

**Application No. RD/ER/08/Appeal/23/ 6897-6900**

**BEFORE THE REGIONAL DIRECTOR, EASTERN REGION**  
**MINISTRY OF CORPORATE AFFAIRS, KOLKATA.**

**IN THE MATTER OF**

THE COMPANIES ACT, 2013

**-AND-**

**IN THE MATTER OF**

M/s. Peebee Steel Industries Ltd  
3<sup>rd</sup> Floor 15, Maharana Pratap Sarani Writer's ,  
Building, Kolkata, West Bengal,700001

**-AND-**

**IN THE MATTER OF**

Application under section 454 of The Companies Act, 2013 for preferring an appeal against the penalty order dated 23/05/2023 of Registrar of Companies, West Bengal passed for violating the provisions of section 203 of the Companies Act, 2013.

**-AND-**

**IN THE MATTER OF**

1. M/s. Peebee Steel Industries Ltd  
3<sup>rd</sup> Floor 15, Maharana Pratap Sarani Writer's ,  
Building, Kolkata, West Bengal,700001
2. Jayantika Jatia  
81, Jatia Sadan, 1<sup>st</sup> Floor Worli Sea Face,  
HDFC BANK,  
Worli,Mumbai,400025,Maharashtra,India

**In the matter of** M/s. Peebee Steel Industries Ltd

प्रेषित किया गया/Dispatched by.....  
हस्ताक्षर/Signature.....  
दिनांक/Date.....  
05 JAN 2024

COMPLIANCE CALENDAR  
2014-15

..... APPELLANTS

**Date of Hearing** : 14/11/2023

**Present** : Mr. Arni Guha, Advocate  
and Authorised Representative of the  
Appellants

**ORDER**

1. The present appeal under section 454 of the Companies Act, 2013 read with the provisions of the Companies (Adjudication of Penalties) Rules, 2014 was filed vide Form ADJ bearing SRN no. F62623251 dated 21/07/2023 by the aforesaid appellants against the penalty order under section 203 of the Adjudicating Authority i.e. Registrar of Companies, West Bengal dated 23/05/2023 communicated to the appellants vide letter no. ROC/ADJ/2023/034197/1921 dated 23/05/2023.
  
2. The office of the Registrar of Companies, West Bengal had issued Adjudication notice for violation of section 203 of the Act vide no. ROC/ADJ/2022/034197 dated 15/02/2023 to the company and its officers. In this regard, no adequate reply to the Adjudication notices was received from the Company and officer in default by the ROC, West Bengal.

**In the matter of** M/s. Peebee Steel Industries Ltd



3. Considering the above facts and circumstances of the case, the Adjudicating Authority has imposed penalty as under :-

As per table below for violation of section 203(4) r/w 203(5) of the Act:

Name of the Applicant Company/ Director	No. of days of Default	First Default (in Rs. )	Continuing Default (in Rs. )	Total maximum Penalty (in Rs.)
PEEBEE STEEL INDUSTRIES LTD (Period of default from 02.11.2018 to 14.03.2020 01.09.2022 to 29.09.2022)	528	5,00,000/-		5,00,000/-
JAYANTIKA JATIA [DIN: 01350121] [Appointed on 30.12.2005] (Period of default from 02.11.2018 to 14.03.2020 01.09.2022 to 29.09.2022)	528		528 * 1,000= 5,28,000	5,00,000/-

4. Having considered the facts and circumstances of the case and after taking into account the factors above, ROC, West Bengal imposed a penalty of Rs. 5,00,000/- (Rupees Five Lakhs Only) on the concerned Company and Rs. 5,00,000/- (Rupees Five Lakhs Only) on One officer in default under Section 203(5) of the Act, **in Total Rs. 10,00,000** (Rupees Ten Lakhs Only) (i.e., Rs. 5,00,000 for Company and Rs.



5,00,000 an One Officer in default) for failure to make compliance of the Act u/s. 203 of the Act.

5. The appeal was heard on 14/11/2023 and the Authorized Representative of the appellants was heard. Authorised Representative was asked to make submission regarding any infirmity in the order of Registrar of Companies in ascertaining the offence under section 203 of the Companies Act, 2013. The Authorised Representative had no submission in this regard. Hence, the order of ROC is confirmed as no cogent ground was made out by Authorised Representative. The undersigned by virtue of the power vested in Regional Director under section 454(7) of the Companies Act, 2013 read with the Companies (Adjudication of Penalties) rules, 2014 confirms the order of the Registrar of Companies, West Bengal dated 23/05/2023. The Company and directors/officers of the company shall pay the amount of penalty within a period of 90 days from the date of receipt of the copy of the order. Officer in default to pay the penalty amount out of his pocket. Further, if the company and its directors fail to deposit the penalty amount within the prescribed time limit action under section 454(8)(i) and (ii) of the Companies Act, 2013 shall be initiated against the Company and its Directors.

6. Hence the instant Appeal stands disposed of accordingly.



(P.Sridhar)  
REGIONAL DIRECTOR I/C (ER)

**Signed this the 02<sup>th</sup> day of January, 2024.**

**In the matter of** M/s. Peebee Steel Industries Ltd





Copy to:-

1. M/s. Peebee Steel Industries Ltd  
3<sup>rd</sup> Floor 15, Maharana Pratap Sarani Writer's ,  
Building, Kolkata, West Bengal,700001
2. Jayantika Jatia  
81, Jatia Sadan, 1<sup>st</sup> Floor Worli Sea Face,  
HDFC BANK, Worli, Mumbai, 400025, Maharashtra, India
3. The Registrar of Companies,  
West Bengal,..... for information in respect of his letter no.  
ROC/ADJ/2023/8161 dated 07/11/2023
4. The Officer in Charge, E-Gov. Cell, Ministry of Corporate Affairs, 5<sup>th</sup> Floor, A  
wing Shastri Bhavan, New Delhi-110001,-with a request to upload this Order on  
the website of the Ministry.

O/C  
~~02/01/2023~~  
02/01/2023

**In the matter of** M/s. Peebee Steel Industries Ltd



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