

16 JUN 2019



Email: roc.bangalore@mca.gov.in

Telephone No.: 080-25537449

**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)/ELECTREX/ADJ.ORDER/5084

/973-977

Dated: 18/06/19
~~12/06/2019~~

ORDER OF ADJUDICATION OF PENALTY UNDER SECTION 454 (3) OF COMPANIES ACT 2013 READ WITH RULE 3 OF THE COMPANIES (ADJUDICATION OF PENALITIES) RULES 2014 FOR VIOLATION OF PROVISIONS OF SECTION 12(4) OF THE COMPANIES ACT 2013 BY M/s. ELECTREX (INDIA) LIMITED (THE COMPANY):

In the matter of Ms. M/s. ELECTREX (INDIA) LIMITED

Incorporated on 22/12/1982 under the Registrar of Companies, Karnataka.

1. Whereas sub-section (4) of the said section states that notice of every change of the situation of the registered office, verified in the manner prescribed, after the date of incorporation of the company, shall be given to the Registrar within fifteen days of the change who shall record the same and as per Rule 27 of the Companies (Incorporation) Rules 2014, the notice of change of the situation of the registered office and verification thereof shall be filed in form No.INC 22 along with the fee.
2. Whereas, this office has issued Notices for default on 23-01-18, 16-02-18, 30-05-18, 22-06-18 and 05-10-2018 which was returned unserved with remarks – “Firm Left – return to sender”. As such, the undersigned has reasonable cause to believe that the company failed to maintain its registered office at the address notified to this office and also failed to notify the change of address to this office, and hence, the provisions of aforesaid section 12(1) and 12 (4) of the Companies Act, 2013 and the rules thereunder has been violated. .
3. 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.
4. The Company and its officers in default were called upon to appear personally or through their authorized representative before the undersigned on 30-05-2019 at 12 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 20-05-2019. However, no reply has been received and none of them attended for hearing.

5. None of the Directors or their representatives attended for hearing the matter. 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.Mukesh Maneklal Choksi (iii)Mr. Abnasi Jawahar Thadney (iv) Mr.Mahesh Budhsingh Thakur (v) and Ms.Minaxi Mukesh Choksi, 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.
6. 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. The company shall file a copy of this order in e-form INC-28 within 30 days from the date of receipt of the same.



(C V SAJEEVAN)
REGISTRAR OF COMPANIES
KARNATAKA, BANGALORE

To,

No. ROCB/Sec 454(3)/ELECTREX/ADJ.ORDER/5084
M/s ELECTREX (INDIA) LIMITED
21-DI, 2ND PHASE, PEENYA INDUSTRIAL AREA,
BANGALORE-560058

o/c llh
18/6/19

2) No. ROCB/Sec 454(3)/ELECTREX/ADJ.ORDER/5084
Mr. MUKESH MANEKLAL CHOKSI
FLAT NO. 600, SHANTIKUTIR BLDG, 6TH FLOOR,
10TH RAOD, SANTACRUZ EAST MUMBAI- 400055 MH

3) ROCB/Sec 454(3)/ELECTREX/ADJ.ORDER/5084
Mr. ABNASI JAWAHAR THADHANEY
603 A Wings Chandra Darshan, Sector- 21
Plot no. 229 303 Kamote
Navi Mumbai -410209

4) ROCB/Sec 454(3)/ELECTREX/ADJ.ORDER/5084
MAHESH BUDHSINGH THAKUR
RESIDENT FLAT NO. 32/235,
M H B COLONY S N DUBY ROAD,
DAHISAR-E, MUMBAI -400068

5) ROCB/Sec 454(3)/ELECTREX/ADJ.ORDER/5084
Ms. MINAXI MUKESH CHOKSI
600, SHANTIKUTIR, 10TH ROAD,
TPS III, NEAR CHIMANLAL NATHURAM
GUJRATI SCHOOL, SANTACRUZ,
MUMBAI 400055