

**NATIONAL COMPANY LAW APPELLATE TRIBUNAL  
NEW DELHI**

**Company Appeal (AT) No.30 of 2019**

**IN THE MATTER OF:**

**Chetan Ramniklal Vasa**

**...Appellant**

**Vs**

**Registrar of Companies**

**...Respondents**

**Present: Mr. R.K. Ruhil and Mr. Vinod Sharma, Advocates.**

**ORDER**

**13.03.2019-** On hearing the learned counsel for appellant and being satisfied with the grounds, we condone the delay in preferring the appeal.

2. The name of the appellant company was struck off from the Registrar of Companies which has been restored in terms of the impugned order dated 6<sup>th</sup> June, 2018, certified copy whereof was made available to the appellant on 29<sup>th</sup> November, 2018. Appellant is aggrieved of the aforesaid order in so far as the same saddles him with the liability of costs quantified at Rs.5 lakhs.

3. Inspite of service to respondents, ROC have not appeared.

4. Learned counsel appearing on behalf of the appellant submits that the appellant has been ordered to file all the required documents and shall fulfil other relevant statutory compliance by paying penal interest. Learned counsel for the appellants further submits that the company will pay penal amount in terms of the Companies Act which comes to Rs.6 lakhs approximately. He submitted that apart from such penal amount additional cost of Rs.5 lakhs is excessive.

5. Having heard the learned counsel for the appellant while we are not inclined to interfere with the substantive part of the impugned order dated 6<sup>th</sup> June, 2018, but as we find that the company and its official are liable to

pay penal amount in terms of the Companies Act for contravention of the provisions of Act, reduce the cost to Rs.1 lakh to be paid by the appellant/company. The order dated 6<sup>th</sup> June, 2018 passed by the Tribunal stands modified to the extent above. Appeal stands disposed of. No costs.

(Justice S.J. Mukhopadhyaya)  
Chairperson

(Justice A.I.S. Cheema)  
Member (Judicial)

**Bm/sk**