



GOVERNMENT OF INDIA
MINISTRY OF CORPORATE AFFAIRS
ROC : ROC Chandigarh

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Order ID: PO/ADJ/04-2025/CH/00222

Dated: 03/04/2025

ORDER FOR ADJUDICATION OF PENALTY UNDER SECTION 454 OF THE COMPANIES ACT, 2013 ('THE ACT') FOR VIOLATION OF SECTION 92(5) OF THE COMPANIES ACT, 2013.

A. Appointment of Adjudicating Officer:

Ministry of Corporate Affairs vide its Gazette notification number **S.O. 831(E)** (Refer Annexures B) dated **24/03/2015** (Refer Annexure B for details) 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. Company details:

In the matter relating to **HARDEES RESTRO INTERNATIONAL PRIVATE LIMITED** [herein after known as Company] bearing CIN **U55101CH2016PTC035918**, is a company registered with this office under the Provisions of the Companies Act, 2013/1956 having its registered office situated at **SCO 57 SECTOR 20 D SCO 57 SECTOR 20 D CHANDIGARH Chandigarh India 160020**

Individual details:

In the matter relating to **AMANDEEP SINGH KOHLI** [herein after known as individual] having DIN as **07414432** and having its address at **H.NO 1234 DORI WALAN KAROL BAGH H.NO 1234 DORI WALAN KAROL BAGH New Delhi Delhi India 110005**.

In the matter relating to **HARKIRAT MARWAHA** [herein after known as individual] having DIN as **07418003** and having its address at **HOUSE NO 28 DUPLEX GULMOHAR CITY BAKKARPUR SAS NAGAR (MOHALI) DERABASSI HOUSE NO 28 DUPLEX GULMOHAR CITY BAKKARPUR SAS NAGAR (MOHALI) DERABASSI MOHALI Punjab India 140507**.

C. Provisions of the Act:

If any company fails to file its annual return under sub-section (4), before the expiry of the period specified therein, such company and its every officer who is in default shall be liable to a penalty of ten thousand rupees and in case of continuing failure, with further penalty of one hundred rupees for each day during which such failure continues, subject to a maximum of two lakh rupees in case of a company and fifty thousand rupees in case of an officer who is in default.

D. Facts about the case:

1. Default committed by the violators the company has not filed Annual return for the FY 2022-23 in form MGT-7 within the due date i.e. 28.11.2023. the company has stated that the application is file *Suo moto* and the contravention was without any malafide intention and it was unintentional and not committed willfully.
2. E -hearing is not required as the Company has rectified the default.

E. Order:

1. Since Company has filed *suo moto* application under 454 for violation of section 92 of the Companies Act, 2013 and filed annual return prior to the issue of show cause notice, therefore no penalty is required to be imposed in terms of proviso of Sub Section 3 of Section 454 of the Companies Act, 2013.

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

Sr. No .(A)	Name of person on whom penalty imposed (B)	Rectificatio n of Default required (C)	Penalty Amount (D)	Additional Penalty (E)	Maximum limit for Penalty (F)
1	HARDEES RESTRO INTERNATIONAL PRIVATE LIMITED having CIN as U55101CH2016PTC 035918	Rectified	0	0	200000

2	AMANDEEP SINGH KOHLI having DIN as 07414432	Rectified	0	0	50000
3	HARKIRAT MARWAHA having DIN as 07418003	Rectified	0	0	50000

3. The notified violators shall rectify the default mentioned above and pay the penalty, so applicable within 90 days of receipt of the order.
4. The notified violators 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 Noida** 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.

Anupam Vashista
Adjudicating Officer,
ROC Chandigarh

1)HARDEES RESTRO INTERNATIONAL PRIVATE LIMITED,SCO 57 SECTOR 20 D SCO 57 SECTOR 20 D CHANDIGARH
Chandigarh India 160020,rkvassociates@outlook.com

2)AMANDEEP SINGH KOHLI,H.NO 1234 DORI WALAN KAROL BAGH H.NO 1234 DORI WALAN KAROL BAGH New Delhi
Delhi India 110005,prabjotkhosla@gmail.com

3)HARKIRAT MARWAHA,HOUSE NO 28 DUPLEX GULMOHAR CITY BAKKARPUR SAS NAGAR (MOHALI) DERABASSI
HOUSE NO 28 DUPLEX GULMOHAR CITY BAKKARPUR SAS NAGAR (MOHALI) DERABASSI MOHALI Punjab India
140507,tedkhosla@gmail.com

COPY TO,
1) RD Noida