



**GOVERNMENT OF INDIA
MINISTRY OF CORPORATE AFFAIRS**

ROC Ahmedabad

Registrar Of Companies, ROC Bhavan , Opp Rupal Park Society, Behind Ankur Bus Stop, Naranpura, Ahmedabad, Gujarat,
India, 380013

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Order ID: PO/ADJ/06-2025/AD/00437

Dated: 18/06/2025

ORDER FOR ADJUDICATION OF PENALTY UNDER SECTION 454 OF THE COMPANIES ACT, 2013 ('THE ACT') FOR VIOLATION OF SECTION 203(5) OF THE COMPANIES ACT, 2013.

A. Appointment of Adjudicating Officer:

Ministry of Corporate Affairs vide its Gazette notification number S.O. 831(E) dated 24/03/2015 appointed undersigned as Adjudicating Officer in exercise of the powers conferred by section 454 of the Companies Act, 2013 [herein after known as Act] read with Companies (Adjudication of Penalties) Rules, 2014 for adjudging penalties under the provisions of this Act..

B. Individual details:

In the matter relating to MANOJKUMAR JAIN [herein after known as individual] having DIN 02190018 and having its address at B/404, ASHAVARI TOWER, B/H FUN REPUBLIC JIVRAJ PARK B/404, ASHAVARI TOWER, B/H FUN REPUBLIC JIVRAJ PARK AHMEDABAD Gujarat India

In the matter relating to VARUN MANOJKUMAR JAIN [herein after known as individual] having DIN 03502561 and having its address at B/404, ASHAVARI TOWER B/404, ASHAVARI TOWER Ahmedabad Gujarat India

In the matter relating to RISHABH SUNIL SINGHI [herein after known as individual] having DIN 09342922 and having its address at 201 SAFAL FLORA 201 SAFAL FLORA Ahmedabad Gujarat India

C. Provisions of the Act: If any company makes any default in complying with the provisions of this section, such company shall be liable to a penalty of five lakh rupees and every director and key managerial personnel of the company who is in default shall be liable to a penalty of fifty thousand rupees and where the default is a continuing one, with a further penalty of one thousand rupees for each day after the first during which such default continues but not exceeding five lakh rupees.

D. Facts about the case:

1. Default committed by the officers in default/noticee - As per Section 203 of the Companies Act, 2013 read with Rule 8A of the Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014 ?Every private company which has a paid-up share capital of ten crore rupees or more shall have a whole-time company secretary?.

Paid-up share capital of the company was increased from Rs. 9,89,53,860 to Rs. 12,61,28,860 on 31.03.2023. Since, the paid-up capital exceed the limit as prescribed in Rule 8A of the Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014, appointment of Company Secretary within Six Months i.e. 30.09.2023 became applicable to the company. However, Company could not appoint Company Secretary within six months of its becoming applicable.

However, the said default was made good by appointing Mr. Vijay Boliya as Company Secretary of the Company w.e.f. 03.05.2024.

That said non-compliance was for a period of 7 months and 2 days starting from 01.10.2023 to 03.05.2024, as period of 6 months is allowed to appoint Company Secretary as per Section 203(4) of the Companies Act, 2013.

2. As per the request made by the company/Officers hearing was provided on 07.05.2025

E.Order:

1. The Company and officers have submitted suo-moto application. Therefore, I hereby imposed penalty on company and its KMPs

2. The details of penalty imposed on the company, officers in default and others are shown in the table below:

(A)	Name of person on whom penalty imposed (B)	Rectification of Default required (C)	Penalty Amount (D)	Additional Penalty (E) (*Per day of continuing default i.e. date of rectification of default less order issue date)	Maximum limit for Penalty (F)
1	VMS TMT LIMITED having CIN as U27204GJ2013P LC074403		500000	0	500000
2	MANOJKUMAR JAIN having DIN as 02190018		265000	0	500000
3	VARUN MANOJKUMAR JAIN having DIN as 03502561		265000	0	500000
4	RISHABH SUNIL SINGHI having DIN as 09342922		265000	0	500000



3. The notified officers in default/noticee shall rectify the default mentioned above and pay the penalty, so applicable within 90 days of receipt of the order.
4. The notified officers in default/noticee shall pay the penalty amount via 'e-Adjudication' facility which can be accessed through the respective login IDs on the website of Ministry of Corporate Affairs and upload the copy of paid challan / SRN of e-filing (if applicable) on the 'e-Adjudication' portal itself. It is also directed that the penalty so imposed upon the officers in default shall be paid from their personal sources/income.
5. Appeal against this order may be filed in writing with the Regional Director, RD Ahmedabad within a period of sixty days from the date of receipt of this order, in Form ADJ setting for the grounds of appeal and shall be accompanied by a certified copy of this order [Section 454 (5) & 454 (6) of the Act, read with Companies (Adjudication of Penalties) Rules, 2014].
6. For penal consequences of non-payment of penalty within the prescribed time limit, please refer Section 454(8) of the Companies Act, 2013.

Keerthi Narayana,
Registrar of Companies
ROC Ahmedabad

To,

1. VMS TMT LIMITED, Survey No. 214 Survey No. 214 Bavla Ahmedabad Gujarat India , info@vmsil.in

2. MANOJKUMAR JAIN, B/404, ASHAVARI TOWER, B/H FUN REPUBLIC JIVRAJ PARK B/404, ASHAVARI TOWER, B/H FUN REPUBLIC JIVRAJ PARK AHMEDABAD Gujarat India , vmsind@gmail.com

3. VARUN MANOJKUMAR JAIN, B/404, ASHAVARI TOWER B/404, ASHAVARI TOWER Ahmedabad Gujarat India , cavarunjain89@gmail.com

4. RISHABH SUNIL SINGHI, 201 SAFAL FLORA 201 SAFAL FLORA Ahmedabad Gujarat India , singhirishabh1998@gmail.com