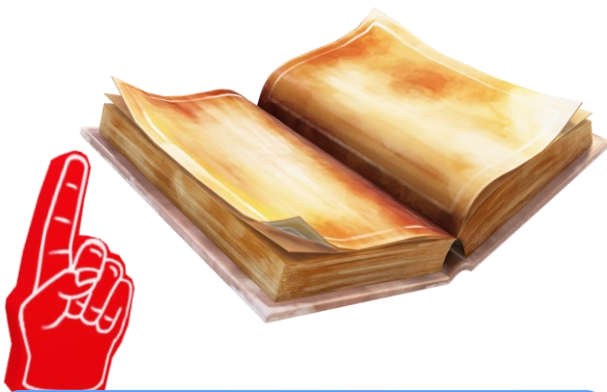


CHAPTER-WISE INDEX

(Corporate & Economic Law)

ChNo	Chapter	Pg No
1	Appointment & Qualifications of Directors	1-3
2	Appointment & Remuneration of Managerial Personnel	4-5
3	Meetings of Board & its Powers	6-8
4	Inspection, Inquiry & Investigation	9-11
5	Compromises, Arrangement & Amalgamation	12-13
6	Prevention of Oppression & Mismanagement	14
7	Winding Up	15-18
8	Miscellaneous Provisions	19-20
9	Adjudication, Special Courts, National Company Law Tribunal	21-22
10	e-Filing	23-24
1.1	SEBI Act	25-27
1.2	SEBI Regulations	27-31
1	FEMA	32-35
2	FCRA	36-37
3	IBC	38-40



[Click for Law Material](#)



- By CA Vinay Kumar



- By CA Avishi Gupta

Ch-1 Law Chapter-Wise INDEX

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 1	1	Basics	INTRODUCTION	3	1.02
Ch 1	1	Basics	Legal position of Directors	3	1.02
Ch 1	1	Basics	Collective body of the directors	3	1.02
Ch 1	2	Section 149	Company to have Board of Directors	4	1.03
Ch 1	2	Section 149	Independent director	36	1.35
Ch 1	2	Section 149	No. of directors; Max and min directors	4	1.03
Ch 1	2	Section 149	Woman Director; List of co.s to have WD	5	1.04
Ch 1	2	Rule 3	Women Director	5	1.04
Ch 1	3	Section 152	APPOINTMENT OF DIRECTORS	7	1.06
Ch 1	3	Section 152	Appointment of first directors.	7	1.06
Ch 1	3	Section 152	Appointment of subsequesnt directors.	7	1.06
Ch 1	3	Section 152	Other Requirements of Appointment	7	1.06
Ch 1	3	Section 152	Allotment of Director Identification Number (DIN):	7	1.06
Ch 1	3	Section 152	Providing of DIN and furnishing of Declaration by the proposed Director	8	1.07
Ch 1	3	Section 152	Written Consent to act as Director	8	1.07
Ch 1	3	Section 152	Explanatory Statement in case of appointment of Independent Director	8	1.07
Ch 1	3	Section 152	Non-applicability of Section 152 (5)	8	1.07
Ch 1	3	Section 152	Retirement of Directors by Rotation [Section 152(6)]	9	1.08
Ch 1	3	Section 152	Appointment of Rotational director & no. of directors liable to retire by rotation:	9	1.08
Ch 1	3	Section 152	Appointment of non-rotational directors:	9	1.08
Ch 1	3	Section 152	Retirement from office of rotational director	9	1.08
Ch 1	3	Section 152	Directors liable to retire by rotation	11	1.10
Ch 1	3	Section 152	Filling of vacancy of rotational director	11	1.10
Ch 1	3	Section 152	Non-rotational Directors	12	1.11
Ch 1	3	Section 152	Deemed re-appointment of retiring Directors under certain circumstances	12	1.11
Ch 1	3	Section 152	Non-applicability of Sections 152(6) and 152(7)	13	1.12
Ch 1	4	Section 153	DIRECTOR IDENTIFICATION NUMBER (DIN)	13	1.12
Ch 1	4	Section 153	Director Identification Number meaning	13	1.12
Ch 1	4	Section 153	Requirement of DIN	13	1.12
Ch 1	4	Section 153	Application for allotment of DIN before appointment	13	1.12
Ch 1	4	Rule 9	Procedure for making an application for allotment of DIN before appointment in an existing company	14	1.13
Ch 1	4	Section 154	Allotment of DIN	14	1.13
Ch 1	4	Rule 10	Procedure for rejection or allotment of DIN	14	1.13
Ch 1	4	Section 155	Prohibition on obtaining more than one DIN	16	1.15
Ch 1	4	Section 156	Director to intimate DIN	17	1.16
Ch 1	4	Section 157	Company to inform DIN to Registrar	17	1.16
Ch 1	4	Rule 10A	Company to inform DIN to Registrar	17	1.16
Ch 1	4	Section 157	Punishment for failure to furnish the DIN to Registrar	17	1.16
Ch 1	4	Section 158	Obligation to indicate DIN	17	1.16
Ch 1	4	Section 159	Punishment for contravention of Sections 152, 155 and 156	17	1.16
Ch 1	4	Rule 11	Cancellation or Surrender or De-activation and Re-activation of DIN	18	1.17
Ch 1	4	Rule 12	Intimation of Changes in Particulars specified in DIN Application	18	1.17
Ch 1	5	Section 160	RIGHT OF PERSONS OTHER THAN RETIRING DIRECTORS TO STAND FOR DIRECTORSHIP	20	1.19
Ch 1	5	Section 160	Requirement of Written Notice	20	1.19
Ch 1	5	Section 160	Requirement of Deposit	20	1.19
Ch 1	5	Rule 13	Inform its members regarding the candidature of a person for the office of director	20	1.19
Ch 1	5	Section 160	Refund of Deposit	21	1.20

Ch-1

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 1	5	Section 160	Nidhi Co. - Security deposit-160 Clarification	21	1.20
Ch 1	5	Section 160	Sec-8 Co. - Security deposit-160 Clarification	21	1.20
Ch 1	5	Section 160	Non-applicability of Section 160	21	1.20
Ch 1	6	Section 151	APPOINTMENT OF DIRECTOR ELECTED BY SMALL SHAREHOLDERS	22	1.21
Ch 1	6	Rule 7	Manner of appointment of small shareholders' director	23	1.22
Ch 1	6	Section 151	Strength of Small Shareholders required for appointment of their Director	23	1.22
Ch 1	6	Section 151	Serving of notice by small shareholder	23	1.22
Ch 1	6	Section 151	Statement to be annexed with notice	23	1.22
Ch 1	6	Section 151	Small shareholders' director as independent director	23	1.22
Ch 1	6	Section 151	Applicability of section 152	23	1.22
Ch 1	6	Section 151	Applicability of Section 164	23	1.22
Ch 1	6	Section 151	Vacation of office	23	1.22
Ch 1	6	Section 151	Maximum number of directorships	24	1.23
Ch 1	6	Section 151	Cooling period	24	1.23
Ch 1	7	Section 161	APPOINTMENT OF ADDITIONAL DIRECTOR, ALTERNATE DIRECTOR, A DIRECTOR TO FILL CASUAL VACANCY AND NOMINEE DIRECTOR	24	1.23
Ch 1	7	Section 161	Additional director	24	1.23
Ch 1	7	Section 161	Alternate Director	25	1.24
Ch 1	7	Section 161	Nominee Director	27	1.26
Ch 1	7	Section 161	Casual Vacancy	28	1.27
Ch 1	7	Section 162	Casual Vacancy	29	1.28
Ch 1	8	Section 162	APPOINTMENT OF DIRECTORS TO BE VOTED INDIVIDUALLY	30	1.29
Ch 1	8	Section 162	Non-applicability of Section 162	30	1.29
Ch 1	9	Section 163	OPTION TO ADOPT PRINCIPLE OF PROPORTIONAL REPRESENTATION FOR APPOINTMENT OF DIRECTORS	31	1.30
Ch 1	9	Section 163	Non applicability of Section 163	32	1.31
Ch 1	10	Section 164	DISQUALIFICATIONS FOR APPOINTMENT OF DIRECTOR	32	1.31
Ch 1	10	Section 164	Disqualifications which get attached to a person if he is or has been a director of a company which has committed default	33	1.32
Ch 1	10	Section 164	Additional qualifications by private company	34	1.33
Ch 1	10	Section 164	Disqualification as prescribed by Section 217	34	1.33
Ch 1	11	Section 165	MAXIMUM NUMBER OF DIRECTORSHIPS	34	1.33
Ch 1	11	Section 165	Lesser number of directorships than maximum	35	1.34
Ch 1	11	Section 165	Punishment for Contravention	35	1.34
Ch 1	12	Section 149	Independent director	36	1.35
Ch 1	13	Section 150	MANNER OF SELECTION OF INDEPENDENT DIRECTORS AND MAINTENANCE OF DATA BANK OF INDEPENDENT DIRECTORS	44	1.43
Ch 1	13	Rule 6	Procedure required for a person who is eligible and willing to be appointed as an independent director	44	1.43
Ch 1	13	Rule 6	Due diligence to be exercised by the company	47	1.46
Ch 1	13	Rule 6	Approval of Appointment in general meeting:	47	1.46
Ch 1	13	Rule 6	Data bank to contain list of willing persons who desire to act as Independent Directors	47	1.46
Ch 1	13	Rule 6	Manner & procedure of selection specified by CG	47	1.46
Ch 1	14	Section 166	DUTIES OF DIRECTORS	48	1.47
Ch 1	14	Section 166	Punishment for not accomplishing statutory duties	48	1.47
Ch 1	15	Section 167	VACATION OF OFFICE OF DIRECTOR	50	1.49
Ch 1	15	Section 167	Grounds for vacation	50	1.49
Ch 1	15	Section 167	Additional ground for vacation by a private company	51	1.50

Ch-1

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 1	15	Section 167	Punishment - not vacated	51	1.50
Ch 1	15	Section 167	All the Directors vacating the office	51	1.50
Ch 1	16	Section 168	RESIGNATION OF DIRECTOR	51	1.50
Ch 1	16	Section 168	Signing and Filing of Form DIR-11 in case of a Foreign Director	51	1.50
Ch 1	16	Section 168	Effective date of resignation	52	1.51
Ch 1	16	Section 168	All the Directors tendering resignation	52	1.51
Ch 1	17	Section 169	REMOVAL OF DIRECTORS- By Shareholders	52	1.51
Ch 1	17	Section 169	REMOVAL OF DIRECTORS- By tribunal	55	1.54
Ch 1	18	Section 170	REGISTER OF DIRECTORS AND KEY MANAGERIAL PERSONNEL AND THEIR SHAREHOLDING	55	1.54
Ch 1	19	Section 171	MEMBERS' RIGHT TO INSPECT	57	1.56
Ch 1	20	Section 172	PUNISHMENT	58	1.57

Ch-2

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 2	1	Basics	INTRODUCTION	60	2.02
Ch 2	1	Section 2(51)	Key Managerial Personnel	60	2.02
Ch 2	1	Section 2(53)	Manager	60	2.02
Ch 2	1	Section 2(54)	Managing Director	61	2.03
Ch 2	1	Section 2(94)	Whole Time Director (WTD)	62	2.04
Ch 2	1	Section 2(78)	Remuneration	62	2.04
Ch 2	2	Section 196	APPOINTMENT OF MANAGING DIRECTOR, WHOLE TIME DIRECTOR OR MANAGER	62	2.04
Ch 2	2	Section 196	Tenue of MD, WTD or Manager	62	2.04
Ch 2	2	Section 196	Eligibility Conditions for Appointmen	62	2.04
Ch 2	2	Section 196	Procedure of Appointment	65	2.07
Ch 2	2	Section 196	Validity of Acts	66	2.08
Ch 2	3	Section 203	APPOINTMENT OF KEY MANAGERIAL PERSONNEL	67	2.09
Ch 2	3	Rule 8 & 8A	Appointment of Key Managerial Personnel in the prescribed companies	67	2.09
Ch 2	3	Section 203	Prohibition on individual to be appointed as Chairperson as well as Managing Director or Chief Executive Officer at the same time	67	2.09
Ch 2	3	Section 203	Conditions for Appointment	69	2.11
Ch 2	3	Section 203	Managing Director or Manager in more than one company	69	2.11
Ch 2	3	Section 203	Filling of Vacancy of Key Managerial Personnel	69	2.11
Ch 2	3	Section 203	Penalty for non-compliance	70	2.12
Ch 2	4	Section 205	FUNCTIONS OF COMPANY SECRETARY	71	2.13
Ch 2	4	Section 205	No effect on duties and functions of certain important functionaries	72	2.14
Ch 2	5	Section 200	COMPANY TO FIX LIMIT WITH REGARD TO REMUNERATION	72	2.14
Ch 2	5	Rule 6	Parameters for consideration of remuneration	73	2.15
Ch 2	6	Section 197	OVERALL MAXIMUM MANAGERIAL REMUNERATION AND MANAGERIAL REMUNERATION IN CASE OF ABSENCE OR INADEQUACY OF PROFITS	74	2.16
Ch 2	6	Section 197	Overall Maximum Managerial Remuneration	75	2.17
Ch 2	6	Section 197	No profits or inadequate profits	75	2.17
Ch 2	6	Section 197	SECTION II OF PART II OF SCHEDULE V	76	2.18
Ch 2	6	Section 197	Determination of Remuneration	79	2.21
Ch 2	6	Section 197	Sitting Fees to Directors	80	2.22
Ch 2	6	Section 197	Mode of payment of Remuneration	81	2.23
Ch 2	6	Section 197	Refund of excess remuneration if paid to a director	82	2.24
Ch 2	6	Section 197	Disclosure in Board's Report by a Listed Company	83	2.25
Ch 2	6	Section 197	Premium paid in respect of Insurance taken for indemnification	85	2.27
Ch 2	6	Section 197	Remuneration/Commission permissible from holding/subsidiary company	85	2.27
Ch 2	6	Section 197	Penalty for non-compliance	85	2.27
Ch 2	6	Section 197	Auditors' report to contain a statement regarding remuneration	85	2.27
Ch 2	7	Section 199	RECOVERY OF MANAGERIAL REMUNERATION IN CERTAIN CASES	87	2.29
Ch 2	8	Section 198	CALCULATION OF PROFITS	87	2.29
Ch 2	8	Section 198	Credit shall be given for the sums specified	87	2.29
Ch 2	8	Section 198	Credit shall not be given for those sums specified	87	2.29
Ch 2	8	Section 198	following sums specified under Section 198(4) shall be deducted	88	2.30
Ch 2	8	Section 198	following sums specified under Section 198(5) shall not be deducted	89	2.31
Ch 2	9	Section 201	FORMS OF, AND PROCEDURE IN RELATION TO, CERTAIN APPLICATIONS	89	2.31
Ch 2	9	Rule 7	Process for seeking approval	90	2.32
Ch 2	9	Section 201	Making of Application for Approval	90	2.32
Ch 2	9	Section 201	General Notice to Members	90	2.32
Ch 2	9	Section 201	Publication of Notice	90	2.32

Ch-2

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 2	9	Section 201	Attaching of Notice with the Application	90	2.32
Ch 2	10	Section 202	COMPENSATION FOR LOSS OF OFFICE OF MANAGING OR WHOLE-TIME DIRECTOR OR MANAGER	90	2.32
Ch 2	10	Section 202	Calculation of compensation:	90	2.32
Ch 2	10	Section 202	No compensation if company is being wound up:	90	2.32
Ch 2	11	Section 204	SECRETARIAL AUDIT FOR BIGGER COMPANIES	92	2.34
Ch 2	12	Schedule V	SECTION I - Remuneration payable by companies having profits	94	2.36
Ch 2	12	Schedule V	SECTION II - Remuneration payable by companies having no profit or inadequate profit	94	2.36
Ch 2	12	Schedule V	SECTION III — Remuneration payable by companies having no profit or inadequate profit in certain special circumstances	94	2.36
Ch 2	12	Schedule V	SECTION IV— Perquisites not included in managerial remuneration	95	2.37
Ch 2	12	Schedule V	SECTION V—Remuneration payable to a managerial person in two companies	97	2.39
Ch 2	12	Schedule V	PART III OF SCHEDULE V- Provisions applicable to Parts I and II	97	2.39
Ch 2	12	Schedule V	PART IV OF SCHEDULE V: Exemption by Central Government	97	2.39

Ch-3

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 3	1	Basics	INTRODUCTION	99	3.02
Ch 3	2	Section 173	MEETINGS OF BOARD	99	3.02
Ch 3	2	Section 173	Frequency of Board Meetings	99	3.02
Ch 3	2	Section 173	Exemptions to Certain Companies	100	3.03
Ch 3	2	Section 173	Participation by Directors in Board Meetings	101	3.04
Ch 3	2	Section 173	Means to attend Board Meetings	101	3.04
Ch 3	2	Section 173	Procedural points relating to meetings of Board that are held through video conferencing or other audio-visual means	101	3.04
Ch 3	2	Section 173+167	Requirement of attending all the Board Meeting	106	3.09
Ch 3	2	Section 173	Notice of the Board meeting	106	3.09
Ch 3	2	Section 173	Penalty for failure to give notice	107	3.10
Ch 3	3	Section 174	QUORUM FOR MEETINGS OF BOARD	109	3.12
Ch 3	3	Section 174	Participation through electronic means to be counted for Quorum	110	3.13
Ch 3	3	Section 174	Vacancy in the Board	110	3.13
Ch 3	3	Section 174	Quorum in case of interested directors	110	3.13
Ch 3	3	Section 174	Adjournment of meeting which could not be held for want of quorum	111	3.14
Ch 3	3	Section 174	Exemption to OPC	111	3.14
Ch 3	4	Section 175	PASSING OF RESOLUTION BY CIRCULATION	112	3.15
Ch 3	4	Section 175	Requirements to pass resolution by circulation	113	3.16
Ch 3	4	Section 175	When a resolution cannot be passed by circulation	113	3.16
Ch 3	4	Section 175	Noting of passed resolution in next meeting	113	3.16
Ch 3	5	Section 177	AUDIT COMMITTEE, VIGIL MECHANISM AND PUNISHMENT	114	3.17
Ch 3	5A	Section 177	AUDIT COMMITTEE	114	3.17
Ch 3	5A	Section 177	Companies required to constitute an Audit Committee	114	3.17
Ch 3	5A	Section 177	Composition of an Audit committee	114	3.17
Ch 3	5A	Section 177	Disclosure of composition of Audit Committee	115	3.18
Ch 3	5A	Section 177	Responsibilities of the Audit Committee	115	3.18
Ch 3	5A	Section 177	Omnibus approval	116	3.19
Ch 3	5A	Rule 6A	Omnibus Approval for Related Party Transactions on Annual Basis	116	3.19
Ch 3	5A	Section 177	If no approval accorded:	117	3.20
Ch 3	5A	Section 177	Voidable transaction	117	3.20
Ch 3	5A	Section 177	Omnibus Approval - Non-applicability to a transaction between a holding and its wholly owned subsidiary company	117	3.20
Ch 3	5A	Section 177	Rights of the Audit Committee	118	3.21
Ch 3	5A	Section 177	Right to be heard before the Audit Committee	118	3.21
Ch 3	5B	Section 177	VIGIL MECHANISM	118	3.21
Ch 3	5C	Section 178	PUNISHMENT FOR CONTRAVENTION OF SECTION 177	120	3.23
Ch 3	6	Section 178	NOMINATION AND REMUNERATION COMMITTEE AND STAKEHOLDERS RELATIONSHIP COMMITTEE AND PUNISHMENT	120	3.23
Ch 3	6A	Section 178	NOMINATION AND REMUNERATION COMMITTEE	120	3.23
Ch 3	6A	Rule 4	Companies not required to constitute a Nomination and Remuneration Committee	121	3.24
Ch 3	6A	Section 178	Composition of Nomination and Remuneration Committee:	121	3.24
Ch 3	6A	Section 178	Functions of the Nomination and Remuneration Committee	122	3.25
Ch 3	6A	Section 178	Attending of general meetings	122	3.25
Ch 3	6B	Section 178	STAKEHOLDERS RELATIONSHIP COMMITTEE	123	3.26
Ch 3	6C	Section 178	PENALTY FOR CONTRAVENTION	123	3.26
Ch 3	7	Section 179	POWERS OF THE BOARD	124	3.27
Ch 3	7	Section 179	BoD is entitled to exercise the same powers as the company is authorised	124	3.27

Ch-3

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 3	7	Section 179	Placing of restrictions on exercising of powers by the Board	124	3.27
Ch 3	7	Section 179	Prospective effect of regulation made in general meeting	124	3.27
Ch 3	7	Section 179	Powers of Board to be exercised by means of resolutions	125	3.28
Ch 3	7	Rule 8	Matters, also to be exercised only by means of resolutions passed at the meetings of the Board	126	3.29
Ch 3	7	Section 179	Permission to BoD to delegate some of its powers	126	3.29
Ch 3	7	Section 179	Imposing of restrictions and conditions by the shareholders	126	3.29
Ch 3	7	Section 179	Exemption to banking companies	127	3.30
Ch 3	8	Section 180	RESTRICTIONS ON POWERS OF BOARD	128	3.31
Ch 3	8	Section 180	Matters in respect of which powers shall be exercised after obtaining consent by a special resolution	128	3.31
Ch 3	9	Section 181	COMPANY TO CONTRIBUTE TO BONA FIDE AND CHARITABLE FUNDS, ETC	132	3.35
Ch 3	10	Section 182	PROHIBITIONS AND RESTRICTIONS REGARDING POLITICAL CONTRIBUTIONS	133	3.36
Ch 3	10	Section 182	Deemed political contribution	134	3.37
Ch 3	11	Section 183	POWER OF BOARD AND OTHER PERSONS TO MAKE CONTRIBUTIONS TO NATIONAL DEFENCE FUND, ETC.	136	3.39
Ch 3	12	Section 184	DISCLOSURE OF INTEREST BY DIRECTOR	136	3.39
Ch 3	12	Section 184	General disclosure of interest by interested director	136	3.39
Ch 3	12	Section 184	Specific disclosure of interest by interested director	137	3.40
Ch 3	12	Section 184	Contract voidable at the option of company if there is non-disclosure	138	3.41
Ch 3	12	Section 184	Punishment for contravention	138	3.41
Ch 3	12	Section 184	No restriction on directors	139	3.42
Ch 3	12	Section 184	Exemption from disclosure if the holding is up to two per cent	139	3.42
Ch 3	13	Section 176	DEFECTS IN APPOINTMENT OF DIRECTORS NOT TO INVALIDATE ACTIONS TAKEN	139	3.42
Ch 3	13	Section 176	No act done by a person as a director shall be deemed to be invalid	139	3.42
Ch 3	13	Section 176	Acts not valid if done after noticing his appointment to be invalid or to have terminated	139	3.42
Ch 3	13	Section 176	Protection to the acts of MD or WTD or Manager	140	3.43
Ch 3	14	Section 185	LOAN TO DIRECTORS, ETC.	141	3.44
Ch 3	14	Section 185	Imposition of restrictions	141	3.44
Ch 3	14	Section 185	Relaxation from restrictions	142	3.45
Ch 3	14	Section 185	Non-applicability of restrictions	143	3.46
Ch 3	14	Section 185	Penalty for contravention	143	3.46
Ch 3	15	Section 186	LOAN AND INVESTMENT BY COMPANY	144	3.47
Ch 3	15	Section 186	Investment permitted through two layers of Investment Companies	144	3.47
Ch 3	15	Section 186	Imposition of limit on the quantum of loan and investment made by a company	144	3.47
Ch 3	15	Section 186	Prior approval by a special resolution for exceeding limit	145	3.48
Ch 3	15	Section 186	Disclosure to members	146	3.49
Ch 3	15	Section 186	Unanimous resolution of the Board	146	3.49
Ch 3	15	Section 186	Rate of interest on loan	147	3.50
Ch 3	15	Section 186	No giving of loan, etc., till default in respect of deposits is subsisting	147	3.50
Ch 3	15	Section 186	Maintenance of Register	148	3.51
Ch 3	15	Section 186	Non-applicability of Section 186 except sub-section (1) to certain transactions	148	3.51
Ch 3	15	Section 186	Restriction on the inter-corporate loans/deposits to be taken by companies registered under Section 12 of SEBI	149	3.52
Ch 3	15	Section 186	Punishment for contravention	149	3.52
Ch 3	16	Section 187	INVESTMENTS OF COMPANY TO BE HELD IN ITS OWN NAME	150	3.53
Ch 3	16	Section 187	Investments by a company in its own name	150	3.53
Ch 3	16	Section 187	Exemptions - Investments by a company in its own name	151	3.54

Ch-3

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 3	16	Section 187	Maintenance of Register by a company in case securities are held in the name of a depository and not in its own name	151	3.54
Ch 3	16	Rule 14	Maintenance of register	152	3.55
Ch 3	16	Section 187	Punishment for contravention	152	3.55
Ch 3	17	Section 188	RELATED PARTY TRANSACTIONS	152	3.55
Ch 3	17	Section 188	Meaning of 'Related Party	153	3.56
Ch 3	17	Section 188	Related party transactions to which Section 188 is applicable	154	3.57
Ch 3	17	Section 188	Related Party Transactions for which no approval is required	155	3.58
Ch 3	17	Section 188	Related Party Transactions requiring consent of the Board	155	3.58
Ch 3	17	Section 188	Related Party Transactions requiring approval by ordinary resolution	156	3.59
Ch 3	17	Section 188	No voting by a related member	158	3.61
Ch 3	17	Section 188	Related Party -Transactions between a holding company and its wholly owned subsidiary	159	3.62
Ch 3	17	Section 188	Related party transactions voidable at the option of the Board/shareholders [Section 188 (3)]	160	3.63
Ch 3	17	Section 188	Punishment for contravention	160	3.63
Ch 3	17	Section 188	Disclosures of 'related party transactions' in Board's report	160	3.63
Ch 3	18	Section 189	REGISTER OF CONTRACTS OR ARRANGEMENTS IN WHICH DIRECTORS ARE INTERESTED	161	3.64
Ch 3	18	Section 189	Maintenance of register of contracts or arrangements	161	3.64
Ch 3	18	Rule 16	Manner of preparation of register	161	3.64
Ch 3	18	Section 189	Disclosure to be made by a director or KMP [Section 189(2)]	162	3.65
Ch 3	18	Section 189	Exceptions [Section 189(5)]	162	3.65
Ch 3	18	Section 189	Preservation and custody:	162	3.65
Ch 3	18	Section 189	Register to be produced at AGM	162	3.65
Ch 3	18	Section 189	Penalty for contravention [Section 189(6)]:	162	3.65
Ch 3	19	Section 190	CONTRACT OF EMPLOYMENT WITH MANAGING OR WHOLE- TIME DIRECTORS	163	3.66
Ch 3	19	Section 190	Maintenance of copy of contract of employment	163	3.66
Ch 3	19	Section 190	Inspection:	163	3.66
Ch 3	19	Section 190	Penalty for non-compliance	163	3.66
Ch 3	19	Section 190	Exception - not apply to a private company.	163	3.66
Ch 3	20	Section 191	PAYMENT TO DIRECTOR FOR LOSS OF OFFICE, ETC., IN CONNECTION WITH TRANSFER OF UNDERTAKING, PROPERTY OR SHARES	164	3.67
Ch 3	20	Section 191	No compensation except after specific disclosures and after approval of payment proposal by members	165	3.68
Ch 3	20	Rule 17	Payment to Director for Loss of Office, etc. in Connection With Transfer of Undertaking, Property or Shares	165	3.68
Ch 3	20	Section 191	Payment lawful if within prescribed limits	165	3.68
Ch 3	20	Section 191	No compensation payable under specific circumstances	165	3.68
Ch 3	20	Section 191	Payment proposal cannot be taken as approved if no quorum present	166	3.69
Ch 3	20	Section 191	Receipt of payment in contravention of Section 191	166	3.69
Ch 3	20	Section 191	Penalty for non-compliance	166	3.69
Ch 3	20	Section 191	No effect on disclosures	166	3.69
Ch 3	21	Section 192	RESTRICTION ON NON-CASH TRANSACTIONS INVOLVING DIRECTORS	166	3.69
Ch 3	21	Section 192	Restriction on acquiring assets for consideration other than cash	166	3.69
Ch 3	21	Section 192	Relaxation of restriction - Non Cash Txn	167	3.70
Ch 3	21	Section 192	Contents of notice issued for approval of resolution	167	3.70
Ch 3	21	Section 192	What happens if Section 192 is contravened	167	3.70
Ch 3	22	Section 193	CONTRACTS BY ONE PERSON COMPANY (OPC)	168	3.71

Ch-4

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 4	1	Basics	INTRODUCTION	170	4.02
Ch 4	2	Section 206	POWER TO CALL FOR INFORMATION, INSPECT BOOKS AND CONDUCT INQUIRIES	171	4.03
Ch 4	2	Section 206	Power of the Registrar to call for information, explanation or documents	171	4.03
Ch 4	2	Section 206	Duty of the company and its officers	171	4.03
Ch 4	2	Section 206	Additional written notice by the Registra	172	4.04
Ch 4	2	Section 206	Inquiry by the Registrar	172	4.04
Ch 4	2	Section 206	Inspection by Central Government:	173	4.05
Ch 4	2	Section 206	Failure to furnish information	173	4.05
Ch 4	3	Section 207	CONDUCT OF INSPECTION AND INQUIRY	175	4.07
Ch 4	3	Section 207	Duty of director, officer or employee	175	4.07
Ch 4	3	Section 207	Powers of the Registrar or inspector	176	4.08
Ch 4	3	Section 207	Penalty for Contravention	176	4.08
Ch 4	4	Section 208	REPORT ON INSPECTION MADE	176	4.08
Ch 4	5	Section 209	SEARCH AND SEIZURE	177	4.09
Ch 4	5	Section 209	Circumstances for seizure	178	4.10
Ch 4	5	Section 209	Period of seizure	178	4.10
Ch 4	5	Section 209	Taking of copies, placing identification marks	178	4.10
Ch 4	5	Section 209	Applicability of the provisions of the Code of Criminal Procedure, 1973	178	4.10
Ch 4	6	Section 210	INVESTIGATION INTO AFFAIRS OF COMPANY	179	4.11
Ch 4	6	Section 210	Investigation in the opinion of Central Government	179	4.11
Ch 4	6	Section 210	Investigation on the order by a court or the Tribuna	180	4.12
Ch 4	6	Section 210	Appointment of inspectors	180	4.12
Ch 4	6	Rule 5	Applicant to pay security	180	4.12
Ch 4	6	Rule 5	Refund of security to applicant	180	4.12
Ch 4	7	Section 211	ESTABLISHMENT OF SERIOUS FRAUD INVESTIGATION OFFICE	181	4.13
Ch 4	7	Section 211	Setting up of Serious Fraud Investigation Office (SFIO)	181	4.13
Ch 4	7	Section 211	Continuation of earlier SFIO	181	4.13
Ch 4	7	Section 211	Composition of SFIO	181	4.13
Ch 4	7	Section 211	Appointment of Director in SFIO	182	4.14
Ch 4	7	Section 211	Appointment of Experts Officers & Employees in SFIO	182	4.14
Ch 4	7	Section 211	Terms and conditions of service - SFIO	182	4.14
Ch 4	8	Section 212	INVESTIGATION INTO AFFAIRS OF COMPANY BY SERIOUS FRAUD INVESTIGATION OFFICE	182	4.14
Ch 4	8	Section 212	Assigning of investigation to SFIO by CG	183	4.15
Ch 4	8	Section 212	No other investigating agency of CG/ or any SG shall proceed with investigation where case is assigned to SFIO	184	4.16
Ch 4	8	Section 212	Submission of Report to CG	184	4.16
Ch 4	8	Section 212	Investigation by an investigating offic	184	4.16
Ch 4	8	Section 212	To provide all information, explanation, documents and assistance to the Investigating Officer	184	4.16
Ch 4	8	Section 212	Offences are cognizable and non-Bailable:	184	4.16
Ch 4	8	Section 212	Granting of Bail	185	4.17
Ch 4	8	Section 212	Power to arrest	185	4.17
Ch 4	8	Section 212	Forward copy of order to SFIO	185	4.17
Ch 4	8	Section 212	Presented before Special Court/JM/MM	185	4.17
Ch 4	8	Section 212	Submission of Interim Report to CG	185	4.17
Ch 4	8	Section 212	Submission of investigation report to CG:	185	4.17
Ch 4	8	Section 212	Receiving of copy of the investigation report by making an application to the court	185	4.17
Ch 4	8	Section 212	CG may direct SFIO to initiate prosecution	186	4.18

Ch-4

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 4	8	Section 212	Filing of investigation Report with the special court	186	4.18
Ch 4	8	Section 212	Investigation/action conducted under Companies Act, 1956:	186	4.18
Ch 4	8	Section 212	Providing of all information/documents to SFIO	186	4.18
Ch 4	8	Section 212	Sharing of information by SFIO	186	4.18
Ch 4	9	Section 213	INVESTIGATION INTO COMPANY'S AFFAIRS IN OTHER CASES	187	4.19
Ch 4	9	Section 213	Cognizance of offence by Tribunal	187	4.19
Ch 4	9	Section 213	Punishment in case of guilty	188	4.20
Ch 4	10	Section 214	SECURITY FOR PAYMENT OF COSTS AND EXPENSES OF INVESTIGATION	188	4.20
Ch 4	11	Section 215	FIRM, BODY CORPORATE OR ASSOCIATION NOT TO BE APPOINTED AS INSPECTOR	189	4.21
Ch 4	12	Section 216	INVESTIGATION OF OWNERSHIP OF COMPANY	189	4.21
Ch 4	12	Section 216	Appointment of inspectors by CG	189	4.21
Ch 4	12	Section 216	Appointment of inspectors by CG where Tribunal directs for investigation	189	4.21
Ch 4	12	Section 216	Define scope of investigation while appointing an inspector:	189	4.21
Ch 4	12	Section 216	Power of Inspector	189	4.21
Ch 4	13	Section 217	PROCEDURE, POWERS, ETC., OF INSPECTORS	190	4.22
Ch 4	13	Section 217	Duty of all officers and other employees and agents including former officers, employees and agents	190	4.22
Ch 4	13	Section 217	Inspector may require any body corporate, other than a body corporate referred in point	190	4.22
Ch 4	13	Section 217	Period of custody of inspector	191	4.23
Ch 4	13	Section 217	Examination on oath	191	4.23
Ch 4	13	Section 217	Powers to inspectors similar as are vested in a civil court	191	4.23
Ch 4	13	Section 217	Punishment	191	4.23
Ch 4	13	Section 217	Notes of any examination	192	4.24
Ch 4	13	Section 217	Failure /refusal to produce, furnish, appear and sign	192	4.24
Ch 4	13	Section 217	Providing of assistance to the inspector	192	4.24
Ch 4	13	Section 217	Provision for reciprocal arrangements	192	4.24
Ch 4	13	Section 217	Issue of letter of request where evidence is, or may be, available in a country or place outside India by competent court	192	4.24
Ch 4	13	Section 217	Letter of request - Receipt	193	4.25
Ch 4	14	Section 218	PROTECTION OF EMPLOYEES DURING INVESTIGATION	193	4.25
Ch 4	14	Section 218	Approval of tribunal to take action against the employee:	194	4.26
Ch 4	14	Section 218	Action against employee	194	4.26
Ch 4	14	Section 218	Appeal	194	4.26
Ch 4	14	Section 218	Final and Binding order	194	4.26
Ch 4	14	Section 218	Over-riding effect - protection of employee	195	4.27
Ch 4	15	Section 219	POWERS OF INSPECTOR	195	4.27
Ch 4	15 (1)	Section 219	Conduct investigation into affairs of related companies, etc	195	4.27
Ch 4	15 (1)	Section 219	Investigation into affairs of related companies	195	4.27
Ch 4	15 (1)	Section 219	Report of inspector	196	4.28
Ch 4	15 (2)	Section 220	Seizure of documents by inspector	196	4.28
Ch 4	16	Section 221	POWERS OF TRIBUNAL	197	4.29
Ch 4	16(1)	Section 221	Freezing of Assets of Company on Inquiry and Investigation	197	4.29
Ch 4	16(1)	Section 221	Order of the tribunal	197	4.29
Ch 4	16(1)	Section 221	Punishment in case of contravention of order of tribuna	198	4.30
Ch 4	16(2)	Section 222	Imposition of Restrictions upon Securities	198	4.30
Ch 4	16(2)	Section 222	Tribunal may by order put restrictions upon securities	198	4.30
Ch 4	16(2)	Section 222	Punishment in case of contravention to an order	198	4.30

Ch-4

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 4	17	Section 223	INSPECTOR'S REPORT	199	4.31
Ch 4	17	Section 223	Submission of interim report and final report	199	4.31
Ch 4	17	Section 223	Report to be in writing or printed	199	4.31
Ch 4	17	Section 223	Obtaining copy or report	199	4.31
Ch 4	17	Section 223	Authentication of report	199	4.31
Ch 4	17	Section 223	Exceptions - Non Applicab of Sec-223	199	4.31
Ch 4	18	Section 224	ACTIONS TO BE TAKEN IN PURSUANCE OF INSPECTOR'S REPORT	199	4.31
Ch 4	18	Section 224	On basis of report , if person appears to be guilty of offence	199	4.31
Ch 4	18	Section 224	Filing of petition by person authorized by the Central Government	200	4.32
Ch 4	18	Section 224	Initiation of winding up proceeding suo moto by the Central Government	200	4.32
Ch 4	18	Section 224	Indemnification to the Central Government	200	4.32
Ch 4	18	Section 224	Where fraud has been committed	200	4.32
Ch 4	19	Section 225	EXPENSES OF INVESTIGATION	201	4.33
Ch 4	19	Section 225	Reimbursement of expenses	201	4.33
Ch 4	19	Section 225	Extent of liability	202	4.34
Ch 4	20	Section 226	VOLUNTARY WINDING UP OF COMPANY, ETC., NOT TO STOP INVESTIGATION PROCEEDINGS	202	4.34
Ch 4	21	Section 227	LEGAL ADVISERS AND BANKERS NOT TO DISCLOSE CERTAIN INFORMATION	202	4.34
Ch 4	21	Section 227	BANKERS NOT TO DISCLOSE CERTAIN INFORMATION	202	4.34
Ch 4	22	Section 228	INVESTIGATION ETC. OF FOREIGN COMPANIES	203	4.35
Ch 4	23	Section 229	PENALTY FOR FURNISHING FALSE STATEMENT, MUTILATION, DESTRUCTION OF DOCUMENTS	203	4.35

Ch-5

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 5	1	Basics	INTRODUCTION	205	5.02
Ch 5	1	Basics	Compromise'	205	5.02
Ch 5	1	Basics	Arrangement	205	5.02
Ch 5	1	Basics	Amalgamation	205	5.02
Ch 5	1	Basics	Reconstruction	205	5.02
Ch 5	1	Basics	Types of Amalgamations	206	5.03
Ch 5	1	Basics	Amalgamation in the Nature of Merger	206	5.03
Ch 5	1	Basics	Amalgamation in the Nature of Purchase	207	5.04
Ch 5	1	Basics	Important aspects of COMPROMISES, ARRANGEMENTS AND AMALGAMATIONS	207	5.04
Ch 5	2	Section 230	POWER TO COMPROMISE OR MAKE ARRANGEMENTS WITH CREDITORS AND MEMBERS	209	5.06
Ch 5	2	Section 230	Power of Tribunal to call for a meeting on an application filed for a compromise or arrangement	209	5.06
Ch 5	2	Section 230	Disclosures by person who makes an application for compromise or arrangement	211	5.08
Ch 5	2	Section 230	Notice of meeting to be conducted on order of Tribunal	211	5.08
Ch 5	2	Section 230	Annexure with Notice	212	5.09
Ch 5	2	Section 230	Advertisement of notice	212	5.09
Ch 5	2	Section 230	Time period for the receipt of the copies of the compromise or arrangement	212	5.09
Ch 5	2	Section 230	Vote to the adoption of the compromise or arrangementt	213	5.10
Ch 5	2	Section 230	Notices to sectoral regulators to make representation, if likely to be affected by the compromise or arrangement	213	5.10
Ch 5	2	Section 230	Binding order of Tribunal	214	5.11
Ch 5	2	Section 230	Particulars to be stated in the order	214	5.11
Ch 5	2	Section 230	Filing of order of tribunal with registrar	214	5.11
Ch 5	2	Section 230	Tribunal may dispense with calling of a meeting	215	5.12
Ch 5	2	Section 230	Compromise in relation to buy-back of securities	215	5.12
Ch 5	2	Section 230	Inclusion of takeover offer	215	5.12
Ch 5	2	Section 230	Application to Tribunal by aggrieved party	215	5.12
Ch 5	3	Section 231	POWER OF TRIBUNAL TO ENFORCE COMPROMISE OR ARRANGEMENT	216	5.13
Ch 5	3	Section 231	Power of Tribunal to implement the order	216	5.13
Ch 5	3	Section 231	Passing of Winding up order by Tribunal:	217	5.14
Ch 5	3	Section 231	Retrospective effect of order	217	5.14
Ch 5	4	Section 232	MERGER AND AMALGAMATION OF COMPANIES	218	5.15
Ch 5	4	Section 232	Filing of an application for purpose of reconstruction of companies involving merger/ amalgamation or transfer of undertaking, property etc	218	5.15
Ch 5	4	Section 232	Circulation of information for the meeting by the merging companies / the companies in respect of which a division is proposed	218	5.15
Ch 5	4	Section 232	Order of Tribunal on the agreement of compromise or arrangement [219	5.16
Ch 5	4	Section 232	Effect of an order of tribunal	221	5.18
Ch 5	4	Section 232	Filing of certified copy of order with registrar	221	5.18
Ch 5	4	Section 232	Effective date specified in scheme	221	5.18
Ch 5	4	Section 232	Filing of duly certified statement of compliance of scheme with registrar	222	5.19
Ch 5	4	Section 232	In case of contravention	222	5.19
Ch 5	5	Section 235	POWER TO ACQUIRE SHARES OF SHAREHOLDERS DISSENTING FROM SCHEME OR CONTRACT APPROVED BY MAJORITY	223	5.20
Ch 5	5	Section 235	Basic requirements as to acquisition of shares	223	5.20
Ch 5	5	Section 235	Order of Tribunal to acquire shares of dissenting shareholders	224	5.21
Ch 5	5	Section 235	Application by dissenting shareholders	224	5.21
Ch 5	5	Section 235	Separate Bank account for disbursement to entitled shareholders	225	5.22

Ch-5

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 5	5	Section 235	Scheme/contract made before the commencement of Act	225	5.22
Ch 5	6	Section 236	PURCHASE OF MINORITY SHAREHOLDING	226	5.23
Ch 5	6	Section 236	Notifying company for purchase of minority shareholding	226	5.23
Ch 5	6	Section 236	Offer of equity shares to minority shareholders by acquirer, person or group of persons	226	5.23
Ch 5	6	Section 236	Offer to majority shareholder to purchase the minority equity shareholding	227	5.24
Ch 5	6	Section 236	Deposit of amount in separate bank account	227	5.24
Ch 5	6	Section 236	Company whose shares are being transferred to act as a transfer agent in the event of purchase	227	5.24
Ch 5	6	Section 236	Company whose shares are being transferred to issue shares	227	5.24
Ch 5	6	Section 236	Right of shareholders to make an offer for sale of minority equity shareholding	227	5.24
Ch 5	6	Section 236	Sharing of additional compensation	228	5.25
Ch 5	6	Section 236	Determination of price for purchase of minority shareholders	228	5.25
Ch 5	6	Section 236	Failure of acquisition of shares	228	5.25
Ch 5	7	Section 237	POWER OF CENTRAL GOVERNMENT TO PROVIDE FOR AMALGAMATION OF COMPANIES IN PUBLIC INTEREST	229	5.26
Ch 5	7	Section 237	Central Government may by order provide for amalgamation in public interest	230	5.27
Ch 5	7	Section 237	Continuation of any legal proceedings by or against the transferee company	230	5.27
Ch 5	7	Section 237	Interest or Rights to remain same; and if not, entitlement for Compensation	231	5.28
Ch 5	7	Section 237	Appeal by aggrieved person on assessment of compensation	231	5.28
Ch 5	7	Section 237	Pre-requisites for passing an order of amalgamation	231	5.28
Ch 5	7	Section 237	Copies of every order to be laid in Parliament	231	5.28
Ch 5	8	Section 238	REGISTRATION OF OFFER OF SCHEMES INVOLVING TRANSFER OF SHARES	232	5.29
Ch 5	8	Section 238	Registration of circular / offer involving transfer of shares	232	5.29
Ch 5	8	Section 238	Appeal against the order of the Registrar [Sub-section (2)]:	232	5.29
Ch 5	8	Section 238	Penalty for non-registration	232	5.29
Ch 5	9	Section 239	PRESERVATION OF BOOKS AND PAPERS OF AMALGAMATED COMPANIES	233	5.30
Ch 5	10	Section 240	LIABILITY OF OFFICERS IN RESPECT OF OFFENCES COMMITTED PRIOR TO MERGER, AMALGAMATION, ETC	233	5.30
Ch 5	11	Section 233	FAST TRACK MODE OF MERGER OR AMALGAMATION OF CERTAIN COMPANIES	233	5.30
Ch 5	11	Section 233	Companies who may enter into scheme of merger or amalgamation	235	5.32
Ch 5	11	Section 233	Filing of copy of scheme with the Central Government, Registrar and the Official Liquidators	235	5.32
Ch 5	11	Section 233	Approval or Rejection of scheme	236	5.33
Ch 5	11	Section 233	Filing of application by Central government with Tribunal	236	5.33
Ch 5	11	Section 233	Passing of an order of Tribunal	236	5.33
Ch 5	11	Section 233	Communication of order to Registrar	236	5.33
Ch 5	11	Section 233	Dissolution of transferor company	237	5.34
Ch 5	11	Section 233	Dissolution of transferor company	237	5.34
Ch 5	11	Section 233	Dissolution of transferor company	237	5.34
Ch 5	11	Section 233	Filing of application by transferee company with the Registrar	238	5.35
Ch 5	11	Section 233	Applicability of the provisions	238	5.35
Ch 5	12	Section 234	MERGER OR AMALGAMATION OF COMPANY WITH FOREIGN COMPANY	238	5.35

Ch-6

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 6	1	Basics	INTRODUCTION	241	6.02
Ch 6	1	Basics	Rule of Majority	241	6.02
Ch 6	1	Basics	Rights and Benefits of Minority Shareholders	243	6.04
Ch 6	1	Basics	Oppression	243	6.04
Ch 6	2	Section 241	APPLICATION TO TRIBUNAL FOR RELIEF IN CASES OF OPPRESSION, ETC.	244	6.05
Ch 6	2	Section 241	Right of member to apply to the Tribunal:	244	6.05
Ch 6	2	Section 241	Material change in the management may occur if there is:	245	6.06
Ch 6	2	Section 241	Central Government may apply suo moto to the Tribunal:	246	6.07
Ch 6	2	Section 241	Initiation of case by CG	246	6.07
Ch 6	3	Section 244	RIGHT TO APPLY UNDER SECTION 241	248	6.09
Ch 6	3	Section 244	Members having right to apply:	248	6.09
Ch 6	3	Section 244	Entitlement to members to make an application	248	6.09
Ch 6	4	Section 242	POWERS OF TRIBUNAL	250	6.11
Ch 6	4	Section 242	Order passed by the Tribunal:	250	6.11
Ch 6	4	Section 242	Nature of orders that can be passed by the Tribunal	250	6.11
Ch 6	4	Section 242	Filing of copy of order of Tribunal:	251	6.12
Ch 6	4	Section 242	Interim order	251	6.12
Ch 6	4	Section 242	Alteration in Memorandum or Articles through order of Tribunal:	251	6.12
Ch 6	4	Section 242	Altered provision shall apply:	251	6.12
Ch 6	4	Section 242	Filing of certified copy of order altering the Memorandum or Articles with the Registrar:	252	6.13
Ch 6	4	Section 242	Punishment in case of contravention	252	6.13
Ch 6	5	Section 243	CONSEQUENCES OF TERMINATION OR MODIFICATION OF CERTAIN AGREEMENTS	253	6.14
Ch 6	5	Section 243	Consequence of termination or modifications of certain agreements by an order passed by the Tribunal	253	6.14
Ch 6	5	Section 243	Disqualified to hold office:	253	6.14
Ch 6	5	Section 243	No Compensation for loss / termination of office	254	6.15
Ch 6	5	Section 243	Penalty - Consequence of termination or modifications of certain agreements	254	6.15
Ch 6	6	Section 245	CLASS ACTION	254	6.15
Ch 6	6	Section 245	Filing of application before the Tribunal on behalf of the members or depositors	254	6.15
Ch 6	6	Section 245	Liability of Audit Firm and its Partners	255	6.16
Ch 6	6	Section 245	Requisite number of members to apply	255	6.16
Ch 6	6	Section 245	Requirements for consideration of application	256	6.17
Ch 6	6	Section 245	Admission of application	257	6.18
Ch 6	6	Section 245	Order of Tribunal to be binding	257	6.18
Ch 6	6	Section 245	Punishment for non-compliance	257	6.18
Ch 6	6	Section 245	Application filed is found to be frivolous/vexatious	258	6.19
Ch 6	6	Section 245	Exemption to banking company	258	6.19
Ch 6	6	Section 245	Application may be filed on behalf of affected persons	258	6.19
Ch 6	7	Section 246	APPLICATION OF CERTAIN PROVISIONS TO PROCEEDINGS UNDER SECTION 241 OR SECTION 245	258	6.19

Ch-7

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 7	1	Basics	INTRODUCTION	260	7.02
Ch 7	2	Section 270	MODES OF WINDING UP.	260	7.02
Ch 7		SECTION 271 – 303	PART I: WINDING UP BY THE TRIBUNAL	260	7.02
Ch 7	3	Section 271	CIRCUMSTANCES IN WHICH COMPANY MAY BE WOUND UP BY TRIBUNAL.	260	7.02
Ch 7	4	Section 272	PETITION FOR WINDING UP.	262	7.04
Ch 7	4	Section 272	Persons who can present Petition for winding up:	262	7.04
Ch 7	4	Section 272	Petition by contributory	262	7.04
Ch 7	4	Section 272	Petition by Registrar	263	7.05
Ch 7	4	Section 272	Petition presented by company	263	7.05
Ch 7	4	Section 272	Copy of petition to be filed with Registrar	263	7.05
Ch 7	5	Section 273	POWERS OF TRIBUNAL.	264	7.06
Ch 7	5	Section 273	Order passed by Tribunal	264	7.06
Ch 7	5	Section 273	Time limit for passing an order:	264	7.06
Ch 7	5	Section 273	Notice to company on appointing of provisional liquidator:	264	7.06
Ch 7	5	Section 273	Tribunal not to refuse to make a winding up order:	265	7.07
Ch 7	5	Section 273	Tribunal make order for any other remedy on just and equitable ground:	265	7.07
Ch 7	6	Section 274	DIRECTIONS FOR FILING STATEMENT OF AFFAIRS.	265	7.07
Ch 7	6	Section 274	Tribunal may order company to file a statement of its affairs:	265	7.07
Ch 7	6	Section 274	Extension of time for filing	265	7.07
Ch 7	6	Section 274	Deposit of security	265	7.07
Ch 7	6	Section 274	Punishment for not filing of the statement of affairs	265	7.07
Ch 7	6	Section 274	Directors and other officers to submit books of account completed and audited to the Liquidator	265	7.07
Ch 7	6	Section 274	Penalty for Contravention:	266	7.08
Ch 7	6	Section 274	Who may file Complaint before Special Court:	266	7.08
Ch 7	7	Section 275	COMPANY LIQUIDATORS AND THEIR APPOINTMENTS.	266	7.08
Ch 7	7	Section 275	Appointment of official liquidator	266	7.08
Ch 7	7	Section 275	Appointment of Provisional Liquidator or the Company Liquidator by Tribunal:	266	7.08
Ch 7	7	Section 275	Tribunal may restrict the powers of a Provisional Liquidator	266	7.08
Ch 7	7	Section 275	Tribunal to specify the terms and conditions of appointment of Provisional Liquidator:	266	7.08
Ch 7	7	Section 275	Filing of Declaration by Liquidator on Appointment:	266	7.08
Ch 7	7	Section 275	Appointment of Provisional Liquidator as the Company Liquidator	267	7.09
Ch 7	8	Section 276	REMOVAL AND REPLACEMENT OF LIQUIDATOR.	267	7.09
Ch 7	8	Section 276	Removal of Provisional Liquidator or the Company Liquidator	267	7.09
Ch 7	8	Section 276	Transfer of work of Liquidator	267	7.09
Ch 7	8	Section 276	Recovery of loss or damage from Liquidator	267	7.09
Ch 7	8	Section 276	Reasonable opportunity of being heard to be given the Provisional Liquidator	268	7.10
Ch 7	9	Section 277	INTIMATION TO COMPANY LIQUIDATOR, PROVISIONAL LIQUIDATOR AND REGISTRAR.	268	7.10
Ch 7	9	Section 277	Tribunal to cause intimation of its order:	268	7.10
Ch 7	9	Section 277	Registrar to notify the order of Tribunal in Official Gazette:	268	7.10
Ch 7	9	Section 277	Winding up order to be deemed to be notice of discharge	269	7.11
Ch 7	9	Section 277	Constitution of winding up committee to monitor liquidation proceedings	269	7.11
Ch 7	9	Section 277	Areas in which winding up committee to assist and monitor liquidation functions	269	7.11
Ch 7	9	Section 277	Submission of report and minutes of meetings of the committee before Tribunal on monthly basis	270	7.12
Ch 7	9	Section 277	Company liquidator to prepare draft final report	270	7.12
Ch 7	9	Section 277	Submission of approved final report before the Tribunal for passing of dissolution order	270	7.12

Ch-7

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 7	10	Section 278	EFFECT OF WINDING UP ORDER.	271	7.13
Ch 7	11	Section 279	STAY OF SUITS, ETC., ON WINDING UP ORDER.	271	7.13
Ch 7	11	Section 279	Suit or legal proceeding can be commenced after winding up order/appointment of liquidator only with permission of Tribunal	271	7.13
Ch 7	11	Section 279	What happens to proceeding pending in appeal before Supreme Court or a High Court	271	7.13
Ch 7	12	Section 280	JURISDICTION OF TRIBUNAL.	272	7.14
Ch 7	13	Section 281	SUBMISSION OF REPORT BY COMPANY LIQUIDATOR.	272	7.14
Ch 7	13	Section 281	Particulars to be mentioned in the Report of Company Liquidator	272	7.14
Ch 7	13	Section 281	Company Liquidator to include in his Report manner of formation of company and commission of any fraud in formation, etc	273	7.15
Ch 7	13	Section 281	Report on viability of business of the company	273	7.15
Ch 7	13	Section 281	Permission to make additional reports	273	7.15
Ch 7	13	Section 281	Inspection of report by a creditor or contributory	273	7.15
Ch 7	14	Section 282	DIRECTIONS OF TRIBUNAL ON REPORT OF COMPANY LIQUIDATOR.	273	7.15
Ch 7	14	Section 282	Fixation of Time limit for completion of proceedings and dissolution	273	7.15
Ch 7	14	Section 282	Order of Tribunal	274	7.16
Ch 7	14	Section 282	Tribunal may order for investigation against the company in respect of commission of fraud	274	7.16
Ch 7	14	Section 282	Tribunal to take measures to safeguard the assets of the company	274	7.16
Ch 7	14	Section 282	Tribunal may pass such other order / directions as it may consider fit:	274	7.16
Ch 7	15	Section 283	CUSTODY OF COMPANY'S PROPERTIES.	274	7.16
Ch 7	16	Section 284	PROMOTERS, DIRECTORS, ETC., TO COOPERATE WITH COMPANY LIQUIDATOR.	275	7.17
Ch 7	17	Section 285	SETTLEMENT OF LIST OF CONTRIBUTORIES AND APPLICATION OF ASSETS.	276	7.18
Ch 7	17	Section 285	Action to be taken by Tribunal after passing of winding up order	276	7.18
Ch 7	17	Section 285	Identifying contributories on the basis of nature of rights	276	7.18
Ch 7	17	Section 285	Persons liable to contribute to the assets if certain conditions are fulfilled	276	7.18
Ch 7	18	Section 286	OBLIGATIONS OF DIRECTORS AND MANAGERS.	277	7.19
Ch 7	19	Section 287	ADVISORY COMMITTEE.	277	7.19
Ch 7	19	Section 287	Tribunal to direct for appointment of Advisory Committee	277	7.19
Ch 7	19	Section 287	Composition of Advisory Committee	277	7.19
Ch 7	19	Section 287	Conducting of meeting for choosing members of Advisory Committee	278	7.20
Ch 7	19	Section 287	Right of Advisory Committee to inspect:	278	7.20
Ch 7	19	Section 287	Prescribing of Procedure for the conduct of meeting, etc.	278	7.20
Ch 7	19	Section 287	Company Liquidator to be Chairperson	278	7.20
Ch 7	20	Section 288	SUBMISSION OF PERIODICAL REPORTS TO TRIBUNAL.	278	7.20
Ch 7	21	Section 290	POWERS AND DUTIES OF COMPANY LIQUIDATOR.	279	7.21
Ch 7	22	Section 291	PROVISION FOR PROFESSIONAL ASSISTANCE TO COMPANY LIQUIDATOR.	282	7.24
Ch 7	22	Section 291	Company liquidator may appoint one/more professionals, if permitted by Tribunal:	282	7.24
Ch 7	22	Section 291	Disclosure of conflict of interest	282	7.24
Ch 7	23	Section 292	EXERCISE AND CONTROL OF COMPANY LIQUIDATOR'S POWERS.	282	7.24
Ch 7	23	Section 292	Company Liquidator to follow directions in administration and distribution of assets:	282	7.24
Ch 7	23	Section 292	Directions given by creditors or contributories to override directions of Advisory Committee	282	7.24
Ch 7	23	Section 292	Summons from Company Liquidator	283	7.25
Ch 7	23	Section 292	Aggrieved person to apply to Tribunal against the decision of Company Liquidator	283	7.25
Ch 7	24	Section 293	BOOKS TO BE KEPT BY COMPANY LIQUIDATOR.	283	7.25
Ch 7	25	Section 294	AUDIT OF COMPANY LIQUIDATOR'S ACCOUNTS.	284	7.26
Ch 7	25	Section 294	Presentation of account of receipts and payments to the Tribunal:	284	7.26

Ch-7

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 7	26	Section 295	PAYMENT OF DEBTS BY CONTRIBUTORY AND EXTENT OF SET-OFF.	285	7.27
Ch 7	26	Section 295	Tribunal to pass an order to pay any money due	285	7.27
Ch 7	26	Section 295	Order of Tribunal may allow set off:	285	7.27
Ch 7	26	Section 295	Payment of money due against any subsequent call may be allowed to be set off	285	7.27
Ch 7	27	Section 296	POWER OF TRIBUNAL TO MAKE CALLS.	285	7.27
Ch 7	28	Section 297	ADJUSTMENT OF RIGHTS OF CONTRIBUTORIES.	286	7.28
Ch 7	29	Section 298	POWER TO ORDER COSTS.	286	7.28
Ch 7	29	Section 298	Where assets of a company are insufficient to satisfy its liabilities	286	7.28
Ch 7	30	Section 299	POWER TO SUMMON PERSONS SUSPECTED OF HAVING PROPERTY OF COMPANY, ETC.	286	7.28
Ch 7	30	Section 299	Summon by Tribunal	286	7.28
Ch 7	30	Section 299	Examination of any person by Tribunal	286	7.28
Ch 7	30	Section 299	Production of books and papers	287	7.29
Ch 7	30	Section 299	Tribunal may order an indebted person to pay money or a person to deliver company's property if he possesses it	287	7.29
Ch 7	30	Section 299	Imposition of cost if a summoned person fails to appear	287	7.29
Ch 7	30	Section 299	Discharge of liability	287	7.29
Ch 7	31	Section 300	POWER TO ORDER EXAMINATION OF PROMOTERS, DIRECTORS, ETC.	287	7.29
Ch 7	32	Section 301	ARREST OF PERSON TRYING TO LEAVE INDIA OR ABSCOND.	289	7.31
Ch 7	33	Section 302	DISSOLUTION OF COMPANY BY TRIBUNAL.	290	7.32
Ch 7	34	Section 303	APPEALS FROM ORDERS MADE BEFORE COMMENCEMENT OF ACT.	291	7.33
Ch 7		SECTIONS 304-323	PART II- VOLUNTARY WINDING UP (OMITTED)	291	7.33
Ch 7	35	Section 324	DEBTS OF ALL DESCRIPTIONS TO BE ADMITTED TO PROOF.	291	7.33
Ch 7	36	Section 326	OVERRIDING PREFERENTIAL PAYMENTS.	292	7.34
Ch 7	36	Section 326	Debts to be paid in priority:	292	7.34
Ch 7	36	Section 326	Debts mentioned in Proviso to be paid in full:	292	7.34
Ch 7	36	Section 326	Workmen's dues	292	7.34
Ch 7	37	Section 327	PREFERENTIAL PAYMENTS.	294	7.36
Ch 7	37	Section 327	Right of person advancing money for making certain payments	295	7.37
Ch 7	37	Section 327	Debts to rank equally among themselves keeping in view the available assets	295	7.37
Ch 7	37	Section 327	Debts to be discharged forthwith if assets are sufficient to meet them	295	7.37
Ch 7	37	Section 327	Debts to which priority is given shall be a first charge on the goods or effects distrained on	296	7.38
Ch 7	37	Section 327	Remuneration for holiday / absence from work to be deemed to be wages	296	7.38
Ch 7	37	Section 327	Non-applicability of sections 326 & 327	296	7.38
Ch 7	38	Section 328	FRAUDULENT PREFERENCE.	296	7.38
Ch 7	38	Section 328	When any transaction may be treated as fraudulent preference:	296	7.38
Ch 7	38	Section 328	Order of Tribunal may declare a transaction as invalid in case of fraudulent preference	297	7.39
Ch 7	39	Section 329	TRANSFERS NOT IN GOOD FAITH TO BE VOID.	297	7.39
Ch 7	40	Section 330	CERTAIN TRANSFERS TO BE VOID.	298	7.40
Ch 7	41	Section 331	LIABILITIES AND RIGHTS OF CERTAIN PERSONS FRAUDULENTLY PREFERRED.	298	7.40
Ch 7	41	Section 331	Determination of rights and liabilities of fraudulently preferred persons	298	7.40
Ch 7	41	Section 331	Value of interest shall be determined as at the date of the transaction constituting the fraudulent preference	299	7.41
Ch 7	41	Section 331	Application to Tribunal	299	7.41
Ch 7	42	Section 332	EFFECT OF FLOATING CHARGE.	299	7.41
Ch 7	43	Section 333	DISCLAIMER OF ONEROUS PROPERTY.	299	7.41
Ch 7	44	Section 334	TRANSFERS, ETC., AFTER COMMENCEMENT OF WINDING UP TO BE VOID.	302	7.44

Ch-7

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 7	45	Section 335	CERTAIN ATTACHMENTS, EXECUTIONS, ETC., IN WINDING UP BY TRIBUNAL TO BE VOID.	302	7.44
Ch 7	46	Section 336	OFFENCES BY OFFICERS OF COMPANIES IN LIQUIDATION.	303	7.45
Ch 7	47	Section 344	STATEMENT THAT COMPANY IS IN LIQUIDATION.	305	7.47
Ch 7	48	Section 345	BOOKS AND PAPERS OF COMPANY TO BE EVIDENCE.	306	7.48
Ch 7	49	Section 346	INSPECTION OF BOOKS AND PAPERS BY CREDITORS AND CONTRIBUTORIES.	306	7.48
Ch 7	50	Section 347	DISPOSAL OF BOOKS AND PAPERS OF COMPANY.	306	7.48
Ch 7	51	Section 352	COMPANY LIQUIDATION DIVIDEND AND UNDISTRIBUTED ASSETS ACCOUNT.	307	7.49
Ch 7	51	Section 352	Unpaid money in the hands of liquidator to be deposited forthwith into a separate special account	307	7.49
Ch 7	51	Section 352	Transfer of money into the Company Liquidation Dividend and Undistributed Assets Account	307	7.49
Ch 7	51	Section 352	Furnishing of statement of all sums to Registrar with full particulars:	307	7.49
Ch 7	51	Section 352	Entitlement of Liquidator to secure receipt from scheduled bank for any money paid	308	7.50
Ch 7	51	Section 352	Procedure to be followed In case of voluntary winding up of company	308	7.50
Ch 7	51	Section 352	Application to Registrar by a person claiming to be entitled to any money paid into Company Liquidation Dividend and Undistributed Assets Account	308	7.50
Ch 7	51	Section 352	Transfer of unclaimed money paid into company Liquidation Dividend and Undistributed Assets Account to General Revenue account of CG:	308	7.50
Ch 7	51	Section 352	Contravention by Liquidator	309	7.51
Ch 7	52	Section 353	LIQUIDATOR TO MAKE RETURNS, ETC.	310	7.52
Ch 7	52	Section 353	Company Liquidator to make good the default within the specified time	310	7.52
Ch 7	52	Section 353	Cost to be borne by Company Liquidator	310	7.52
Ch 7	53	Section 354	MEETINGS TO ASCERTAIN WISHES OF CREDITORS OR CONTRIBUTORIES.	310	7.52
Ch 7	54	Section 355	COURT, TRIBUNAL OR PERSON, ETC., BEFORE WHOM AFFIDAVIT MAY BE SWORN.	311	7.53
Ch 7	55	Section 356	POWER OF TRIBUNAL TO DECLARE DISSOLUTION OF COMPANY VOID.	311	7.53
Ch 7	56	Section 357	COMMENCEMENT OF WINDING UP BY TRIBUNAL.	312	7.54
Ch 7	57	Section 358	EXCLUSION OF CERTAIN TIME IN COMPUTING PERIOD OF LIMITATION.	312	7.54

Ch-8

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 8	1	Basics	INTRODUCTION	314	8.02
Ch 8	2	Section 247	REGISTERED VALUER	314	8.02
Ch 8	2	Section 247	Nature of the assets for Valuation	314	8.02
Ch 8	2	Section 247	Valuer - Role	314	8.02
Ch 8	2	Section 247	Valuer - Contravention	315	8.03
Ch 8	2	Section 247	Valuer - Penalties	315	8.03
Ch 8	2	Rule	COMPANIES (REGISTERED VALUERS AND VALUATION) RULES, 2017	315	8.03
Ch 8	2	Rule 2	Valuer - Definitions	315	8.03
Ch 8	2	Rule 3	Valuer - Eligibility for registered valuers	316	8.04
Ch 8	2	Rule 4	Valuer - Qualifications and experience	318	8.06
Ch 8	2	Rule 5	Valuer - Valuation Examination	318	8.06
Ch 8	2	Rule 6	Valuer - Application for certificate of registration	319	8.07
Ch 8	2	Rule 7	Valuer - Conditions of Registration	320	8.08
Ch 8	2	Rule 7A	Valuer - Intimation of changes in personal details etc., by register valuer to authority-	321	8.09
Ch 8	2	Rule 8	Valuer - Conduct of Valuation	321	8.09
Ch 8	2	Rule 9	Valuer - Temporary surrender	322	8.10
Ch 8	2	Rule 12	Valuer - Eligibility for registered valuers organisation	322	8.10
Ch 8	2	Rule 16	Valuer - Complaint against a registered valuer or registered valuers organisation	323	8.11
Ch 8	2	Rule 18	Valuer - Valuation Standards	324	8.12
Ch 8	2	Rule 20	Valuer - Punishment for contravention	324	8.12
Ch 8	2	Rule 21	Valuer - Punishment for false statement	324	8.12
Ch 8	3	Section 248	REMOVAL OF NAMES OF COMPANIES FROM THE REGISTER OF COMPANIES	325	8.13
Ch 8	3 I	Section 248	Power of Registrar to remove name of company from register of companies.	325	8.13
Ch 8	3 I	Section 248	Power of registrar	325	8.13
Ch 8	3 I	Section 248	Filing of application to registrar by company for removal of name	325	8.13
Ch 8	3 I	Section 248	Approval of the regulatory body, in case of a company regulated under special Act	326	8.14
Ch 8	3 I	Section 248	Exemption to section 8 companies - Removal of Co.	326	8.14
Ch 8	3 I	Section 248	Publishing of notice for general public	326	8.14
Ch 8	3 I	Section 248	Strike off of names from register of companies	326	8.14
Ch 8	3 I	Section 248	Realisation of amount	326	8.14
Ch 8	3 I	Section 248	Existence of the liability	326	8.14
Ch 8	3 I	Section 248	Not affecting on the power of tribunal	326	8.14
Ch 8	3 II	Section 249	Restrictions on making application under section 248 in certain situations.	328	8.16
Ch 8	3 III	Section 250	Effect of company notified as dissolved.	329	8.17
Ch 8	3 IV	Section 251	Fraudulent application for removal of name.	329	8.17
Ch 8	3 V	Section 252	Appeal to Tribunal.	329	8.17
Ch 8	3 V	Section 252	Aggrieved person to file an appeal against the order of registrar	329	8.17
Ch 8	3 V	Section 252	Reasonable opportunity of representations given to registrar:	330	8.18
Ch 8	3 V	Section 252	Restoration of name of company	330	8.18
Ch 8	3 V	Section 252	Order of tribunal to be filed with register:	330	8.18
Ch 8	3 V	Section 252	Order of tribunal as it may deem just - : If a company, or any member or creditor or workman thereof feels aggrieved by the company	330	8.18
Ch 8	4	Section 394	GOVERNMENT COMPANIES	331	8.19
Ch 8	4 I	Section 394	Annual reports on Government companies.	331	8.19
Ch 8	4 I	Section 394	Where the Central Government is a member of a Government company	332	8.20
Ch 8	4 I	Section 394	Where in addition to the Central Government, any State Government is also a member of a Government company	332	8.20
Ch 8	4 II	Section 395	Annual reports where one or more State Governments are members of companies.	332	8.20

Ch-8

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 8	4 II	Section 395	Where the Central Government is not a member of a Government company	333	8.21
Ch 8	4 II	Section 395	Application of the provisions to the Government Company in liquidation	333	8.21
Ch 8	5	Section 406	NIDHIS	333	8.21
Ch 8	5	Section 406	Power to modify Act in its application to Nidhis.	333	8.21
Ch 8	5	Rule	The Nidhi Rules, 2014	334	8.22
Ch 8	5	Rule 2	Nidhi Co. - Application	334	8.22
Ch 8	5	Rule 3	Nidhi Co. - Definitions	334	8.22
Ch 8	5	Rule 4	Nidhi Co. - Incorporation and incidental matters	335	8.23
Ch 8	5	Rule 5	Nidhi Co. - Requirements for minimum number of members, net owned fund	335	8.23
Ch 8	5	Rule 6	Nidhi Co. - General restrictions or prohibitions	336	8.24
Ch 8	5	Rule 7	Nidhi Co. - Share capital and allotment	337	8.25
Ch 8	5	Rule 8	Nidhi Co. - Membership	338	8.26
Ch 8	5	Rule 9	Nidhi Co. - Net owned funds	338	8.26
Ch 8	5	Rule 11	Nidhi Co. - Acceptance of Deposits by Nidhis	338	8.26
Ch 8	5	Rule 13	Nidhi Co. - Deposits	339	8.27
Ch 8	5	Rule 14	Nidhi Co. - Un-encumbered Term Deposits	340	8.28
Ch 8	5	Rule 15	Nidhi Co. - Loans	340	8.28
Ch 8	5	Rule 16	Nidhi Co. - Rate of Interest	341	8.29
Ch 8	5	Rule 17	Nidhi Co. - Rules relating to Directors	341	8.29
Ch 8	5	Rule 18	Nidhi Co. - Dividend	341	8.29
Ch 8	5	Rule 19	Nidhi Co. - Auditor	342	8.30
Ch 8	5	Rule 21	Nidhi Co. - Filling of Half Yearly Return	342	8.30
Ch 8	5	Rule 22	Nidhi Co. - Auditor's certificate	342	8.30
Ch 8	5	Rule 24	Nidhi Co. - Penalty for non-compliance	342	8.30
Ch 8	6	Section 447, 450, 455	MISCELLANEOUS PROVISIONS	343	8.31
Ch 8	6 I	Section 447	Punishment for fraud	343	8.31
Ch 8	6 II	Section 450	Punishment where no specific penalty or punishment is provided	343	8.31
Ch 8	6 III	Section 455	Dormant company	344	8.32
Ch 8	6 III	Section 455	Inactive company	344	8.32
Ch 8	6 III	Section 455	Significant accounting transaction	345	8.33
Ch 8	6 III	Rule 3	Dormant Co. - Application for Obtaining Status of Dormant Company	345	8.33
Ch 8	6 III	Section 455	Dormant Co. - Certificate of status of dormant company	345	8.33
Ch 8	6 III	Section 455	Dormant Co. - Register of dormant company	345	8.33
Ch 8	6 III	Section 455	Dormant Co. - Consequences of non-filing of annual returns or financial statements	346	8.34
Ch 8	6 III	Section 455	Dormant Co. - Directors of dormant company	346	8.34
Ch 8	6 III	Section 455	Dormant Co. - Rotation of auditors	346	8.34
Ch 8	6 III	Rule 8	Application for seeking status of an active company	347	8.35

Ch-9

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 9	1	Basics	INTRODUCTION	349	9.02
Ch 9	2	Section 407-434	NCLT AND NCLAT	350	9.03
Ch 9	2	Section 407	Definitions.	350	9.03
Ch 9	2	Section 420	Orders of Tribunal.	351	9.04
Ch 9	2	Section 420	Reasonable opportunity of being heard	351	9.04
Ch 9	2	Section 420	Amendment in order	351	9.04
Ch 9	2	Section 420	Send the copy of order to parties concerned	351	9.04
Ch 9	2	Section 421	Appeal from orders of Tribunal.	352	9.05
Ch 9	2	Section 421	Appeal to AT	352	9.05
Ch 9	2	Section 421	When order made by consent of parties	352	9.05
Ch 9	2	Section 421	Period for filing of appeal:	352	9.05
Ch 9	2	Section 421	Pass order after giving of reasonable opportunity of being heard:	352	9.05
Ch 9	2	Section 421	Copy of order to tribunal and parties to appeal:	352	9.05
Ch 9	2	Section 422	Expeditious disposal by Tribunal and Appellate Tribunal.	353	9.06
Ch 9	2	Section 422	Speedy disposal	353	9.06
Ch 9	2	Section 422	Reasons to be recorded for delay	353	9.06
Ch 9	2	Section 423	Appeal to Supreme Court.	354	9.07
Ch 9	2	Section 424	Procedure before Tribunal and Appellate Tribunal.	354	9.07
Ch 9	2	Section 424	Tribunal regulate their own procedure based on natural justice	354	9.07
Ch 9	2	Section 424	Vested with same power as that of a civil court	355	9.08
Ch 9	2	Section 424	Nature of decree and its execution	355	9.08
Ch 9	2	Section 424	Nature of proceedings	355	9.08
Ch 9	2	Section 425	Power to punish for contempt.	355	9.08
Ch 9	2	Section 426	Delegation of powers.	356	9.09
Ch 9	2	Section 428	Protection of action taken in good faith.	356	9.09
Ch 9	2	Section 429	Power to seek assistance of Chief Metropolitan Magistrate, etc.	356	9.09
Ch 9	2	Section 430	Civil court not to have jurisdiction.	357	9.10
Ch 9	2	Section 431	Vacancy in Tribunal or Appellate Tribunal not to invalidate acts or proceedings.	357	9.10
Ch 9	2	Section 432	Right to legal representation.	357	9.10
Ch 9	2	Section 433	Limitation.	357	9.10
Ch 9	2	Section 434	Transfer of certain pending proceedings.	357	9.10
Ch 9	3	Section 435-438	SPECIAL COURT	359	9.12
Ch 9	3	Section 435	Establishment of Special Courts.	359	9.12
Ch 9	3	Section 436	Offences triable by Special Courts.	360	9.13
Ch 9	3	Section 436	Powers of special courts with respect to trial of offences	360	9.13
Ch 9	3	Section 436	Special Court to try an offence other than an offence under this Act	361	9.14
Ch 9	3	Section 436	Summary Trial	361	9.14
Ch 9	3	Section 437	Appeal and revision.	361	9.14
Ch 9	3	Section 438	Application of Code to proceedings before Special Court.	362	9.15
Ch 9	4	Section 439	Offences to be non-cognizable.	362	9.15
Ch 9	5	Section 441	Compounding of certain offences.	363	9.16
Ch 9	6	Section 442	Mediation and Conciliation Panel.	366	9.19
Ch 9	6	Section 442	Referring of matters by any parties to proceedings to Mediation & Conciliation Panel:	366	9.19
Ch 9	6	Section 442	Suo moto referring of matters to Mediation and Conciliation Panel	366	9.19
Ch 9	6	Section 442	Fees and other conditions of experts	367	9.20
Ch 9	6	Section 442	Procedure and disposal of matter	367	9.20
Ch 9	6	Section 442	Objection to the recommendation of the Mediation and Conciliation Panel	367	9.20

Ch-9

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 9	7	Section 211+212	SERIOUS FRAUD INVESTIGATION OFFICE	367	9.20
Ch 9	8	Section 443	POWER OF CENTRAL GOVERNMENT TO APPOINT COMPANY PROSECUTORS.	368	9.21
Ch 9	9	Section 444	APPEAL AGAINST ACQUITTAL.	368	9.21
Ch 9	10	Section 445	COMPENSATION FOR ACCUSATION WITHOUT REASONABLE CAUSE.	368	9.21
Ch 9	11	Section 446	APPLICATION OF FINES.	368	9.21
Ch 9	12	Section 446A	FACTORS FOR DETERMINING LEVEL OF PUNISHMENT	368	9.21
Ch 9	13	Section 446B	LESSER PENALTIES FOR ONE PERSON COMPANIES OR SMALL COMPANIES	369	9.22
Ch 9	14	Section 454	ADJUDICATION OF PENALTIES.	369	9.22
Ch 9	14	Rule 3	Companies (Adjudication of Penalties) Rules, 2014]	369	9.22
Ch 9	14	Rule 3(i)	Appointment of Adjudicating officers:	369	9.22
Ch 9	14	Rule 3(ii)	Issue of written notice by an adjudicating officer	369	9.22
Ch 9	14	Rule 3(iii)	Manner of the written notice	370	9.23
Ch 9	14	Rule 3(iv)	Period of filing reply to the notice:	370	9.23
Ch 9	14	Rule 3(v)	Physical appearance	370	9.23
Ch 9	14	Rule 3(vi)	Passing of an order by the adjudicating officer:	370	9.23
Ch 9	14	Rule 3(vii)	Period for passing the order	371	9.24
Ch 9	14	Rule 3(viii)	Date and sign on orde	371	9.24
Ch 9	14	Rule 3(ix)	Forwarding of copy of an order:	371	9.24
Ch 9	14	Rule 3(x)	Powers of Adjudicating Authority	371	9.24
Ch 9	14	Rule 3(xi)	Failure to be present before the adjudicating authority:	371	9.24
Ch 9	14	Rule 3(xii)	Consideration to following factors while levying penalty	371	9.24
Ch 9	14	Rule 3(xiii)	Fixed sum of penalty	372	9.25
Ch 9	14	Rule 3(xiv)	Payment of penalty	372	9.25
Ch 9	14	Rule 3(xv)	Sum to be credited to the Consolidated Fund of India	372	9.25
Ch 9	15	Section 454A	PENALTY FOR REPEATED DEFAULT	373	9.26

Ch-10

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 10	1	Basics	INTRODUCTION	375	10.02
Ch 10	1	MCA21	E-filing facilities available at the MCA21 portal	375	10.02
Ch 10	1	MCA21	Features of MCA21	375	10.02
Ch 10	1	MCA21	MCA21 has made all company related information accessible to various stakeholders	376	10.03
Ch 10	1	MCA21	MCA21 application offers the following benefits:	377	10.04
Ch 10	2	Section 398	PROVISIONS RELATING TO FILING OF APPLICATIONS, DOCUMENTS, INSPECTION, ETC., IN ELECTRONIC FORM	377	10.04
Ch 10	2	Rule 7	Manner and Conditions of Filing	378	10.05
Ch 10	2	General	No request for recording any event based information or changes shall be accepted by the Registrar from such defaulting companies	379	10.06
Ch 10	2	Rule 8	Authentication of Documents	380	10.07
Ch 10	2	Section 398	e-Forms	381	10.08
Ch 10	2	Section 398	Electronic address	382	10.09
Ch 10	2	Section 398	Director Identification Number (DIN)	382	10.09
Ch 10	2	Section 398	System Requirements For E-Filing	382	10.09
Ch 10	2	Section 398	Process Involved in e-Filing	382	10.09
Ch 10	2	Section 398	Extensible Business Reporting Language (XBRL)	385	10.12
Ch 10	2	Section 398	Extensible Business Reporting Language (XBRL) - Meaning	385	10.12
Ch 10	2	Section 398	Extensible Business Reporting Language (XBRL) - Benefits	386	10.13
Ch 10	2	Section 398	Extensible Business Reporting Language (XBRL) - Working	386	10.13
Ch 10	2	Section 398	Extensible Business Reporting Language (XBRL) - Creation of Financial Statements	395	10.22
Ch 10	2	Section 398	Extensible Business Reporting Language (XBRL) - Statutory Requirements:	395	10.22
Ch 10	2	Form	List of Important e-Forms	398	10.25
Ch 10	2	Form	Approval Services (Headquarters)	398	10.25
Ch 10	2	Form	Approval Services (Regional Director)	398	10.25
Ch 10	2	Form	Approval Services (Registrar of Companies)	399	10.26
Ch 10	2	Form	Change Services	399	10.26
Ch 10	2	Form	DIN related Forms	399	10.26
Ch 10	2	Form	Charge Related Forms	400	10.27
Ch 10	2	Form	Incorporation services	400	10.27
Ch 10	2	Form	Compliance Related Filing	401	10.28
Ch 10	2	Form	Provisions related to Managerial Personnel	401	10.28
Ch 10	2	Form	Informational Services	402	10.29
Ch 10	2	Form	Investor Services	402	10.29
Ch 10	2	Form	Annual filing	402	10.29
Ch 10	2	Form	Refund Form	403	10.30
Ch 10	2	Form	Attachments	403	10.30
Ch 10	3	Section 400	ELECTRONIC FORM TO BE EXCLUSIVE, ALTERNATIVE OR IN ADDITION TO PHYSICAL FORM	403	10.30
Ch 10	4	Section 401	PROVISION OF VALUE-ADDED SERVICES THROUGH ELECTRONIC FORM	404	10.31
Ch 10	5	Section 402	APPLICATION OF PROVISIONS OF INFORMATION TECHNOLOGY ACT, 2000	404	10.31
Ch 10	6	Section 403	FEE FOR FILING ETC	404	10.31
Ch 10	I	Rule 12	FEE FOR FILINGS ETC. UNDER SECTION 403 OF THE COMPANIES ACT, 2013	406	10.33
Ch 10	I A	Rule 12	Fees to be Paid to the Registrar	406	10.33
Ch 10	I B	Rule 12	Additional fee and higher additional fee (in certain cases) shall be applicable for delay in filing of forms other than for increase in Nominal Share Capital or forms under Section 92/137 of the Act or forms for filing charges	410	10.37
Ch 10	I C	Rule 12	Increase in authorised capital	411	10.38

Ch-10

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
Ch 10	I D	Rule 12	Forms under section 92 or 137:- (i) In case the period within which a document required to be submitted under section 92 or 137 of the Act expires after 30/06/2018, the additional fee	411	10.38
Ch 10	I E	Rule 12	Fees for filing charge documents	412	10.39
Ch 10	II	Rule 12	FEE ON APPLICATIONS (INCLUDING APPEAL) MADE TO CENTRAL GOVERNMENT UNDER SECTION 459 (2)	413	10.40
Ch 10	III	Rule 12	ANNUAL FEE PAYABLE BY A DORMANT COMPANY UNDER SUB-SECTION (5) OF SECTION 455	414	10.41
Ch 10	IV	Rule 12	FEE FOR INSPECTION AND PROVIDING CERTIFIED COPIES OF DOCUMENTS KEPT BY THE REGISTRAR UNDER SECTION 399	415	10.42
Ch 10	V	Rule 12	FEE FOR REGISTRATION OF DOCUMENTS UNDER SECTION 385	415	10.42
Ch 10	VI	Rule 12	FEES FOR REMOVAL OF NAMES OF COMPANIES FROM THE REGISTRAR OF COMPANIES UNDER SECTION 248(2)	415	10.42
Ch 10	VII	Rule 12	FEE FOR FILING E- FORM DIR-3 KYC OR DIR 3 KYC –WEB UNDER RULE 12A OF THE COMPANIES (APPOINTMENT AND QUALIFICATION OF DIRECTORS) RULES, 2014	415	10.42
Ch 10	VIII	Rule 12	FEE FOR FILING e-FORM ACTIVE UNDER RULE 25A OF THE COMPANIES (INCORPORATION) RULES, 2014	415	10.42
Ch 10	Annex	Rule 12	INSTRUCTIONS - Fees payable in the following head.	416	10.43
Ch 10	7	General	MCA21 VERSION 3.0	417	10.44
Ch 10	7	General	Key Components of MCA21 V3.0	417	10.44
Ch 10	8	Case Study	CASE STUDIES RELATING TO ETHICS	418	10.45
Ch 10	8	Case Study	Will the Transactions be treated as professional misconduct on the part of EP, CA MP lyer and will he be liable to be charged under section 132(4) of Companies Act?	419	10.46
Ch 10	8	Case Study	define the responsibility of the CFO of the Company in the given case	419	10.46
Ch 10	8	Case Study	Will the Transactions be treated as professional misconduct on the part of EP and will he be liable to be charged under section 132(4) of the Companies Act?	422	10.49
Ch 10	8	Case Study	Whether the declaration of dividend @7% by TML leads to non-compliance of the provisions of the Companies Act, 2013?	425	10.52
Ch 10	8	Case Study	Is the vacation of CA. Dev as an auditor at 23rd AGM of TML and his reappointment at 24th AGM is Valid?	425	10.52
Ch 10	8	Case Study	Whether TML has violated the provisions of law regarding maintenance and preserving the Books of Account as per Act?	425	10.52
Ch 10	8	Case Study	Regarding declaration and distribution of dividend by TML, whether the company has violated the various timelines as provided in the Act?	425	10.52
Ch 10	8	Case Study	Advise Mr. Manoj about the above issues and if any non-compliances have been done, what are the relevant remedies available	426	10.53
Ch 10	8	Case Study	To examine whether the Rule 9(A) (3) (a) of the Companies (Prospects and Allotment of Securities) Rules 2014 shall apply to Y (Pvt.) Ltd.	428	10.55
Ch 10	8	Case Study	Whether it is justifiable that non-executive directors are not liable to be charged, though they were part of the management on the day of the default and will they be penalised?	428	10.55
Ch 10	8	Case Study	As the default was admitted by the company and its directors before the Adjudicating Authority and by doing good the non-compliance, will this release them from the liability of non-compliance?	428	10.55

SEBI Act

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Act	1		INTRODUCTION	432	1.02
SEBI Act	1	Section 1	Short title, extent and commencement	432	1.02
SEBI Act	2	Section 2	Definitions	432	1.02
SEBI Act	3		ESTABLISHMENT OF THE SECURITIES AND EXCHANGE BOARD OF INDIA	433	1.03
SEBI Act	3	Section 3	Establishment and incorporation of Board	433	1.03
SEBI Act	3	Section 4	Management of the Board	433	1.03
SEBI Act	3	Section 5	Term of office and conditions of service of Chairman and members of the Board	434	1.04
SEBI Act	3	Section 6	Removal of member from office	435	1.05
SEBI Act	3	Section 7	Meetings	435	1.05
SEBI Act	3	Section 7A	Member not to participate in meetings in certain cases	435	1.05
SEBI Act	3	Section 8	Vacancies, etc., not to invalidate proceedings of Board	436	1.06
SEBI Act	4		POWERS AND FUNCTIONS OF SEBI	436	1.06
SEBI Act	4	Section 11	Functions of Board	436	1.06
SEBI Act	4		Power with respect to inspection of books and Documents	437	1.07
SEBI Act	4		Board are vested with same power as that of civil court:	437	1.07
SEBI Act	4		Passing of an order by an Board	438	1.08
SEBI Act	4		Penalty & Consequences	439	1.09
SEBI Act	4		Additional functions of SEBI under the Securities Contracts (Regulation) Act, 1956:	440	1.10
SEBI Act	4		Power to call for periodical returns or direct enquiries to be made	440	1.10
SEBI Act	4		Power to approve the bye-laws of stock exchanges	441	1.11
SEBI Act	4		Power of SEBI to make or amend bye-laws of recognised stock exchanges	441	1.11
SEBI Act	4		Licensing of dealers in securities in certain areas	441	1.11
SEBI Act	4		Public Issue and listing of securities referred to in section 2 (h) (ie) of SCRA	441	1.11
SEBI Act	4		Power to delegate	441	1.11
SEBI Act	5	Section 11A	Board to regulate or prohibit issue of prospectus, offer document or advertisement soliciting money for issue of securities	442	1.12
SEBI Act	6	Section 11AA	Collective investment scheme	442	1.12
SEBI Act	7	Section 11B	Power To Issue Directions And Levy Penalty	443	1.13
SEBI Act	8	Section 11C	Investigation	444	1.14
SEBI Act	9	Section 11D	Cease and desist proceedings	447	1.17
SEBI Act	10	Section 12	Registration of stock brokers, sub-brokers, share transfer agents, etc.	448	1.18
SEBI Act	11	Section 12A	Prohibition of manipulative and deceptive devices, insider trading and substantial acquisition of securities or control	449	1.19
SEBI Act	12	Section 13	Grants by the Central Government	450	1.20
SEBI Act	12	Section 14	Fund	450	1.20
SEBI Act	12	Section 15	Accounts and audit	450	1.20
SEBI Act	13	Section 15A	Penalty for failure to furnish information, return, etc.	451	1.21
SEBI Act	13	Section 15B	Penalty for failure by any person to enter into agreement with clients	451	1.21
SEBI Act	13	Section 15C	Penalty for failure to redress investors' grievances	451	1.21
SEBI Act	13	Section 15D	Penalty for certain defaults in case of mutual funds	452	1.22
SEBI Act	13	Section 15E	Penalty for failure to observe rules and regulations by an asset management company	453	1.23
SEBI Act	13	Section 15EA	Penalty for default in case of alternative investment funds, infrastructure investment trusts and real estate investment trusts	453	1.23
SEBI Act	13	Section 15EB	Penalty for default in case of investment adviser and research analyst	454	1.24
SEBI Act	13	Section 15F	Penalty for default in case of stock brokers	454	1.24
SEBI Act	13	Section 15G	Penalty for insider trading	455	1.25
SEBI Act	13	Section 15H	Penalty for non-disclosure of acquisition of shares and takeovers	455	1.25

SEBI Act

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Act	13	Section 15HA	Penalty for fraudulent and unfair trade practices	456	1.26
SEBI Act	13	Section 15HAA	Penalty for alteration destruction, etc., of records and failure to protect the electronic database of Board	456	1.26
SEBI Act	13	Section 15HB	Penalty for contravention where no separate penalty has been provided	457	1.27
SEBI Act	13	Section 15-I	Power to adjudicate	460	1.30
SEBI Act	13	Section 15J	Factors to be taken into account by the Adjudicating Officer	461	1.31
SEBI Act	13	Section 15JA	Crediting sums realised by way of penalties to Consolidated Fund of India	461	1.31
SEBI Act	13	Section 15JB	Settlement of administrative and civil proceedings	461	1.31
SEBI Act	14		ESTABLISHMENT, JURISDICTION, AUTHORITY AND PROCEDURE OF SECURITIES APPELLATE TRIBUNAL (SAT)	462	1.32
SEBI Act	14	Section 15K	Establishment of Securities Appellate Tribunals	462	1.32
SEBI Act	14	Section 15L	Composition of Securities Appellate Tribunal	462	1.32
SEBI Act	14	Section 15M	Qualification for appointment as Presiding Officer or Member of Securities Appellate Tribunal	462	1.32
SEBI Act	14	Section 15MA	Appointment of judicial member	463	1.33
SEBI Act	14	Section 15MB	Appointment of technical member	463	1.33
SEBI Act	14	Section 15MC	Validity of appointment of Presiding officer and members of SAT	463	1.33
SEBI Act	14	Section 15N	Tenure of office of Presiding Officer and other members of Securities Appellate Tribunal	464	1.34
SEBI Act	14	Section 15O	Salary and allowances and other terms and conditions of service of Presiding Officers	464	1.34
SEBI Act	14	Section 15P	Filling up of vacancies	464	1.34
SEBI Act	14	Section 15Q	Resignation and removal	465	1.35
SEBI Act	14	Section 15QA	Appointment, qualification and the other terms and conditions of service of the Presiding Officer and other Members of the Appellate Tribunal to be governed by Finance Act, 2017	465	1.35
SEBI Act	14	Section 15R	Orders constituting Appellate Tribunal to be final and not to invalidate its proceedings	466	1.36
SEBI Act	14	Section 15S	Staff of the Securities Appellate Tribunal	466	1.36
SEBI Act	14	Section 15T	Appeal to the Securities Appellate Tribunal	466	1.36
SEBI Act	14	Section 15U	Procedure and powers of the Securities Appellate Tribunal	467	1.37
SEBI Act	14	Section 15V	Right to legal representation	468	1.38
SEBI Act	14	Section 15W	Limitation	468	1.38
SEBI Act	14	Section 15X	Presiding Officer, members and staff of Securities Appellate Tribunals to be public servants	468	1.38
SEBI Act	14	Section 15Y	Civil Court not to have jurisdiction	468	1.38
SEBI Act	14	Section 15Z	Appeal to Supreme Court	469	1.39
SEBI Act	15	Section 16	Power of Central Government to issue directions	469	1.39
SEBI Act	15	Section 17	Power of Central Government to supersede the Board	469	1.39
SEBI Act	15	Section 17	Reasons to supersede the Board	469	1.39
SEBI Act	15	Section 17	Effect of publication of notification of superseding the Board	470	1.40
SEBI Act	15	Section 17	Reconstitution of Board on the expiration of the period of supersession	470	1.40
SEBI Act	15	Section 17	Complete reports and action taken to be laid before the Parliament	470	1.40
SEBI Act	15	Section 18	Returns and reports	470	1.40
SEBI Act	15	Section 19	Delegation	470	1.40
SEBI Act	15	Section 20	Appeals	470	1.40
SEBI Act	15	Section 20A	Bar of jurisdiction	471	1.41
SEBI Act	15	Section 21	Savings	471	1.41
SEBI Act	15	Section 22	Members, officers and employees of the Board to be public servants	471	1.41

SEBI Act & Regulations

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Act	15	Section 23	Protection of action taken in good faith	471	1.41
SEBI Act	15	Section 24	Offences	472	1.42
SEBI Act	15	Section 24A	Composition of certain offences	472	1.42
SEBI Act	15	Section 24B	Power to grant immunity	472	1.42
SEBI Act	15	Section 26	Cognizance of offences by Courts 26A.	473	1.43
SEBI Act	15	Section 26A	Establishment of Special Courts	473	1.43
SEBI Act	15	Section 26B	Offences triable by Special Courts	473	1.43
SEBI Act	15	Section 26C	Appeal and revision	473	1.43
SEBI Act	15	Section 26D.	Application of Code to proceedings before Special Court	474	1.44
SEBI Act	15	Section 26E.	Transitional Provisions	474	1.44
SEBI Act	15	Section 27	Offences by companies	474	1.44
SEBI Act	15	Section 28A.	Recovery of amounts	475	1.45
SEBI Act	15	Section 28B.	Continuance of proceedings	476	1.46
SEBI Act	15	Section 29	Power to make rules	477	1.47
SEBI Act	15	Section 30	Power to make regulations	477	1.47
SEBI Act	15	Section 31	Rules and regulations to be laid before Parliament	478	1.48
SEBI Act	15	Section 32	Application of other laws not barred	478	1.48
SEBI Act	15	Section 34	Power to remove difficulties	478	1.48
SEBI Act	15	Section 34A.	Validation of certain acts	479	1.49
SEBI Reg.			SEBI (LISTING OBLIGATIONS AND DISCLOSURE REQUIREMENTS) REGULATIONS, 2015	479	1.49
SEBI Reg.	1		Scope	479	1.49
SEBI Reg.	2		Introduction	480	1.50
SEBI Reg.	3		Regulations	480	1.50
SEBI Reg.	3	Regulation 17	Board of Directors	481	1.51
SEBI Reg.	3	Regulation 17A	Maximum Number of Directorship	482	1.52
SEBI Reg.	3	Regulation 24	Corporate Governance Requirement with respect to Subsidiary Companies of Listed Company	483	1.53
SEBI Reg.	3	Regulation 26	Restriction on number of memberships	482	1.52
SEBI Reg.	3 I		Corporate Governance Report	484	1.54
SEBI Reg.	3 II		Performance Evaluation of the Board and its directors	486	1.56
SEBI Reg.	4		COMMON OBLIGATIONS OF LISTED ENTITIES	486	1.56
SEBI Reg.	4	Regulation 5	General Obligation of Compliance	486	1.56
SEBI Reg.	4	Regulation 6	Compliance officer and his/her obligation	486	1.56
SEBI Reg.	4	Regulation 7	Share Transfer Agent	486	1.56
SEBI Reg.	5		QUARTERLY COMPLIANCES	487	1.57
SEBI Reg.	5	Regulation 13(3)	Grievance Redressal Mechanism	487	1.57
SEBI Reg.	5	Regulation 27(2)	Other Corporate Governance Requirements	487	1.57
SEBI Reg.	5	Regulation 31(1)	Holding of Specified Securities and Shareholding Pattern	487	1.57
SEBI Reg.	5	Regulation 32(1)	Statement of Deviation(S) Or Variation(S)	487	1.57
SEBI Reg.	5	Regulation 33(3)	Financial Results	487	1.57
SEBI Reg.	6		PRIOR INTIMATION OF BOARD MEETING	488	1.58
SEBI Reg.	6	Regulation 29(1)&(2)	Prior Intimation of Board Meetings	488	1.58
SEBI Reg.	6	Regulation 29(3)	Prior Intimation for alteration of securities	489	1.59
SEBI Reg.	6	Regulation 42(2)	Record Date or Date of Closure of Transfer Books	489	1.59
SEBI Reg.	6	Regulation 42(3)	Dividend	489	1.59
SEBI Reg.	6	Regulation 46(3)	Website	490	1.60
SEBI Reg.	7		ANNUAL / YEARLY COMPLIANCES	490	1.60

SEBI Regulations

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Reg.	7	Regulation 33(3)	Financial Results	490	1.60
SEBI Reg.	7	Regulation 34	Annual Report	490	1.60
SEBI Reg.	7	Regulation 36(2)	Documents & Information to Shareholders	491	1.61
SEBI Reg.	8		CORPORATE GOVERNANCE	491	1.61
SEBI Reg.	8		Approval for related party transactions	491	1.61
SEBI Reg.	8		Compliance Report on Corporate Governance	491	1.61
SEBI Reg.	8	Regulation 23	Related Party Transactions	491	1.61
SEBI Reg.	8	Regulation 24A	Secretarial Audit and Secretarial Compliance Report	495	1.65
SEBI Reg.	9		TYPES OF COMMITTEES UNDER LODR REGULATIONS	495	1.65
SEBI Reg.	9A	Regulation 18	Audit Committee	495	1.65
SEBI Reg.	9B	Regulation 19	Nomination and remuneration committee	497	1.67
SEBI Reg.	9C	Regulation 20	Stakeholders Relationship Committee.	497	1.67
SEBI Reg.	9D	Regulation 21	Risk Management Committee.	498	1.68
SEBI Reg.			SECURITIES AND EXCHANGE BOARD OF INDIA (ISSUE OF CAPITAL AND DISCLOSURE REQUIREMENTS) REGULATIONS, 2018	500	1.70
SEBI Reg.			INTRODUCTION	500	1.70
SEBI Reg.			Classifications of issues	500	1.70
SEBI Reg.			Public issue	500	1.70
SEBI Reg.			Rights issue	500	1.70
SEBI Reg.			Composite issue	500	1.70
SEBI Reg.			Bonus issue	501	1.71
SEBI Reg.			Private placement	501	1.71
SEBI Reg.		Regulation 2	Definitions	501	1.71
SEBI Reg.		Regulation 3	APPLICABILITY OF THE REGULATIONS	502	1.72
SEBI Reg.			INITIAL PUBLIC OFFER ON MAIN BOARD	504	1.74
SEBI Reg.	1	Regulation 4	Reference date	504	1.74
SEBI Reg.	2	Regulation 5	Entities not eligible to make an initial public offer	504	1.74
SEBI Reg.	3	Regulation 6	Eligibility requirements for an initial public offer	504	1.74
SEBI Reg.	4	Regulation 7	General conditions	506	1.76
SEBI Reg.	5	Regulation 8	Additional conditions for an offer for sale	508	1.78
SEBI Reg.	6	Regulation 8A	Additional conditions for an offer for sale for issues under sub-regulation (2) of regulation 6	509	1.79
SEBI Reg.			ISSUE OF CONVERTIBLE DEBT INSTRUMENTS AND WARRANTS	509	1.79
SEBI Reg.	1	Regulation 9	Eligibility requirements for issue of convertible debt instruments	509	1.79
SEBI Reg.	2	Regulation 10	Additional requirements for issue of convertible debt instruments	509	1.79
SEBI Reg.	3	Regulation 11	Conversion of optionally convertible debt instruments into equity shares	510	1.80
SEBI Reg.	4	Regulation 12	Issue of convertible debt instruments for financing	511	1.81
SEBI Reg.	5		Issue of warrants	511	1.81
SEBI Reg.			PROMOTERS' CONTRIBUTION	511	1.81
SEBI Reg.	1	Regulation 14	Minimum promoters' contribution	511	1.81
SEBI Reg.			LOCK-IN AND RESTRICTIONS ON TRANSFERABILITY	513	1.83
SEBI Reg.	1	Regulation 16	Lock-in of specified securities held by the promoters	513	1.83
SEBI Reg.	2	Regulation 17	Lock-in of specified securities held by persons other than the promoters	514	1.84
SEBI Reg.	3	Regulation 18	Lock-in of specified securities lent to stabilising agent under the green shoe option	515	1.85
SEBI Reg.	4	Regulation 19	Lock-in of Partly-paid securities	515	1.85
SEBI Reg.	5	Regulation 20	Inscription or recording of non-transferability	515	1.85
SEBI Reg.	6	Regulation 21	Pledge of locked-in specified securities	515	1.85
SEBI Reg.	6	Regulation 22	Transferability of locked-in specified securities	516	1.86

SEBI Regulations

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Reg.			DISCLOSURES IN AND FILING OF OFFER DOCUMENTS	516	1.86
SEBI Reg.	1	Regulation 24	Disclosures in the draft offer document and offer document	516	1.86
SEBI Reg.	2	Regulation 25	Filing of the draft offer document and offer document	517	1.87
SEBI Reg.	3	Regulation 26	Draft offer document and offer document to be available to the public	518	1.88
SEBI Reg.			PRICING	519	1.89
SEBI Reg.			Price and Price Band	519	1.89
SEBI Reg.		Regulation 30	Differential pricing	520	1.90
SEBI Reg.			ISSUANCE CONDITIONS AND PROCEDURE	520	1.90
SEBI Reg.		Regulation 44	Opening of the issue	520	1.90
SEBI Reg.		Regulation 45	Minimum subscription	521	1.91
SEBI Reg.		Regulation 46	Period of subscription	521	1.91
SEBI Reg.		Regulation 47	Application and minimum application value	521	1.91
SEBI Reg.		Regulation 48	Manner of calls	521	1.91
SEBI Reg.		Regulation 49	Allotment procedure and basis of allotment	522	1.92
SEBI Reg.		Regulation 50	Allotment, refund and payment of interest	523	1.93
SEBI Reg.		Regulation 51	Post-issue advertisements	523	1.93
SEBI Reg.		Regulation 53	Release of subscription money	523	1.93
SEBI Reg.		Regulation 54	Reporting of transactions of the promoters and promoter group	524	1.94
SEBI Reg.		Regulation 55	Post-issue reports (In module regulation is 54)	524	1.94
SEBI Reg.			MISCELLANEOUS	524	1.94
SEBI Reg.		Regulation 56	Restriction on further capital issues	524	1.94
SEBI Reg.		Regulation 57	Price stabilisation through green shoe option	524	1.94
SEBI Reg.		Regulation 58	Alteration of rights of holders of specified securities	526	1.96
SEBI Reg.		Regulation 59	Post-listing exit opportunity for dissenting shareholders	527	1.97
SEBI Reg.			FURTHER PUBLIC OFFER	527	1.97
SEBI Reg.		Regulation 101	Reference date	527	1.97
SEBI Reg.		Regulation 102	Entities not eligible to make a further public offer	527	1.97
SEBI Reg.		Regulation 103	Eligibility requirements for further public offer	527	1.97
SEBI Reg.		Regulation 104	General conditions	528	1.98
SEBI Reg.		Regulation 105	Additional conditions for an offer for sale	529	1.99
SEBI Reg.			ISSUE OF CONVERTIBLE DEBT INSTRUMENTS AND WARRANTS	530	1.100
SEBI Reg.		Regulation 106	Eligibility of issuer to make FPO of convertible debt instruments	530	1.100
SEBI Reg.		Regulation 107	Additional requirements for issue of convertible debt instruments	530	1.100
SEBI Reg.		Regulation 108	Roll over of non-convertible portion of partly convertible debt instruments	531	1.101
SEBI Reg.		Regulation 109	Conversion of optionally convertible debt instruments into equity share capital	531	1.101
SEBI Reg.		Regulation 110	Issue of convertible debt instruments for financing	532	1.102
SEBI Reg.		Regulation 111	Issue of warrants	532	1.102
SEBI Reg.			PROMOTERS' CONTRIBUTION	533	1.103
SEBI Reg.		Regulation 112	Requirement of minimum promoters' contribution not applicable in certain cases	533	1.103
SEBI Reg.		Regulation 113	Minimum promoters' contribution	534	1.104
SEBI Reg.		Regulation 114	Securities ineligible for minimum promoters' contribution	535	1.105
SEBI Reg.			LOCK-IN AND RESTRICTIONS ON TRANSFERABILITY	535	1.105
SEBI Reg.		Regulation 115	Lock-in of specified securities held by the promoters	535	1.105
SEBI Reg.		Regulation 116	Lock-in of specified securities lent to stabilising agent under green shoe option	536	1.106
SEBI Reg.		Regulation 117	Lock-in of party-paid securities	536	1.106
SEBI Reg.		Regulation 118	Inscription or recording of non-transferability	536	1.106
SEBI Reg.		Regulation 119	Pledge of locked-in specified securities	537	1.107

SEBI Regulations

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Reg.		Regulation 120	Transferability of locked-in specified securities	537	1.107
SEBI Reg.			DISCLOSURES IN AND FILING OF OFFER DOCUMENTS	537	1.107
SEBI Reg.		Regulation 122	Disclosures in the draft offer document and the offer document	537	1.107
SEBI Reg.		Regulation 123	Filing of the draft offer document and offer documents	538	1.108
SEBI Reg.		Regulation 124	Draft offer document and offer document to be available to the public	539	1.109
SEBI Reg.			PRICING	540	1.110
SEBI Reg.		Regulation 125	Face value of equity shares	540	1.110
SEBI Reg.		Regulation 126	Pricing	540	1.110
SEBI Reg.		Regulation 127	Price and Price Band	540	1.110
SEBI Reg.		Regulation 128	Differential pricing	541	1.111
SEBI Reg.			ISSUANCE CONDITIONS AND PROCEDURE	541	1.111
SEBI Reg.		Regulation 129	Allocation in the net offer	541	1.111
SEBI Reg.		Regulation 130	Reservation on a competitive basis	543	1.113
SEBI Reg.		Regulation 131	Abridged prospectus	544	1.114
SEBI Reg.		Regulation 133	Availability of issue materia	544	1.114
SEBI Reg.		Regulation 134	Prohibition on payment of incentives	544	1.114
SEBI Reg.		Regulation 135	Security deposit	544	1.114
SEBI Reg.		Regulation 136	Underwriting	545	1.115
SEBI Reg.		Regulation 137	Monitoring agency	545	1.115
SEBI Reg.		Regulation 139	Issue-related advertisements	546	1.116
SEBI Reg.		Regulation 140	Opening of the issue	546	1.116
SEBI Reg.		Regulation 141	Minimum subscription	546	1.116
SEBI Reg.		Regulation 142	Period of subscription	547	1.117
SEBI Reg.		Regulation 143	Application and minimum application value	547	1.117
SEBI Reg.		Regulation 144	Manner of calls	547	1.117
SEBI Reg.		Regulation 145	Allotment procedure and basis of allotment	548	1.118
SEBI Reg.		Regulation 146	Allotment, refund and payment of interest	548	1.118
SEBI Reg.		Regulation 147	Post-issue Advertisements	549	1.119
SEBI Reg.		Regulation 148	Post-issue responsibilities of the lead manager(s)	549	1.119
SEBI Reg.		Regulation 149	Release of subscription money	550	1.120
SEBI Reg.		Regulation 151	Post- issue reports	550	1.120
SEBI Reg.			MISCELLANEOUS	550	1.120
SEBI Reg.		Regulation 152	Restriction on further capital issues	550	1.120
SEBI Reg.		Regulation 153	Price stabilisation through green shoe option	551	1.121
SEBI Reg.			THE SECURITIES AND EXCHANGE BOARD OF INDIA (SUBSTANTIAL ACQUISITION OF SHARES AND TAKEOVERS) REGULATIONS, 2011	553	1.123
SEBI Reg.	1		INTRODUCTION	553	1.123
SEBI Reg.		Regulation 2	RELEVANT TERMINOLOGIES	553	1.123
SEBI Reg.			SUBSTANTIAL ACQUISITION OF SHARES, VOTING RIGHTS OR CONTROL	556	1.126
SEBI Reg.		Regulation 3	Substantial acquisition of shares or voting rights	556	1.126
SEBI Reg.		Regulation 3	Threshold limits for acquisition of shares/voting rights	556	1.126
SEBI Reg.		Regulation 4	Acquisition of control	557	1.127
SEBI Reg.			OBLIGATIONS:	558	1.128
SEBI Reg.		Regulation 24	Directors of the target company	558	1.128
SEBI Reg.		Regulation 25	Obligations of the acquirer	559	1.129
SEBI Reg.		Regulation 26	Obligations of the target company	560	1.130
SEBI Reg.		Regulation 27	Obligations of the manager to the open offer	562	1.132
SEBI Reg.			DISCLOSURES OF SHAREHOLDING AND CONTROL	563	1.133

SEBI Regulations

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
SEBI Reg.		Regulation 28	Disclosure-related provisions	563	1.133
SEBI Reg.		Regulation 29	Disclosure of acquisition and disposal	563	1.133
SEBI Reg.		Regulation 31	Disclosure of encumbered shares	564	1.134
SEBI Reg.			SECURITIES AND EXCHANGE BOARD OF INDIA (PROHIBITION OF INSIDER TRADING) REGULATIONS, 2015	565	1.135
SEBI Reg.		Regulation 2	DEFINITIONS	566	1.136
SEBI Reg.			RESTRICTIONS ON COMMUNICATION AND TRADING BY INSIDERS	568	1.138
SEBI Reg.		Regulation 3	Communication or procurement of unpublished price sensitive information (UPSI)	568	1.138
SEBI Reg.		Regulation 4	Trading when in possession of unpublished price sensitive information	570	1.140
SEBI Reg.		Regulation 5	Trading Plans	572	1.142
SEBI Reg.			DISCLOSURES OF TRADING BY INSIDERS	575	1.145
SEBI Reg.		Regulation 6	General provisions	575	1.145
SEBI Reg.		Regulation 7	Disclosures by certain persons	575	1.145
SEBI Reg.		Regulation 7	Disclosures by other connected persons	576	1.146
SEBI Reg.		Regulation 7B	Brief process flow of submission to the SEBI	577	1.147
SEBI Reg.		Regulation 8	Code of Fair Disclosure	577	1.147
SEBI Reg.		Regulation 9	Code of Conduct	578	1.148
SEBI Reg.		Section 15G	Penalty for insider trading	579	1.149

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
FEMA	1		INTRODUCTION	581	1.02
FEMA	1		Salient Features of the Act	581	1.02
FEMA	2		PREAMBLE, EXTENT, APPLICATION AND COMMENCEMENT OF FEMA, 1999	582	1.03
FEMA	2	Section 1	Short title, extent, application and commencement.	582	1.03
FEMA	3	Section 2	Definitions.	583	1.04
FEMA	4		RESIDENTIAL STATUS UNDER FEMA, 1999	586	1.07
FEMA	5		REGULATION AND MANAGEMENT OF FOREIGN EXCHANGE	591	1.12
FEMA	5	Section 3	Dealing in foreign exchange, etc.	591	1.12
FEMA	5	Section 4	Holding of foreign exchange, etc.	592	1.13
FEMA	5	Section 5	Current account transactions.	593	1.14
FEMA	5		SCHEDULE I - Transactions for which drawal of foreign exchange is prohibited	595	1.16
FEMA	5		SCHEDULE II - Transactions, which require prior approval of Government of India	595	1.16
FEMA	5		SCHEDULE III - Facilities for individuals - Transactions require RBI's prior approval	596	1.17
FEMA	5		Liberalised Remittance Scheme	597	1.18
FEMA	5		SCHEDULE III - Facilities for persons other than individual - Transactions which require RBI's prior approval	597	1.18
FEMA	5		SCHEDULE III - Procedure	598	1.19
FEMA	5		Exemption for remittance from RFC Account	598	1.19
FEMA	5		Exemption for remittance from EEFC Account	598	1.19
FEMA	5		Exemption for payment by International Credit Card while on a visit abroad	598	1.19
FEMA	5		Liberalised Remittance Scheme	599	1.20
FEMA	5		IMPORT OF GOODS AND SERVICES - Basics	599	1.20
FEMA	5		General Guidelines for Imports: These General Guidelines deals with the imports relating to foreign exchange transactions.	600	1.21
FEMA	5		General Guidelines	600	1.21
FEMA	5		Remittances for Import Payments	600	1.21
FEMA	5		Obligation of Purchaser of Foreign Exchange	600	1.21
FEMA	5		Time Limit for Settlement of Import Payments	601	1.22
FEMA	5		Extension of Time	601	1.22
FEMA	5		Import of Foreign Exchange / Indian Rupees	602	1.23
FEMA	5		Import of Foreign Exchange into India	602	1.23
FEMA	5		Import of Indian Currency and Currency Notes	603	1.24
FEMA	5		Issue of Guarantees by an Authorised Dealer:	603	1.24
FEMA	5	Section 6	Capital account transactions.	604	1.25
FEMA	5		SCHEDULE I - permissible transactions by persons resident in India	608	1.29
FEMA	5		SCHEDULE II - permissible transactions by persons resident outside India	608	1.29
FEMA	5		Transactions with no restriction	609	1.30
FEMA	5		Prohibited Transactions	609	1.30
FEMA	5		ECB Framework - Currency of borrowing	611	1.32
FEMA	5		ECB Framework - Forms of ECB	611	1.32
FEMA	5		ECB Framework - Eligible borrowers	612	1.33
FEMA	5		ECB Framework - Recognised lenders	612	1.33
FEMA	5		ECB Framework - Minimum Average Maturity Period (MAMP)	613	1.34
FEMA	5		ECB Framework - All-in-cost ceiling per annum	614	1.35
FEMA	5		ECB Framework - Other costs	614	1.35
FEMA	5		ECB Framework - End-uses (Negative list)	614	1.35
FEMA	5		ECB Framework - Exchange rate	614	1.35
FEMA	5		ECB Framework - Hedging provision	614	1.35

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
FEMA	5		ECB Framework - Change of currency of borrowing	616	1.37
FEMA	5		ECB Framework - Parking of ECB proceeds	617	1.38
FEMA	5		ECB Framework - Procedure of raising ECB	617	1.38
FEMA	5		ECB Framework - Reporting Requirements	617	1.38
FEMA	5		ECB Framework - Loan Registration Number (LRN)	617	1.38
FEMA	5		ECB Framework - Changes in terms and conditions of ECB	618	1.39
FEMA	5		ECB Framework - Monthly Reporting of actual transactions:	618	1.39
FEMA	5		ECB Framework - Late Submission Fee (LSF) for delay in reporting:	618	1.39
FEMA	5		ECB Framework - Standard Operating Procedure (SOP) for Untraceable Entities:	618	1.39
FEMA	5		ECB Framework - Powers delegated to AD Category I banks to deal with ECB cases	619	1.40
FEMA	5		ECB Framework - Change of the AD Category I bank:	619	1.40
FEMA	5		ECB Framework - Cancellation of LRN:	619	1.40
FEMA	5		ECB Framework - Refinancing of existing ECB	619	1.40
FEMA	5		ECB Framework - Conversion of ECB into equity	619	1.40
FEMA	5		ECB Framework - Security for raising ECB	620	1.41
FEMA	5		ECB Framework - Creation of Charge on Immovable Assets	621	1.42
FEMA	5		ECB Framework - Creation of Charge on Movable Assets	621	1.42
FEMA	5		ECB Framework - Creation of Charge over Financial Securities	621	1.42
FEMA	5		ECB Framework - Issue of Corporate or Personal Guarantee	622	1.43
FEMA	5		ECB Framework - Additional Requirements	622	1.43
FEMA	5		ECB Framework - Special Dispensations	622	1.43
FEMA	5		ECB Framework - ECB facility for Oil Marketing Companies	622	1.43
FEMA	5		ECB Framework - ECB facility for Startups	623	1.44
FEMA	5		ECB Framework - Borrowing by Entities under Investigation	624	1.45
FEMA	5		ECB Framework - ECB by entities under restructuring/ ECB facility for refinancing stressed assets:	624	1.45
FEMA	5		ECB Framework - Dissemination of information	625	1.46
FEMA	5		ECB Framework - Compliance with the guidelines:	625	1.46
FEMA	5		OVERSEAS INVESTMENT RULES, 2022	625	1.46
FEMA	5		Definitions	626	1.47
FEMA	5		Non-Applicability of Rules and Regulations relating thereto in Certain Cases	628	1.49
FEMA	5		Debt instruments and non-debt instruments	629	1.50
FEMA	5		Rights issue and bonus shares	629	1.50
FEMA	5		Prohibition on investment outside India	630	1.51
FEMA	5		Overseas Investment	630	1.51
FEMA	5		No Objection Certificate	631	1.52
FEMA	5		Manner of making overseas investment	631	1.52
FEMA	5		Pricing guidelines	632	1.53
FEMA	5		Transfer or liquidation.	632	1.53
FEMA	5		Restructuring	633	1.54
FEMA	5		Restrictions and prohibitions	633	1.54
FEMA	5		Requirements for investment to be specified by Reserve Bank–	634	1.55
FEMA	5		Restriction on acquisition or transfer of immovable property outside India	634	1.55
FEMA	5		Schedule I - Manner of making Overseas Direct Investment by Indian entity	635	1.56
FEMA	5		ODI by Indian entity - Manner of making ODI	635	1.56
FEMA	5		ODI by Indian entity - ODI in financial services activity	636	1.57
FEMA	5		ODI by Indian entity - Limit for financial commitment	636	1.57

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
FEMA	5		Schedule II - Manner of making Overseas Portfolio Investment (OPI) by an Indian entity	637	1.58
FEMA	5		Schedule III - Manner of making Overseas Investment by resident individual	637	1.58
FEMA	5		Manner of making OI by resident individual - Manner of making OI	637	1.58
FEMA	5		Manner of making OI by resident individual - Acquisition by way of gift or inheritance	638	1.59
FEMA	5		Manner of making OI by resident individual - Acquisition of shares or interest under Employee Stock Ownership Plan or Employee Benefits Scheme or sweat equity shares	639	1.60
FEMA	5		Schedule IV - Overseas Investment by person resident in India other than Indian entity and resident Individual	639	1.60
FEMA	5		ODI by Registered Trust or Society	639	1.60
FEMA	5		OI by Mutual Funds or Venture Capital Funds or Alternative Investment Funds	639	1.60
FEMA	5		Opening of Demat Accounts by clearing corporations of stock exchanges and clearing members	640	1.61
FEMA	5		Acquisition and transfer of foreign securities by domestic depositor	640	1.61
FEMA	5		Acquisition and transfer of foreign securities by AD bank	640	1.61
FEMA	5		Schedule V - Overseas Investment in IFSC by person resident in India	640	1.61
FEMA	5		Foreign Exchange Management (Overseas Investment) Regulations, 2022	641	1.62
FEMA	5	Regulation 3	Financial commitment by Indian entity by modes other than equity capital-	641	1.62
FEMA	5	Regulation 4	Financial commitment by Indian entity by way of debt	641	1.62
FEMA	5	Regulation 5	Financial commitment by way of guarantee	642	1.63
FEMA	5	Regulation 6	Financial commitment by way of pledge or charge	643	1.64
FEMA	5	Regulation 7	Acquisition or transfer by way of deferred payment	644	1.65
FEMA	5	Regulation 8	Mode of payment	644	1.65
FEMA	5	Regulation 9	Obligations of person resident in India	644	1.65
FEMA	5	Regulation 10	Reporting requirements for Overseas Investment-	645	1.66
FEMA	5	Regulation 10	Annual Performance Report	646	1.67
FEMA	5	Regulation 11	Delay in reporting	647	1.68
FEMA	5	Regulation 12	Restriction on further financial commitment or transfer	647	1.68
FEMA	5	Section 7	Export of goods and services.	647	1.68
FEMA	5		Foreign Exchange Management (Export of Goods and Services) Regulations, 2015	648	1.69
FEMA	5 (1)		Short title and commencement:	648	1.69
FEMA	5 (2)		Definitions:	648	1.69
FEMA	5 (3)	Regulation 3	Declaration of exports	648	1.69
FEMA	5 (4)	Regulation 4	Exemptions	649	1.70
FEMA	5 (5)	Regulation 5	Indication of importer-exporter code number:	650	1.71
FEMA	5 (6)	Regulation 6	Authority to whom declaration is to be furnished and the manner of dealing with the declaration:	651	1.72
FEMA	5 (6)	Regulation 6	Declaration in Form EDF	651	1.72
FEMA	5 (6)	Regulation 6	Declaration in Form SOFTEX	651	1.72
FEMA	5 (6)	Regulation 6	Duplicate Declaration Forms to be retained with Authorised Dealers	651	1.72
FEMA	5 (7)	Regulation 7	Evidence in support of declaration:	651	1.72
FEMA	5 (8)	Regulation 8	Manner of payment of export value of goods	652	1.73
FEMA	5 (9)	Regulation 9	Period within which export value of goods/software/ services to be realised:	652	1.73
FEMA	5 (10)	Regulation 10	Submission of export documents	653	1.74
FEMA	5 (11)	Regulation 11	Transfer of documents	653	1.74
FEMA	5 (12)	Regulation 12	Payment for the Export	653	1.74
FEMA	5 (13)	Regulation 13	Certain Exports requiring prior approval	654	1.75
FEMA	5 (14)	Regulation 14	Delay in Receipt of Payment	654	1.75

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
FEMA	5 (15)	Regulation 15	Advance payment against exports	655	1.76
FEMA	5 (16)	Regulation 16	Issue of directions by Reserve Bank in certain cases	655	1.76
FEMA	5 (17)	Regulation 17	Project exports	656	1.77
FEMA	5	Section 8	Realisation and repatriation of foreign exchange.	656	1.77
FEMA	5	Section 9	Exemption from realisation and repatriation in certain cases.	656	1.77
FEMA	6	Section 10	Authorised person.	657	1.78
FEMA	6		Off Shore Banking Unit	657	1.78
FEMA	6		Appointment of authorized person	657	1.78
FEMA	6	Section 11	Reserve Bank's powers to issue directions to authorised person.	658	1.79
FEMA	6		Penalty for Contravention of Directions by an Authorised Person	659	1.80
FEMA	6	Section 12	Power of Reserve Bank to inspect authorised person.	659	1.80
FEMA	7		CONTRAVENTIONS AND PENALTIES IN BRIEF	660	1.81
FEMA	7	Section 13	Penalties.	660	1.81
FEMA	7	Section 14	Enforcement of the orders of Adjudicating Authority. 14A. Power of recover arrears of penalty.	661	1.82
FEMA	7	Section 14A	Power to recover arrears of penalty	662	1.83
FEMA	8		COMPOUNDING OF OFFENCES	663	1.84
FEMA	8	Section 15	Power to compound contravention.	663	1.84
FEMA	9		ADJUDICATION AND APPEAL	663	1.84
FEMA	9	Section 16	Appointment of Adjudicating Authority.	664	1.85
FEMA	9	Section 17	Appeal to Special Director (Appeals).	664	1.85
FEMA	9	Section 18	Appellate Tribunal.	664	1.85
FEMA	9	Section 19	Appeal to Appellate Tribunal.	664	1.85
FEMA	9	Section 35	Appeal to High Court.	665	1.86
FEMA	9		DIRECTORATE OF ENFORCEMENT	665	1.86
FEMA	9	Section 36	Directorate of Enforcement.	665	1.86
FEMA	9	Section 37	Power of search, seizure, etc.	666	1.87
FEMA	9	Section 38	Empowering other officers.	666	1.87
FEMA	9	Section 39	Presumption as to documents in certain cases.	666	1.87
FEMA	9	Section 40	Suspension of operation of this Act.	666	1.87
FEMA	9	Section 41	Power of Central Government to give directions.	666	1.87
FEMA	9	Section 42	Contravention by companies.	666	1.87
FEMA	9	Section 43	Death or insolvency in certain cases.	666	1.87
FEMA	9	Section 44	Bar of legal proceedings.	666	1.87

FCRA

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
FCRA	1		INTRODUCTION	670	2.02
FCRA	1	Section 1	Short title, extent, application and commencement.	672	2.04
FCRA	2		IMPORTANT DEFINITIONS	672	2.04
FCRA	2	Section 2	Definitions.	672	2.04
FCRA	2	Section 2(1)(j)	Foreign Source	673	2.05
FCRA	2	Section 2(1)(h)	Foreign Contribution	674	2.06
FCRA	3		REGULATION OF FOREIGN CONTRIBUTION AND FOREIGN HOSPITALITY	677	2.09
FCRA	3 I		Prohibition to accept foreign contribution.	677	2.09
FCRA	3 II		Persons to whom section 3 shall not apply.	680	2.12
FCRA	3 II		Procedure to notify an organisation of a political nature.	679	2.11
FCRA	3 III		Restriction on acceptance of foreign hospitality.	681	2.13
FCRA	3 III	Section 6	Intimation to CG in case of availing Foreign hospitality	681	2.13
FCRA	3 III	Rule 7	foreign hospitality may be received by specified categories of persons in the following manner	681	2.13
FCRA	3 IV	Section 7	Prohibition to transfer foreign contribution to other person.	682	2.14
FCRA	3 V	Section 8	Restriction to utilise foreign contribution for administrative purpose.	682	2.14
FCRA	3 V		Administrative Expenses	683	2.15
FCRA	3 V	Section 9	Power of Central Government to prohibit receipt of foreign contribution, etc., in certain cases.	683	2.15
FCRA	3 V	Section 10	Power to prohibit payment of currency received in contravention of the Act.	684	2.16
FCRA	3 V		Action in respect of article, currency or security received in contravention of the Act.	685	2.17
FCRA	4		REGISTRATION	685	2.17
FCRA	4	Section 11	Registration of certain persons with Central Government.	686	2.18
FCRA	4		No person having a definite cultural, economic, educational, religious or social programme	686	2.18
FCRA	4		Acceptance of foreign contribution after obtaining prior permission of the Central Government	686	2.18
FCRA	4		Forms for Application under Section 11	686	2.18
FCRA	4	Section 12	Grant of certificate of registration.	688	2.20
FCRA	4		Conditions to be met for the grant of registration and prior permission	688	2.20
FCRA	4		Procedure for grant of certificate of Registration / Prior Permission	689	2.21
FCRA	4	Rule 9A	Permission for receipt of foreign contribution in application for obtaining prior permission	690	2.22
FCRA	4	Section 12A	Power of Central Government to require Aadhaar number, etc., as identification document.	691	2.23
FCRA	4	Section 13	Suspension of certificate.	691	2.23
FCRA	4		Circumstances when certificate may be suspended	691	2.23
FCRA	4		Effect of suspension	691	2.23
FCRA	4	Rule 14	extent of amount that can be utilised in case of suspension of the certificate of registration.	691	2.23
FCRA	4	Section 14	Cancellation of certificate.	692	2.24
FCRA	4		Grounds for Cancellation of certificate	692	2.24
FCRA	4		Cooling period of three years - Cancellation	692	2.24
FCRA	4	Section 14A	Surrender of certificate.	693	2.25
FCRA	4		Voluntary surrender of certificate	693	2.25
FCRA	4	Section 15	Management of foreign contribution of person whose certificate has been cancelled or surrendered.	693	2.25
FCRA	4	Section 16	Renewal of certificate.	694	2.26
FCRA	4		Period for applying for renewal of certificate	694	2.26

FCRA

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
FCRA	4		Filing of an application to CG	694	2.26
FCRA	4		Period for renewal of certificate	695	2.27
FCRA	4		Procedure where certificate has lapsed or ceased to be valid:	695	2.27
FCRA	5		ACCOUNTS, INTIMATION, AUDIT AND DISPOSAL OF ASSETS, ETC.	696	2.28
FCRA	5	Section 17	Foreign contribution through scheduled bank.	696	2.28
FCRA	5		Reporting by banks of receipt of foreign contribution	696	2.28
FCRA	5	Section 18	Intimation.	697	2.29
FCRA	5		Intimation of foreign contribution by the recipient.	697	2.29
FCRA	5	Section 19	Maintenance of accounts.	698	2.30
FCRA	5	Section 20	Audit of accounts.	698	2.30
FCRA	5	Section 21	Intimation by candidate for election.	699	2.31
FCRA	5	Regulation 18	Foreign contribution received by a candidate for election	699	2.31
FCRA	5	Section 22	Disposal of assets created out of foreign contribution.	699	2.31
FCRA	6		ADJUDICATION	699	2.31
FCRA	6	Section 28	Confiscation of article or currency or security obtained in contravention of the Act.	700	2.32
FCRA	6	Section 29	Adjudication of confiscation.	700	2.32
FCRA	6	Section 30	Procedure for confiscation.	700	2.32
FCRA	7		APPEAL & REVISION	700	2.32
FCRA	7	Section 31	Appeal.	700	2.32
FCRA	7	Section 32	Revision of orders by Central Government.	701	2.33
FCRA	8		OFFENCES AND PENALTIES	702	2.34
FCRA	8	Section 33	Making of false statement, declaration or delivering false accounts.	702	2.34
FCRA	8	Section 34	Penalty for article or currency or security obtained in contravention of section 10.	703	2.35
FCRA	8	Section 35	Punishment for contravention of any provision of the Act.	703	2.35
FCRA	8	Section 36	Power to impose additional fine where article or currency or security is not available for confiscation.	703	2.35
FCRA	8	Section 37	Penalty for offences where no separate punishment has been provided.	703	2.35
FCRA	8	Section 38	Prohibition of acceptance of foreign contribution.	704	2.36
FCRA	8	Section 39	Offences by companies.	704	2.36
FCRA	8	Section 40	Bar on prosecution of offences under the Act.	704	2.36
FCRA	8	Section 41	Composition of certain offences.	704	2.36
FCRA	9		MISCELLANEOUS	705	2.37
FCRA	9	Section 42	Power to call for information or document.	705	2.37
FCRA	9	Section 43	Investigation into cases under the Act.	705	2.37
FCRA	9	Section 46	Power of Central Government to give directions.	706	2.38
FCRA	9	Section 47	Delegation of powers.	706	2.38
FCRA	9	Section 48	Power to make rules.	706	2.38
FCRA	9	Section 50	Power to exempt in certain cases.	706	2.38
FCRA	9	Section 51	Act not to apply to certain Government transactions.	706	2.38
FCRA	9	Section 52	Application of other laws not barred.	706	2.38

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
IBC	1	Basics	INTRODUCTION	708	3.02
IBC	1	Basics	Concept of Insolvency and Bankruptcy	708	3.02
IBC	1	Basics	Relationship between Bankruptcy, Insolvency & Liquidation	709	3.03
IBC	1	Basics	Objectives	710	3.04
IBC	1	Basics	Preamble of the Code	710	3.04
IBC	1	Basics	Foundation of Code	712	3.06
IBC	1	Basics	Initiation of Corporate Insolvency Resolution Process ("CIRP"	712	3.06
IBC	1	Basics	Flow of insolvency resolution process for individuals	714	3.08
IBC	1	Section 1	Short title, extent and commencement.	715	3.09
IBC	1	Section 2	Application of Code	716	3.10
IBC	1	Section 2	Non-applicability of the Code	717	3.11
IBC	2	Section 3	Definitions.	717	3.11
IBC	2	Section 5	Definitions.	722	3.16
IBC	3		CORPORATE INSOLVENCY RESOLUTION PROCESS	727	3.21
IBC	3	Section 4	Application of this Part.	727	3.21
IBC	3 I	Section 4	Application to National Company Law Tribunal	729	3.23
IBC	3 I	Section 4	Filing of application before NCLT	730	3.24
IBC	3 II	Section 6	Who can initiate insolvency resolution process?	730	3.24
IBC	3 IIA	Section 7	Initiation of corporate insolvency resolution process by financial creditor	730	3.24
IBC	3 IIA(1)	Section 7	Filing of application before adjudicating authority	730	3.24
IBC	3 IIA(2)	Section 7	Procedure to be followed by the Financial creditor	731	3.25
IBC	3 IIA(3)	Section 7	Time period for determination of default:	731	3.25
IBC	3 IIA(4)	Section 7	Order	733	3.27
IBC	3 IIA(5)	Section 7	Commencement of corporate insolvency resolution process	733	3.27
IBC	3 IIA(6)	Section 7	Communication of Order:	733	3.27
IBC	3 IIA(7)	Section 7	Withdrawal of application	733	3.27
IBC	3 IIB	Section 8	Initiation of corporate insolvency resolution process by operational creditor	736	3.30
IBC	3 IIB(1)	Section 8	Serving of demand Notice	736	3.30
IBC	3 IIB(2)	Section 9	Application for initiation of Corporate Insolvency Resolution Process by operational creditor after issue of demand notice	736	3.30
IBC	3 IIB(2)(i)	Section 9	Filing of application by operational creditor	736	3.30
IBC	3 IIB(2)(ii)	Section 9	Providing of documents/ information	736	3.30
IBC	3 IIB(3)	Section 9	Appointment of IRP	737	3.31
IBC	3 IIB(4)	Section 9	Order of an adjudicating authority	737	3.31
IBC	3 IIB(5)	Section 9	Withdrawal of application before or after admission	738	3.32
IBC	3 IIB(6)	Section 9	Commencement of insolvency resolution process:	738	3.32
IBC	3 IIC	Section 10	Initiation of corporate insolvency resolution process by corporate applicant	738	3.32
IBC	3 IIC(1)	Section 10	Commission of default	738	3.32
IBC	3 IIC(2)	Section 10	Furnishing of information:	738	3.32
IBC	3 IIC(3)	Section 10	Admission/rejection of application	739	3.33
IBC	3 IIC(4)	Section 10	Commencement of insolvency resolution process	739	3.33
IBC	3 III	Section 10A	Suspension of initiation of corporate insolvency resolution process.	739	3.33
IBC	3 IV	Section 11	Persons not entitled to make application.	740	3.34
IBC	3 V	Section 11A	Disposal of applications under section 54C and under section 7 or section 9	741	3.35
IBC	3 VI	Section 11A	Adjudication: Admission or Rejection of Application	741	3.35
IBC	3 VII	Section 12	Time-limit for completion of insolvency resolution process.	741	3.35
IBC	3 VII(1)	Section 12	Period for completion of insolvency process:	741	3.35
IBC	3 VII(2)	Section 12	Filing of application for extension of period:	741	3.35

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
IBC	3 VII(3)	Section 12	Period of extension:	742	3.36
IBC	3 VIII	Section 12	Appointment of Interim Resolution Professional	742	3.36
IBC	3 IX	Section 12A	Withdrawal of application admitted under section 7, 9 or 10.	743	3.37
IBC	3 IX(1)	Section 12A	Before formation of Committee of Creditors	743	3.37
IBC	3 IX(2)	Section 12A	After Committee of Creditors is formed	743	3.37
IBC	3 X	Section 13	Declaration of moratorium and public announcement.	743	3.37
IBC	3 X	Section 14	Moratorium.	744	3.38
IBC	3 X(1)	Section 14	Declaration of moratorium period	744	3.38
IBC	3 X(2)	Section 14	The supply of essential goods or services	744	3.38
IBC	3 X(3)	Section 14	Prohibited Acts:	745	3.39
IBC	3 X(4)	Section 14	Effect of the order of moratorium	745	3.39
IBC	3 X	Section 14	When Moratorium period shall cease to have effect	745	3.39
IBC	3 X	Section 15	Public announcement of corporate insolvency resolution process.	746	3.40
IBC	3 XI	Section 16	Appointment and tenure of interim resolution professional.	746	3.40
IBC	3 XI	Section 18	Duties to be performed by the Interim Resolution Professional	746	3.40
IBC	3 XI	Section 17	Management of affairs of corporate debtor by interim resolution professional	747	3.41
IBC	3 XI	Section 17	Powers of IRP	747	3.41
IBC	3 XI	Section 20	Management of operations of corporate debtor as going concern	748	3.42
IBC	3 XI	Section 20	Manner of submission of proof of claims to IRP:	748	3.42
IBC	3 XII	Section 22	Appointment of resolution professional.	749	3.43
IBC	3 XII	Section 23	Resolution professional to conduct corporate insolvency resolution process.	749	3.43
IBC	3 XII	Section 25	Duties of resolution professional.	750	3.44
IBC	3 XII	Regulation 3	Eligibility of an insolvency Professional to be appointed as a Resolution Professional	751	3.45
IBC	3 XII	Section 5(13)	Fees of Resolution Professional	751	3.45
IBC	3 XII	Section 27	Replacement of resolution professional by committee of creditors.	751	3.45
IBC	3 XII	Section 29	Preparation of information memorandum.	752	3.46
IBC	3 XII	Section 29	Relevant information	752	3.46
IBC	3 XIII	Section 21	Committee of creditors.	752	3.46
IBC	3 XIII	Section 21	Constitution of CoC	752	3.46
IBC	3 XIII	Section 21	When FC/ authorized representative is not entitled to participate in the CoC	752	3.46
IBC	3 XIII	Section 21	Where debts owed to two or more FC	753	3.47
IBC	3 XIII	Section 21	Any person is a financial creditor as well as an operational creditor	753	3.47
IBC	3 XIII	Section 21	Consortium arrangement of FC	753	3.47
IBC	3 XIII	Section 21	Voting by authorised representative of class of FC	753	3.47
IBC	3 XIII	Section 21	Who can act as an authorised representative?	754	3.48
IBC	3 XIII	Section 21	Authorised Representative from the State or Union Territory having highest number of creditors in class	754	3.48
IBC	3 XIII	Section 21	Rights of Authorised representative	754	3.48
IBC	3 XIII	Section 24	Meeting of committee of creditors.	755	3.49
IBC	3 XIII	Section 24	Composition	755	3.49
IBC	3 XIII	Regulation 16(3)	Procedure for conduct of meeting of CoC	755	3.49
IBC	3 XIII	Regulation 17	Filing of report certifying constitution of the committee	756	3.50
IBC	3 XIII	Regulation 17	First Meeting of Creditors	756	3.50
IBC	3 XIII	Regulation 18	Meetings of the committee	756	3.50
IBC	3 XIII	Regulation 19	Notice for meetings of the committee	756	3.50
IBC	3 XIII	Regulation 22	Quorum for the Meeting	757	3.51
IBC	3 XIII	Section 28	Approval of committee of creditors for certain actions.	757	3.51
IBC	3 XIII	Regulation 25	Voting by the committee	758	3.52

Chapter	Heading in SM	Section/Rule/Regulation	Description	Concept File Pg no	SM Pg No
IBC	3 XIII	Section 25A	Rights and duties of authorised representative of financial creditors.	758	3.52
IBC	3 XIII	Section 25A	Right to vote and participate to the authorize representative in CoC Meetings	758	3.52
IBC	3 XIII	Section 25A	To circulate the agenda and minutes	758	3.52
IBC	3 XIII	Section 25A	To act in the interest of Financial Creditor	759	3.53
IBC	3 XIII	Section 25A	Cast of vote by authorized representative	759	3.53
IBC	3 XIII	Section 25A	Instruction/ information filed by the authorised representative received by the FC he represents with CoC for voting	759	3.53
IBC	3 XIII	Regulation 25A	Voting by Authorised Representative	759	3.53
IBC	3 XIV	Section 29A	Person not eligible to be resolution applicant.	759	3.53
IBC	3 XV	Section 5(26)	Resolution Plan	762	3.56
IBC	3 XV	Section 30	Duty of resolution professional on submission of Resolution plan	763	3.57
IBC	3 XV	Section 30	Seeking approval of CoC	764	3.58
IBC	3 XV		Attending of meeting by resolution applicant:	764	3.58
IBC	3 XV		Voting on resolution plan	765	3.59
IBC	3 XV	Section 30	Submission of resolution plan.	765	3.59
IBC	3 XV	Section 31	Approval of resolution plan.	765	3.59
IBC	3 XV		Consequences of approval:	766	3.60
IBC	3 XV	Section 32A	Liability for prior offences, etc.	766	3.60
IBC			Liability of a Corporate Debtor for an offence committed prior to the commencement of the corporate insolvency resolution process	766	3.60
IBC			When no action against the property of the corporate debtor shall be taken	767	3.61
IBC	3 XV	Section 61	Appeals and Appellate Authority.	767	3.61
IBC			Appeal against Approval of Resolution Plan	767	3.61
IBC	3 XV		Consequences of non-submission of a Resolution Plan:	768	3.62
IBC	3 XV	Regulation 40A	Model time-line for corporate insolvency resolution process.	768	3.62
IBC	3 XV	Regulation 40B	Filing of Forms	768	3.62
IBC	4		LIQUIDATION PROCESS	769	3.63
IBC	4	Section 33	Initiation of liquidation.	769	3.63
IBC	4	Section 33	Intimation of the decision of the committee of creditors to liquidate to Adjudicating authority	770	3.64
IBC	4	Section 33	Contravention of resolution plan as approved by the Adjudicating Authority	770	3.64
IBC	4	Section 33	Determination of contravention of the provisions of the resolution plan	770	3.64
IBC	4	Section 33	Bar to filing of suits and legal proceedings	770	3.64
IBC	4	Section 33	Order to be deemed to be notice of discharge	770	3.64
IBC	4	Section 33	Events triggering liquidation	771	3.65