

4. An opportunity of being heard was afforded on 26.10.2020 to the Appellants who were represented by their Authorized Representative Shri. S. Narasimman, Senior Manager of M/s. SAS Partners Corporate Advisors Private Limited who had contended that the delay of 90 days occurred in filing the Form INC-20A was due to circumstances beyond the control of the appellant company and keeping in view the fact that the company did not even commence any business till date sought condonation of delay and waiver of penalty consequently.

5. Considering the grounds urged by the Appellants in the Appeal and the submissions made as well as the fact that the Form INC-20A was filed and that the subscription money was received in time, the undersigned deems it appropriate to set aside the impugned Order dated 03.02.2020 passed by the ROC, Kerala. The Appellants are directed to file order in Form No.INC-28 within a period of 30 days on MCA-21 Portal.

Dated at Chennai this the 2nd day of November, 2020.


(M.R. BHAT)
REGIONAL DIRECTOR (SR)

To

1. M/s. Der Beruf Institute of International Education Private Limited
No. 30/323, Perinthalmanna Municipality,
Aysha Commercial Complex, Calicut Road,
Perinthalmanna, Malappuram, Kerala.
- ✓ 2. Shri. Amilath Muhammed
3. The Registrar of Companies, Kerala.
4. The Officer in Charge, e-Gov. Cell, Ministry of Corporate Affairs, A-Wing, Shastri Bhavan, Dr. Rajendra Prasad Road, New Delhi -110 001- with a request to upload this Order on the website of the Ministry. Mail sent to Shri Vivek Meena, Asst. Director (vivek.meena@gov.in) and Shri B. Srikumar, Deputy Director, (srikumar.b@gov.in)