

In the matter of Companies Act, 2013

And

**In the matter of adjudication proceeding under Sub-section (3)(c) of section 12 of
the Companies Act, 2013.**

And

In the matter of M/s. LATTICE PHARMA PRIVATE LIMITED.

1. M/s. Lattice Pharma Private Limited
21, Janta Society, Behind Community Hall,
Rajkot-360001, Gujarat
2. MAHASUKHLAL GOVINDJI SHAH (Director)
21, Janata Society, Street No. 6, Behind,
Janata Society Community Hall,
Rajkot-360001, Gujarat
3. VIREN MAHASUKHLAL SHAH (Director)
A/3, Ankur-Apartment, 3rd Floor,
2/5-Adarsh City, Behind Mayor Bunglow,
Opp. Old Cancer Hospital, Rajkot, 360001-Gujarat
4. JAGRUT MAHASUKHLAL SHAH (Director)
53/A, SAUJANYA APPARTMENT, BHARDAWADI,
OPP. RAM DAS UDYAN,
MUMBAI-400058, Maharashtra,
5. SUNIL MAHASUKHLAL SHAH (Director)
21, Janta Society, Behind Community Hall,
Rajkot-360001, Gujarat.Respondents

Date of hearing- 30.04.2019

Present

- | | |
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| 1. Shri L. R. Meena, Registrar of Companies | Adjudicating Officer |
| 2. Shri Sudhir Phaye, Dy. Registrar of Companies, | Presenting Officer |
| 3. Shri Naresh Chandra, Senior Technical Assistant | Present staff |
| 4. Shri Rajesh Chhatrala, | Company Secretary (CS) and
authorised representative of
the above respondents. |

ORDER

The above named company was incorporated on 09.05.1989 and as per record of this office presently the company is having its Registered office situated at 21, Janta Society, Behind Community Hall, Rajkot-360001.

And whereas as per Section 12 (3)(c) of the Companies Act, 2013, every company shall, get its name, address of its registered office and the Corporate Identity Number along with telephone number, fax number, if any, e-mail and website addresses, if any, printed in all its business letters, billheads, letter papers and in all its notices and other official publications.

And whereas during the course of inspection, the inspecting office has pointed out the violation of section 12(3)(c) of the companies Act, 2013 as under:

"During the course of inspection and from the documents submitted by the company it is observed that in none of the letter head of the company proper e-mail ID, Phone No. & CIN No. has been mentioned. Hence, violation of section 12 of the Companies act, 2013.

And whereas, in view of the above facts & observation, it appears that the company has not compliance of the section 12(3)(c) of the Companies Act, 2013 has been contravened and the company and every officer of the company in default shall be liable for action under section 12(8) of the Companies Act, 2013.

And whereas, the office of the undersigned had issued show cause notices to the company and its directors on 22.03.2019. But no reply was received in this office.


- 1) In view of the above facts the undersigned has reasonable cause to believe that the provision of Section 12 (3)(c) of the Companies Act, 2013 has not been complied with by the Company and its officers in default. Thus, the Company and its officers in default have rendered themselves liable to be panel action as provided in sub-section (8) of section 12 of the Companies Act, 2013. As per provision of section 12 (8), there is provision for penalty for which the ROC is empowered to adjudicate the penalty under section 454 (3) of the Companies Act, 2013.
- 2) Thereafter, this office issued adjudication notice for violation of section 12 (3)(c) of the Companies Act, 2013 to the Company and Respondent Directors on 10.04.2019 by giving an opportunity of being heard in the matter of adjudication proceeding before the undersigned on 30.04.2019.
- 3) The undersigned in exercise of power conferred under sub section 3 of section 454 of the Companies Act, 2013 fixed the date of hearing on 30.04.2019 for adjudicating penalty for violation of provision of section 12 (3)(c) of the Companies Act, 2013.
- 4) In response to the adjudication notice dated 10.04.2019 issued by the undersigned, the Company and its officer in default have authorized Shri Rajesh Chhatrala, Company Secretary vide Authority Letter dated 29.04.2019 to appear and represent before the adjudicating authority- Registrar of Companies, Gujarat on the above given date and time for oral and written submission and to all acts and things as may be necessary and incidentally in the matter.

- 5) During the hearing on 30.04.2019, Shri Rajesh Chhatrala, Company Secretary and Authorized representative of the Respondents reiterated submissions made in the adjudication notices. He further submitted that violation on the part of the Respondents was absolutely unintentional and was committed inadvertently without any malafied intension.
- 6) That keeping in mind all the relevant facts and after consideration of the oral submissions made by Shri Rajesh Chhatrala, Company Secretary and Authorized Representative of the Respondents, it is observed that the company and Respondents i.e. No. 2 to 5 had committed default under section 12 (3)(c) of the Companies Act, 2013 for none mentioned the CIN on the letter head of the company. Therefore, it is hereby ordered that sum of Rs. 1000/- each to company and its 4 directors has been imposed as penalty and the matter stand disposed off.

The penalties imposed as under should be paid by the Respondents as per Law and submit the copies of Challan to this office. The company should file the INC 28 with attachment of this order and copy of aforesaid Challan.

Sr. No.	Name of the Respondents	Amount (In Rs.)
1.	M/s. LATTICE PHARMA PRIVATE LIMITED	1,000/-
2.	Shri MAHASUKHLAL GOVINDJI SHAH (Director)	1,000/-
3.	Shri VIREN MAHASUKHLAL SHAH (Director)	1,000/-
4.	Shri JAGRUT MAHASUKHLAL SHAH (Director)	1,000/-
5.	Shri SUNIL MAHASUKHLAL SHAH	1,000/-
	Total Rs.	5,000/-

The adjudication notice stands disposed of with this order.


(L. R. Meena)
Adjudicating officer,
Registrar of Companies,
Gujarat, Dadra and Nagar Haveli.

Signed this 30th day of April, 2019. /G14

- 8 MAY 2019

Copy to:

1. M/s. Lattice Pharma Private Limited
21, Janta Society, Behind Community Hall,
Rajkot-360001, Gujarat

2. MAHASUKHLAL GOVINDJI SHAH (Director)
21, Janata Society, Street No. 6, Behind,
Janata Society Community Hall,
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3. VIREN MAHASUKHLAL SHAH (Director)
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4. JAGRUT MAHASUKHLAL SHAH (Director)
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OPP. RAM DAS UDYAN,
MUMBAI-400058, Maharashtra,
5. SUNIL MAHASUKHLAL SHAH (Director)
21, Janta Society, Behind Community Hall,
Rajkot-360001, Gujarat,
6. Mater File
7. Office Copy