

F.No:9/127/ADJ/SEC.203/2013/ANDHRA PRADESH/RD(SER)/2022 /3711

BEFORE THE REGIONAL DIRECTOR, SOUTH EAST REGION

MINISTRY OF CORPORATE AFFAIRS, HYDERABAD

IN THE MATTER OF COMPANIES ACT, 2013

IN THE MATTER OF NATSOL LABORATORIES PRIVATE LIMITED

1. M/s. Natsol Laboratories Private Limited
2. Venkata Subbaraju Gottumukkala, Whole-time Director
3. Siva Venkata Rama Krishna Raju Dandu, Whole-time Director
4. Venkatasita Ramaraju Kanumuri, Whole-time Director

Appellants

Date of hearing : 07.02.2023

Present : Mr. Saroj K Sahoo, PCS

### ORDER

This is an appeal filed under section 454(5) of the Companies Act, 2013 by the above appellants in e-form ADJ vide SRN F50833243 dated 30.11.2022 against the adjudication order No. ROC(V)/ADJ/454(4) 2022-23 dated 08.09.2022 under section 454 passed by the Registrar of Companies, Andhra Pradesh for default in compliance with the requirements of Section 203(1) read with Rule 8A of the Companies (Appointment and Remuneration of Managerial Personnel) Rules, 2014.

2. Registrar of Companies in his order of adjudication has stated that the company has failed to appoint Company Secretary since the applicable provisions of the Act came into force to till date despite paid up capital has exceeded the prescribed limit as stated in the provisions of section 203(1) of the companies Act, 2013. Hearing was held before Registrar of Companies on 08.09.2022 and after hearing the authorized representative had levied a penalty of Rs.5.00 Lakhs on the Company and Rs.50,000/- each for 4 directors i.e., Venkata Subbaraju Gottumukkala, Siva Venkata Rama Krishna Raju Dandu, Venkatasita Ramaraju Kanumuri and Jagarlamudi Suresh Babu (total aggregating to Rs.7.00 Lakhs).

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3. An opportunity of being heard was given to the Appellants on 07.02.2023 by the then Regional Director. The authorized representative Mr. Saroj K Sahoo, Practicing Company Secretary appeared on behalf of the appellants and reiterated the submissions made in the appeal and also submitted that the new management has taken over the company with effect from 2016 and the company has not yet started any commercial operations. Further the company is making losses all along considering the issue management sold all the fixed assets and there is remote chance of any future business growth, sustainability. It is also stated that company is having Whole Time Directors (3 in no) and other director should not have been charged for any violation of this nature. Despite all these conditions the Company has appointed Puja Jaiswal as Company Secretary of the Company with effect from 29.08.2022 and complied with the provisions of Section 203 of the Companies Act, 2013 and requested to reduce the quantum of penalty as levied by Registrar of Companies with regard to Company and 3 officers i.e., Venkata Subbaraju Gottumukkala, Siva Venkata Rama Krishna Raju Dandu and Venkatasita Ramaraju Kanumuri and also to waive off the penalty as imposed for Jagarlamudi Suresh Babu, Director.

4. Taking into consideration the facts of the appeal and submissions made by the authorized representative. Penalty as imposed by Registrar of Companies is reduced by the then Regional Director for the Company to Rs.50,000/- and for 3 Whole Time Directors i.e., Venkata Subbaraju Gottumukkala, Siva Venkata Rama Krishna Raju Dandu and Venkatasita Ramaraju Kanumuri to Rs.25,000/- each (total aggregating to Rs.1,25,000/-) and setting aside the penalty imposed for Jagarlamudi Suresh Babu, Director as the Company is having a Whole Time Directors who looks after the job of day-to-day activities. The appellants are directed to comply with this order and also provisions of Section 454(8) of the Companies Act, 2013 read with Companies (Adjudication of Penalties) Rules, 2014.

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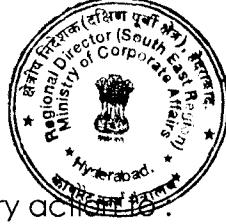


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5. The, penalty was paid by the Company amounting to Rs.50,000/- and by 3 officers i.e., Venkata Subbaraju Gottumukkala, Siva Venkata Rama Krishna Raju Dandu and Venkatasita Ramaraju Kanumuri to Rs.25,000/- each (total aggregating to Rs.1,25,000/-) vide SRN X50151695 dated 16.08.2023. Accordingly, this order is issued to the Appellants with a copy to Registrar of Companies, Andhra Pradesh and Joint Secretary, E-Governance Cell, Ministry of Corporate Affairs, New Delhi for information and necessary action.

Issued under my hand and seal on this the 12<sup>th</sup> day of September 2023.

M/s. Natsol Laboratories Private Limited  
35, Gollajaggarajupeta, Greencity Visakhapatnam  
Andhra Pradesh- 530046.



*ls*  
(DR. RAJ SINGH)  
REGIONAL DIRECTOR (SER)  
HYDERABAD

Copy for information and necessary action to:

1. Venkata Subbaraju Gottumukkala,  
Plot No.A-16, Near SV Dairy Form, SV University,  
Post Office, Nalanda Nagar, Tirupati- 517501.
2. Siva Venkata Rama Krishna Raju Dandu  
D.No.10-12-5/3, Rednam Gardens, Ramnagar  
Beside Rama Raj Towers, Visakhapatnam,  
Andhra Pradesh- 530002.
3. Venkatasita Ramaraju Kanumuri  
D.no. 55-43-73, Flat No.401, Sri Ananda Residency,  
Doctors Colony, Near ABC Office, Seethammadhara,  
P&T Colony, Visakhapatnam, Andhra Pradesh- 530013.
4. Registrar of Companies, Ministry of Corporate Affairs,  
Andhra Pradesh, Vijayawada.
5. The Joint Secretary, E-Governance Cell, Ministry of Corporate Affairs, New Delhi.

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(DR. RAJ SINGH)  
REGIONAL DIRECTOR (SER)  
HYDERABAD