



o/c

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 – 560034**

**No. ROCB/ Adj. Order /Sec.454 /Co. No.107096**

**Date: 26.12.2019**

**ORDER OF ADJUDICATION OF PENALTY UNDER SECTION 454 OF COMPANIES ACT 2013  
READ WITH RULE 3 OF THE COMPANIES (ADJUDICATION OF PENALITIES) RULES 2014  
FOR VIOLATION OF PROVISIONS OF SECTION 12 OF THE COMPANIES ACT 2013 IN THE  
MATTER OF ADISATTVA HEATHCARE PRIVATE LIMITED (THE COMPANY):**

1. M/s ADISATTVA PRIVATE LIMITED is incorporated on 11.10.2017 under the jurisdiction of Registrar of Companies, Bangalore with the correspondence address as "401 Pristine Paradise Apartment Anugra, Near Shanthinkethan School, Bilekahalli, Bangalore 560076" in form SPICe-32 (Proforma for incorporating company) and also opted for radio button as "NO", thereby confirming that correspondence address will not be registered office of the company vide Col. No. 4(b) of said SPICe form.
2. Whereas section 12(2) of the Companies Act 2013, a Company shall furnish to the Registrar verification of its registered office in Form Inc-22 within a period of 30 days of its incorporation in such manner as may be prescribed. However the Company has not filed the Form Inc-22 within stipulated time i.e by 11.11.2017 and filed the same only on 07.01.2019 vide SRN: H41115304 intimating the registered office address as SY. No.92/06, Opposite Innovative Multiplex, Marathalli Outer Ring Road, Bangalore 560037, with a delay of 391 days. The Company vide its adjudication application dated: 12.02.2019 admitted that the company and its officers in default had violated the provisions of the section 12(2) of Companies Act, 2013 and not filed form i.e Inc-22 within stipulated time.
3. Whereas, this office had issued a notice on 05.09.2019 to the addressees i.e M/s ADISATTVA PRIVATE LIMITED (THE COMPANY) and every officer in default viz. Mr. Sandeep Mahpatra and Mr. Payal Kumari (directors) who were called upon under Section 454(4) of the Companies Act, 2013, read with Rule 3(3) of the Companies (Adjudication of penalties) Rules 2014 to appear personally or through their authorized representative before the undersigned on **25.09.2019 at 4:35 p.m.** in the chamber of Registrar of companies, II Floor, E Wing, Kendriya Sadan, Koramangala, Bangalore-560034 for hearing.
4. In response to the notice, the authorized representative of the company, Ms. Shefali

Contd.....2

Khatri (Company Secretary) attended the hearing on 25.09.2019 for adjudicating the matter. It was noticed that no affidavit verifying the application/petition has been submitted by the company and for this reason the hearing was adjourned to 13.11.2019. On this day also no affidavit was submitted from their side, though Ms. Samitha Bhattacharjee attended and therefore the meeting was adjourned for next hearing on 12.12.2019.

5. As per Section 12(8) of the Companies Act 2013, if any default is made in complying with the provisions of Section 12 of the said Act, 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.
6. On **12.12.2019** no one attended the hearing, and not submitted the affidavit verifying the application. In the view of the above as per Section 12(8) of the Companies Act 2013, the undersigned in exercise of the powers vested to him vide Section 454(1) & (3) of Companies Act 2013 considering the delay of 391 days, hereby impose a penalty of **Rs.1 lakh each on the Company and its 2 Directors in default (totaling to Rs.3,00,000/)** and **hereby direct that they shall pay the penalty of Rs.1 lakh each** immediately through MCA 21 portal and proof of payment be produced for verification within 90 days from the date of receipt of order.
7. Whereas sub-section (5) of section 454 of the Companies Act, 2013 provides that any person aggrieved by an order made by the adjudicating officer under sub-section (3) may prefer an appeal to the Regional Director having jurisdiction in the matter and further sub-section (6) provides that every appeal under sub-section (5) shall be filed within sixty days from the date on which the copy of the order made by the adjudicating officer is received by the aggrieved person and shall be in such form, manner and be accompanied by such fees as may be prescribed.
8. Please note that as per Section 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.

In case of default in payment of penalty, prosecution will be filed under section 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.

o/c

To,

No. ROCB/ ADISATTVA/Sec.454/107096 - 4729

1. M/s ADISATTVA HEALTHCARE PRIVATE LIMITED  
No. 92/06, Opposite Innovation Multiplex,  
Marathahalli Outer Ring Road, Bangalore  
Bangalore 560037

No. ROCB/ ADISATTVA/Sec.454/107096 - 4730

2. Mr. SANDEEP MAHPATRA, Director  
B-73, Zonasha Paradiso, Alpine Eco Road,  
Doddanekundai, Behind Rainbow Children Hospital,  
Bangalore 560048

No. ROCB/ ADISATTVA/Sec.454/107096 - 4731

3. Ms. Payal Kumari, Director  
B-73, Zonasha Paradiso, Alpine Eco Road  
Doddanekundai, Behind Rainbow Children Hospital,  
Bangalore 560048