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GOVERNMENT OF INDIA  
MINISTRY OF CORPORATE AFFAIRS  
OFFICE OF THE REGISTRAR OF COMPANIES, KARNATAKA  
II FLOOR, "E" WING, KENDRIYA SADAN, KORAMANGALA, BANGALORE - 560 034

No. ROCB/Sec 454(3)/JOY ICE CREAM / 4339 to 4346 Dated: 05/03/2019

**ORDER OF ADJUDICATION OF PENALTY UNDER SECTION 454 (3) OF COMPANIES ACT 2013 READ WITH RULE 3 OF THE COMPANIES (ADJUDICATION OF PENALITES) RULES 2014 FOR VIOLATION OF PROVISIONS OF SECTION 12(4) OF THE COMPANIES ACT 2013 BY M/S. M/s.JOY ICE CREAM (BANGALORE) PRIVATE LIMITED. (THE COMPANY):**

In the matter of Ms.JOY ICE CREAM (BANGALORE) PRIVATE LIMITED  
Incorporated on 25/07/1966 under the Registrar of Companies, Karnataka.

1. Whereas pursuant to provisions of sub section (1) of section 12 of the Companies Act, 2013, the company on and from the fifteenth day of its incorporation and at all times thereafter, have a registered office capable of receiving and acknowledging all communications and notices as may be addressed to it.
2. Whereas pursuant to provisions of sub section (4) of section 12 of the Companies Act, 2013, the Company ought to furnish to this office notice of every change of the situation of the registered office, verified in the manner prescribed, (Form No.INC 22) after the date of incorporation of the company, shall be given to the Registrar within a period of thirty days of change.

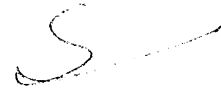
3. Whereas on verification of the records of the Company, it is noticed that the Company has not filed INC 22 as required under sub sec (4) of Sec 12 of the Companies Act 2013 and hence the undersigned has reasonable cause to believe that the aforesaid Sub Section (4) of Section 12 of the Companies Act, 2013 has been violated.
4. This office issued a letter dated 24-07-2018 for seeking reply with regard to complaint received against the company. The covers enclosing the letter returned unserved with remarks "No such firm." Letters were sent to the Directors of the company on 28-08-2018, which were returned back with postal remarks "addressee left".
5. This office had issued adjudication notice U/s 454 of the Companies Act 2013 to the Company and its officers in default on 31/08/2018 through speed post for violation of section 12 of Companies Act 2013. The notice issued to company AND Directors has also been returned/ undelivered with postal remarks "Left".
6. As per Sec 12(4) of the Companies Act 2013 r/w Rule 27 of Companies (Incorporation) Rules 2014, the Company shall furnish to the registrar the notice of change, if any of the situation of the registered office and verification thereof shall be filed. However, the Company has failed to file INC 22 till date.
7. As per Sec 12(8) of the Companies Act 2013, if any default is made in complying with the provisions of Sec 12, the Company and every officer who is in default shall be liable

to a penalty of one thousand rupees for every day during which default continues but not exceeding one lakh rupees.

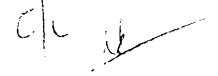
8. The Company and its officers in default were called upon to appear personally or through their authorized representative before the undersigned on 28/11/2018 at 3 P.M. in the chamber of Registrar of companies, II Floor, E Wing, Kendriya Sadan, Koramangala, and Bangalore-560034 for hearing adjudication matter vide letter dated 14-11-2018. However, no reply has been received and <sup>or</sup> none of them attended for hearing.
9. As no Directors or their representatives attended for hearing the matter and in view of the above said violation of Sec 12(4) of the Companies Act 2013 r/w Rule 25 of Companies (Incorporation) Rules 2014, the undersigned being the Adjudicating officer in exercise of the powers vested to him vide Sec 454 (3) of Companies Act 2013 hereby impose a penalty of Rs.1 lakh each to the following (i) the company (ii) Mr. Arun Om Java (iii) Mr. Varun Om Java, Directors and hereby direct that penalty of Rs.1 lakh each shall be paid immediately through MCA 21 portal and proof of payment be produced for verification within 30 days from the date of receipt of order.
10. Please note that as per Sec 454(8) (i) of the Companies Act 2013, Where company does not pay the penalty imposed by the adjudicating officer or the Regional Director within a period of ninety days from the date of the receipt of the copy of the order, the company shall be punishable with fine which shall not be less than twenty-five thousand rupees but which may extend to five lakh rupees.

(ii) Where an officer of a company who is in default does not pay the penalty within a period of ninety days from the date of the receipt of the copy of the order, such officer shall be punishable with imprisonment which may extend to six months or with fine which shall not be less than twenty-five thousand rupees but which may extend to one lakh rupees, or with both.

Therefore, in case of default in payment of penalty, prosecution will be filed U/s 454(8(i) and (ii) of the Companies Act 2013 at your own costs without any further notice.



(C V SAJEEVAN)  
REGISTRAR OF COMPANIES  
KARNATAKA, BANGALORE



To,

No. ROCB/Sec 454(3)/JOY ICE CREAM  
1. M/s JOY ICE CREAM (BANGALORE) PRIVATE LIMITED  
C/O Rudra Industries, Sri Krishna Building, Avenue Road,  
Bangalore - 560 002

No. ROCB/Sec 454(3)/JOY ICE CREAM  
2. Mr. Arun Om Java  
1013, 13TH MAIN, 3RD CROSS, HAL 2ND STAGE,  
INDIRANAGAR, BANGALORE-560038

No. ROCB/Sec 454(3)/JOY ICE CREAM  
3. Mr. Varun Om Java  
NO 536, 3RD A MAIN, O M B R LAYOUT, BANGALORE  
NORTH, BENGALURU-560043