to attest: ....................................................... 1526
128. Affidavits of illiterate, visually challenged persons: ........................... 1526
129. Identification of deponent: ....................................................... 1526
130. Annexures to the affidavit: ........................................................ 1526
131. Application for production of documents, form of summons: ................ 1527
132. Suo motu summoning of documents: .......................................... 1527
133. Marking of documents: ............................................................. 1527
134. Return and transmission of documents: ........................................ 1527
135. Procedure for examination of witnesses, issue of Commissions: .......... 1527
136. Examination in camera: ............................................................ 1527
137. Form of oath or affirmation to witness: ........................................ 1528
Table of Contents

138. Form of oath or affirmation to interpreter: ......................................................... 1528
139. Officer to administer oath: .................................................................................. 1528
140. Form recording of deposition: .............................................................................. 1528
141. Numbering of witnesses: ...................................................................................... 1528
142. Grant of discharge certificate: .............................................................................. 1528
143. Witness allowance payable: ................................................................................ 1528
144. Records to be furnished to the Commissioner: ....................................................... 1529
145. Taking of specimen handwriting, signature etc.: ..................................................... 1529
146. Disposal of Cases: ............................................................................................... 1529
147. Operative portion of the order: .............................................................................. 1529
148. Corrections: ........................................................................................................... 1529
149. Power to impose Costs: ......................................................................................... 1529
150. Pronouncement of Order: ...................................................................................... 1529
151. Pronouncement of order by any one member of the Bench: .................................... 1530
152. Authorising any member to pronounce order: ......................................................... 1530
153. Enlargement of time: ............................................................................................ 1530
154. Rectification of Order: ........................................................................................ 1530
155. General power to amend: .................................................................................... 1530
156. Making of entries by Court Master: ...................................................................... 1530
157. Transmission of order by the Court Master: ........................................................... 1531
158. Format of order: ................................................................................................... 1531
159. Indexing of case files after disposal: .................................................................... 1531
160. Transmission of files or records or orders: ............................................................ 1531
161. Filing of Order of the Tribunal with the Registrar of Companies: ......................... 1531
162. Copies of orders in library: .................................................................................... 1531
163. Register of Appeals, Petitions, etc.: ................................................................. 1532
164. Placing of National Company Law Appellate Tribunal orders before Tribunal: .... 1532
165. Registrar to ensure compliance of National Company Law Appellate Tribunal orders: 1532

Schedule of Fees ............................................................................................................ 1532

The Companies (Mediation and Conciliation) Rules, 2016 ........................................ 1534

1. Short Title and Commencement: ............................................................................. 1534
2. Definitions: ............................................................................................................ 1534
3. Panel of mediators or conciliators: ......................................................................... 1534
4. Qualifications for empanelment: .......................................................................... 1535
5. Disqualifications for empanelment: ...................................................................... 1535
6. Application for appointment of Mediator or Conciliator and his appointment: ........ 1535
7. Deletion from the Panel: ....................................................................................... 1536
8. Withdrawing name from Panel: ................................................................. 1536
9. Duty of mediator or conciliator to disclose certain facts: ...................... 1536
10. Withdrawal of appointment: ................................................................. 1536
11. Procedure for disposal of matters: ...................................................... 1537
12. Mediator or Conciliator not bound by the Indian Evidence Act, 1872 or the Code of Civil Procedure, 1908: ................................................................. 1537
13. Representation of parties: .................................................................. 1537
14. Consequences of non-attendance of parties at sessions or meetings on due dates: ........... 1538
15. Administrative assistance: .................................................................. 1538
16. Offer of settlement by parties: .............................................................. 1538
17. Role of Mediator or Conciliator: .......................................................... 1538
18. Parties alone responsible for taking decision: ....................................... 1538
19. Time limit for completion of mediation or conciliation: ......................... 1538
20. Parties to act in good faith: ................................................................. 1539
21. Confidentiality, disclosure and inadmissibility of information: ............... 1539
22. Privacy: .......................................................................................... 1539
23. Protection of action taken in good faith: .............................................. 1539
24. Communication between mediator or conciliator and the Central Government or the Tribunal or the Appellate Tribunal: ......................................... 1540
25. Settlement agreement: ..................................................................... 1540
26. Fixing date for recording settlement and passing order: ....................... 1540
27. Expenses of the mediation and conciliation: ........................................ 1541
28. Ethics to be followed by Mediator or Conciliator: .................................. 1541
29. Resort to arbitral or judicial proceedings: ........................................... 1542
30. Matters not to be referred to the mediation or conciliation: ................... 1542

The Companies (Restriction on number of layers) Rules, 2017 ...................... 1543
1. Short title and Commencement: ............................................................. 1543
2. Restriction on number of layers for certain classes of holding companies: ......................... 1543

The Companies (Adjudication of Penalties) Rules, 2014 ............................ 1545
1. Short title and commencement: ............................................................. 1545
2. Definitions: ...................................................................................... 1545
3. Adjudication of penalties: .................................................................. 1545
4. Appeal against the order of adjudicating officer: .................................... 1547
5. Registration of appeal: ...................................................................... 1548
6. Disposal of appeal by Regional Director: ........................................... 1548

The Companies (Miscellaneous) Rules, 2014 .......................................... 1550
1. Short title and commencement: ............................................................. 1550
2. Definitions: ...................................................................................... 1550
Table of Contents

3. Application for obtaining status of dormant company: ....................................................1550
4. Certificate of status of dormant company: ..........................................................................1551
5. Register of dormant companies: ..........................................................................................1551
6. Minimum number of directors for dormant company: ......................................................1551
7. Return of dormant companies: ................................................................................................1551
8. Application for seeking status of an active company: ........................................................1551
9. Fees for application to Central Government: .........................................................................1552
10. Association or partnership of persons exceeding certain number: ....................................1552
11. Applications or forms pending before Central Government, Regional Director or Registrar of
    Companies: ..............................................................................................................................1552

The Companies (Winding Up) Rules, 2020 .............................................................................1553
1. Short title, commencement and application: ...........................................................................1553
2. Definitions: ................................................................................................................................1553
3. Petition for winding up: .............................................................................................................1553
4. Statement of affairs: ..................................................................................................................1554
5. Admission of petition and directions as to advertisement: ..................................................1554
6. Copy of petition to be furnished: .............................................................................................1554
7. Advertisement of petition: .........................................................................................................1554
8. Application for leave to withdraw petition: ..........................................................................1554
9. Substitution for original petitioner: .........................................................................................1554
10. Procedure on substitution: ......................................................................................................1555
11. Affidavit-in-objection: ............................................................................................................1555
12. Affidavit in reply: ....................................................................................................................1555
13. Applicability: ..........................................................................................................................1555
14. Appointment of provisional liquidator or Company Liquidator: ........................................1555
15. Rules applicable to provisional liquidator: .............................................................................1556
16. Costs, etc., of provisional liquidator: .................................................................................1556
17. Order to be sent to liquidator and form of order: ..................................................................1556
18. Contents of winding up order: ...............................................................................................1557
19. Directions on making winding up order: ...............................................................................1557
20. Advertisement of order: ...........................................................................................................1557
21. Declaration by Company Liquidator: ....................................................................................1557
22. Company Liquidator to take charge of assets and books and papers of company: ..........1557
23. Form of proceedings after winding up order is made: .......................................................1558
24. Application for leave to commence or continue suit or proceeding: .................................1558
25. Report by Company Liquidator: ............................................................................................1558
26. Inspection of statement of affairs and report: .......................................................................1558
27. Consideration of report by Tribunal: ................................................................. 1558
28. Provisional list of contributories: ................................................................. 1559
29. Notice to be given of date of settlement: ....................................................... 1559
30. Settlement of list: ......................................................................................... 1559
31. Notice of settlement to contributories: ......................................................... 1559
32. Supplemental list of contributories: ............................................................... 1560
33. Variation of list: .......................................................................................... 1560
34. Application for rectification of list: .............................................................. 1560
35. List of contributories consisting of past members: ......................................... 1560
36. Meeting of creditors and contributories: ...................................................... 1560
37. Company Liquidator to report result of meeting: ......................................... 1560
38. Filling up of vacancy in advisory committee: ................................................. 1561
39. Company Liquidator and members of advisory committee dealing with company's assets: ............................................................................................................. 1561
40. Advisory committee not to make profit: ....................................................... 1561
41. Cost of obtaining order of Tribunal: ............................................................ 1562
42. Order sanctioning payment to advisory committee: ...................................... 1562
43. Meetings of advisory committee: ................................................................. 1562
44. Application of rules to meetings: ................................................................. 1563
45. Notice of meeting: ....................................................................................... 1563
46. Place and time of meeting: .......................................................................... 1563
47. Notice of first or other meeting to officers of company: .................................. 1563
48. Proof of notice: ........................................................................................... 1564
49. Costs of meeting: ....................................................................................... 1564
50. Chairman of meeting: ................................................................................ 1564
51. Resolution at creditors' meeting: .................................................................. 1564
52. Resolution of contributories' meeting: .......................................................... 1564
53. Copies of resolution to be filed: ................................................................. 1564
54. Non-receipt of notice by creditor or contributory: ........................................ 1564
55. Adjournments: .......................................................................................... 1564
56. Quorum: ..................................................................................................... 1565
57. Procedure in absence of quorum: ............................................................... 1565
58. When creditor can vote: ............................................................................. 1565
59. Case in which creditors may not vote: ........................................................ 1565
60. When secured creditor can vote: ................................................................. 1565
61. Effect of voting by a secured creditor: ......................................................... 1566
62. Procedure when secured creditor votes without surrendering security: ........... 1566
63. Admission or rejection of proof for purposes of voting: .............................................. 1566
64. Minutes of proceedings: ............................................................................................. 1566
65. Report to Tribunal: ....................................................................................................... 1566
66. Voting by proxies: ........................................................................................................ 1566
67. Form of proxies: ........................................................................................................... 1566
68. Proxies to Company Liquidator or chairman of meeting: ........................................... 1567
69. Use of proxies by deputy: ............................................................................................ 1567
70. Forms to be sent with notice: ...................................................................................... 1567
71. Proxies to be lodged: .................................................................................................... 1567
72. Holder of proxy not to vote on matter in which he is financially interested: ................ 1567
73. Minor not to be appointed proxy: ................................................................................ 1567
74. Filling in proxy where creditor or contributory is blind or incapable: ......................... 1567
75. Proxy of person not acquainted with English: ............................................................. 1567
76. Submission of periodical reports to the tribunal: ......................................................... 1567
77. Employment of additional or special staff by Official Liquidator: .............................. 1568
78. Declaration by professional: ......................................................................................... 1568
79. Record book to be maintained by Company Liquidator: ............................................ 1568
80. Registers and books to be maintained by Company Liquidator” ................................ 1568
81. All money to be paid into special bank account in a scheduled bank: ......................... 1569
82. Bills, cheques, etc. to be deposited with bank: ............................................................. 1570
83. Payments into Bank: .................................................................................................... 1570
84. Company Liquidator’s Dividend Account: ................................................................. 1570
85. Where the company has no available assets: ............................................................... 1570
86. Investment of surplus funds: ......................................................................................... 1571
87. Company Liquidator to examine accounts for purposes of investment: .................... 1571
88. Investments to be made by Bank: .................................................................................. 1571
89. Dividend and interest to be credited: ........................................................................... 1571
90. Refunds of taxes: .......................................................................................................... 1571
91. Half-yearly accounts to be filed: ................................................................................... 1572
92. Form of account: ......................................................................................................... 1572
93. Nil account: .................................................................................................................. 1572
94. Registry to send copy of account to auditor: ............................................................... 1572
95. Audit of Company Liquidator’s accounts: ................................................................. 1572
96. Audit certificate to be filed: ......................................................................................... 1572
97. Audit fees: ................................................................................................................... 1573
98. Inspection of account and certificate of audit: ............................................................ 1573
99. Account and auditor's report to be placed before Tribunal: ........................................ 1573
100. Notice for proving debts: ................................................................. 1573
101. Proof of debt: ............................................................................. 1574
102. Mode of proof and verification thereof: ........................................... 1574
103. Contents of proof: ....................................................................... 1574
104. Workmen’s dues: ........................................................................ 1574
105. Production of bills of exchange and promissory notes: ....................... 1574
106. Value of debts: ............................................................................ 1574
107. Discount: ..................................................................................... 1574
108. Interest: ...................................................................................... 1575
109. Periodical payments: .................................................................... 1575
110. Proof of debt payable at future time: ............................................. 1575
111. Examination of proof: ................................................................... 1575
112. Company Liquidator’s right to call any person in connection with investigation: .... 1575
113. Affidavit: ..................................................................................... 1576
114. Costs of proof: ............................................................................ 1576
115. Acceptance or rejection of proof to be communicated: ...................... 1576
116. Appeal by creditor: ....................................................................... 1576
117. Procedure where creditor appeals: ................................................. 1576
118. Company Liquidator not to be personally liable for costs: .................. 1576
119. Proofs and list of creditors to be filed in Tribunal: ............................. 1576
120. List of creditors not to be varied: ................................................. 1577
121. Notice of filing list and inspection of same: ..................................... 1577
122. Expunging of proof: ...................................................................... 1577
123. Procedure on failure to prove debt within time fixed: .......................... 1577
124. Right of creditor who has not proved debt before declaration of dividend: .... 1577
125. Payment of subsequent interest: ................................................... 1577
126. Attendance at proceedings: ............................................................. 1578
127. Representation of creditors and contributories before Tribunal: ............. 1578
128. Powers of Company Liquidator: .................................................... 1578
129. Company Liquidator to be in position of receiver: ............................. 1578
130. Company’s property to be surrendered to Company Liquidator on requisition: .... 1578
131. Calls by Company Liquidator: ....................................................... 1579
132. Company Liquidator to realise uncalled capital: .................................. 1579
133. Application for leave to make call: ................................................. 1579
134. Notice of application: ................................................................... 1579
135. Order granting leave to make call and document making call: .............. 1579
136. Service of notice of call: ............................................................... 1580
137. Order for payment of call: ................................................................. 1587
138. Other moneys due by contributories: ................................................................. 1587
139. Application for examination under section 299: ................................................................. 1587
140. Directions at hearing of application: ................................................................. 1587
141. Service of summons: ................................................................. 1587
142. Conduct of examination: ................................................................. 1587
143. Notes of deposition: ................................................................. 1587
144. Order for examination under section 300: ................................................................. 1587
145. Notice of examination: ................................................................. 1587
146. Adjournment of examination for orders of Tribunal: ................................................................. 1587
147. Procedure for contumacy: ................................................................. 1587
148. Notes of examination: ................................................................. 1587
149. Application under sub-section (5) of section 300: ................................................................. 1588
150. Warrant of arrest of contributory: ................................................................. 1588
151. Prison to which contributory arrested on warrant is to be taken: ................................................................. 1588
152. Execution of warrant of arrest outside jurisdiction of Tribunal: ................................................................. 1588
153. Application under section 339 or section 340: ................................................................. 1588
154. Directions at preliminary hearing of summons: ................................................................. 1588
155. Liberty to apply for further directions: ................................................................. 1588
156. Application for disclaimer: ................................................................. 1588
157. Preliminary hearing of application: ................................................................. 1588
158. Claimant to furnish statement of his interest: ................................................................. 1588
159. Service of notice: ................................................................. 1588
160. Order granting leave to disclaim: ................................................................. 1588
161. Disclaimer to be filed in Tribunal: ................................................................. 1588
162. Vesting of disclaimed property: ................................................................. 1588
163. No claim to be compromised or abandoned without sanction of Tribunal: ................................................................. 1588
164. Application for sanction of compromise: ................................................................. 1588
165. Sale to be subject to sanction and to confirmation by Tribunal: ................................................................. 1588
166. Procedure at sale: ................................................................. 1588
167. Expenses of sale: ................................................................. 1588
168. Declaration of dividend or return of capital: ................................................................. 1588
169. Notice of declaration: ................................................................. 1588
170. Form of authority to pay dividend: ................................................................. 1588
171. Transmission of dividends, etc. by post: ................................................................. 1588
172. Form of order directing return of capital: ................................................................. 1588
173. Payment of dividend or return of capital due to deceased creditor or contributory: ................................................................. 1588
Table of Contents

174. Company Liquidator to apply for dissolution: .......................................................... 1587
175. Dissolution of company: .......................................................................................... 1587
176. Liquidator to pay the balance into Company Liquidation Dividend and Undistributed Assets Account: .................................................................................................................. 1588
177. Conclusion of winding up: ....................................................................................... 1588
178. Application to declare dissolution void: ................................................................. 1588
179. Statement to accompany payment: ......................................................................... 1588
180. Unclaimed dividends or undistributed assets under investment: ......................... 1588
181. Application by person for payment of money paid into the Company Liquidation Dividend and Undistributed Assets Account: ............................................................................................................. 1589
182. Cost and expenses payable out of the assets in a winding up by Tribunal: ............ 1589
183. Costs in the discretion of Tribunal: ........................................................................ 1589
184. Bill of costs by authorised representative, etc. employed by Company Liquidator: ...... 1590
185. Fees in misfeasance proceeding: ........................................................................... 1590
186. Fees when proceeding is compromised: ............................................................... 1590
187. Costs of parties having common interest: ......................................................... 1590
188. Tribunal’s power to fix a fee: ................................................................................. 1590
189. Allowance to witnesses: ...................................................................................... 1590
190. Powers and functions of Official Liquidator: ..................................................... 1591
191. Inspection of file: .................................................................................................... 1591

ANNEXURE- 1 Commencement Notifications of the Companies Act 2013 .......... 1593

List of Notified Sections of Companies Act, 2013 till date ............................................ 1594

98 sections notified on 12th September 2013................................................................. 1594
Section 135 and Schedule VII notified on 27th February, 2014 ................................. 1598
183 sections notified on 27th March, 2014................................................................. 1599
Sub-sections (2) & (3) of section 74 notified on 6th June, 2014 .............................. 1603
New Section 76A Inserted on 29th May 2014........................................................... 1604
Sub-sections (5), (6) & (7) of section 125 notified on 13th January, 2016 .......... 1605
5 sections notified on 18th May 2016 ..................................................................... 1606
37 sections notified on 1st June 2016 ................................................................. 1607
Section 124 and sub-sections of Section 125 notified on 7th September, 2016 .... 1609
7 Sections Notified on 9th September 2016 .............................................................. 1610
28 Sections Omitted on 15th November 2016.......................................................... 1611
88 Sections Notified on 7th December 2016............................................................. 1612
5 Sections Notified on 26th December, 2016 ............................................................ 1613
Section 234 notified on 13th day of April, 2017.......................................................... 1614
Provisos to clause(87) of Section 2 notified on 20th day of September, 2017 .... 1614
Section 247 notified on 18th day of October, 2017 .................................................. 1614
Section 132 (3) and 132(11) notified on 21st March 2018 .......................................................... 1614
Sub-sections (2), (4), (5), (10), (13), (14) and (15) of Section 132 notified on 24th October 2018 .................................................................................................................. 1614
Section 465 notified on 30th January, 2019 .................................................................................. 1615
Companies (Amendment) Act, 2015 Commencement Notification ........................................... 1616
Companies (Amendment) Act, 2017 Commencement Notification ........................................... 1617
Companies (Amendment) Act, 2019 Commencement Notification ........................................... 1622
Companies (Amendment) Act, 2020 Commencement Notification ........................................... 1624
ANNEXURE- 2 List of Exemptions Notifications ........................................................................... 1626
Exemptions to Government Companies ..................................................................................... 1627
Exemptions to Private Companies .............................................................................................. 1632
Exemptions to Nidhis ................................................................................................................... 1636
Exemptions to Section 8 (Non-profit) Companies ...................................................................... 1639
Exemption to Specified IFSC Public Company ........................................................................... 1642
Exemption to Specified IFSC Private Company ........................................................................... 1649
ANNEXURE- 3 List of Laws mentioned in the Companies Act, 2013 for Compliance ............. 1655
List of Laws mentioned in the Companies Act, 2013 for Compliance ...................................... 1655
ANNEXURE- 4 Statutory Registers to be Maintained under the Companies Act 2013 ............. 1658
List of Statutory Registers to be maintained under the Companies Act 2013 ......................... 1659
ANNEXURE- 5 e-Forms prescribed under the Companies Act, 2013 ........................................ 1661
TITLE OF FORMS ..................................................................................................................... 1662
Mapping of e-Forms prescribed under the Companies Act, 2013 with e-Forms prescribed under Companies Act, 1956 ................................................................. 1663
ANNEXURE- 6 Matters Requiring Sanction by Special Resolution ........................................... 1674
Matters Requiring Sanction by Special Resolution ..................................................................... 1675
ANNEXURE- 7 Matters Requiring Sanction by Ordinary Resolution ......................................... 1677
Matters Requiring Sanction by Ordinary Resolution ................................................................ 1678
ANNEXURE- 8 Matters requiring Approval through Postal Ballot ........................................... 1680
Matters requiring Approval through Postal Ballot ...................................................................... 1681
ANNEXURE- 9 The Companies (Auditor's Report) Order, 2020 ............................................... 1682
The Companies (Auditor's Report) Order, 2020 ...................................................................... 1683
1. Short title, application and commencement ........................................................................... 1683
2. Auditor's report to contain matters specified in paragraphs 3 and 4 .................................... 1683
3. Matters to be included in auditor's report ............................................................................. 1684
<table>
<thead>
<tr>
<th>4. Reasons to be stated for unfavourable or qualified answers:</th>
<th>1689</th>
</tr>
</thead>
<tbody>
<tr>
<td>ANNEXURE- 10 Central Registration Centre</td>
<td>1690</td>
</tr>
<tr>
<td>Central Registration Centre (CRC)</td>
<td>1691</td>
</tr>
<tr>
<td>ANNEXURE- 11 Jurisdictions of Regional Directors</td>
<td>1692</td>
</tr>
<tr>
<td>Jurisdictions of Regional Directors</td>
<td>1693</td>
</tr>
<tr>
<td>ANNEXURE- 12 National Company Law Tribunal</td>
<td>1694</td>
</tr>
<tr>
<td>National Company Law Tribunal (NCLT)</td>
<td>1695</td>
</tr>
<tr>
<td>ANNEXURE- 13 Specimen Format of Compliance Certificate</td>
<td>1697</td>
</tr>
<tr>
<td>Specimen Format of Compliance Certificate</td>
<td>1698</td>
</tr>
<tr>
<td>Feedback</td>
<td>1699</td>
</tr>
</tbody>
</table>
Feedback

This E-Book is updated on daily basis and therefore, if you want to get the latest updated version of this digital book, please visit AUBSP and claim it now.

However, if you find any error or omission in this E-Book or having any feedback or suggestion then please mail at spsmiter@gmail.com or inform via social media so that other readers shall get the corrected and more updated version of this digital book.

Share Your Opinion, Feedback and Suggestion
(To be published as Testimonial)

https://www.facebook.com/Notes4CA

Thank You