

No. RoCJP/Sec92/454/PS/

**In the matter of Companies Act 2013**

**And**

**In the matter of adjudication proceeding under section 454 (3) read with section 92 of Companies Act, 2013**

**And**

**In the matter of**

1. Crowdfinch Cybernetics Private Limited  
Plot No. 48, Suryans Appartment, Heeranagar In Front Of New Aatish Market, Gopalpura Bypass, Jaipur Jaipur Rj 302015
2. Manish Kumar Kakkar  
E-55, F-2, Second Floor Roop Viharnear Vivek Vihar Metro Station, New Sanganer Road,Jaipur,302019,Rajasthan,India
3. Narender Pal Kakkar  
E-55, F-2, Second Floor Roop Vihar near Vivek Vihar Metro Station, New Sanganer Road jaipur,302019,Rajasthan,India

.....Respondents

Date of hearing: 18.12.2019

**Present**

Shri U. S. Patole, ROC-Cum-OL, Rajasthan, Jaipur  
Shri Pooja Singh – Junior Technical Assistant

**Adjudication Order**

That this office had received a complaint against your company which was sent to you on 31.01.2019 and the same was not replied. Further the office issued you reminder for the complaint and during scrutiny of the documents it is noted that the company has not filed Annual Returns for year 2017-2018 as required under the provisions of the Companies Act 2013.

That therefore this office has issued notice dated 23.07.2019 for violation of Sec 92 of the Companies Act 2013 and subsequently notice for adjudication was also sent vide No. 3679-3681 for hearing.

That on the date of hearing 14.10.2019 neither the directors were present nor any authorized representative was present. That the office further fixed the next date of hearing for 18.12.2019 which was not attended by any person/authorized representative.

In view of the above facts the undersigned has given reasonable opportunity to hear the case and has reasonable cause to believe that the provision of Sec 92 of the Company Act, 2013 which provides for doing filing as per Sec 92 within 60 days from AGM, has not been complied with for the year 2017-2018 by the Company and its directors

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and therefore liable for penal action 92(5) of the Companies Act, 2013 r/w sec 454 of the Companies Act 2013.

Hence in exercising of the power conferred U/s 454 (3)(a) r/w Sec 92 of the Companies Act 2013 passed adjudication order imposing penalty as underfor non-compliance of Section 92(4) of Companies Act 2013:

Name of the Applicant	Sec	Period	Minimum	Maximum	Total Penalty upto 18.12.2019	Penalty Imposed upto 18.12.2019
Crowdfinch Cybernetics Private Limited	92	29.11.2018 to 18.12.2019 384 days	50,000 + 384*100	5,00,000	88400	88400
Manish Kumar Kakkar	92	01.04.2019 to 04.11.2019 384 days	50,000 + 384*100	5,00,000	88400	88400
Narender Pal Kakkar	92	13.11.2018 to 04.11.2019 384 days	50,000 + 384*100	5,00,000	88400	88400

That taking in above facts total penalty of 88,400 is imposed against company and Rs 88,400 on director Manish Kumar Kakkar & Narender Pal Kakkar each to be paid as stated herein above within 30 days from receipt of order copy by challan on MCA Portal. The penalty imposed against the Directors should be paid from their personal account.

The company and its directors are hereby also directed pursuant to section 454(3)(b) of CA2013 to file all due returns within 60 days from receipt of this order as required U/s 92 of the Companies Act 2013

That failure to pay penalty within the stipulated period and direction to file return, the company and its director are liable for legal action U/s 454(8) of Companies Act 2013.

The matter has been stands disposed of with this order.

Signed on 19.12.2019



*Bevnr*  
Uttam Sitaram Patole  
RoC Cum OL,  
Rajasthan, Jaipur

**Certified True-Copy**

*Bevnr*  
Registrar of Companies  
Rajasthan, Jaipur