



SECURITIES & EXCHANGE COMMISSION OF PAKISTAN

(Adjudication Department-II, Adjudication Division)

4th Floor State Life Building No.2, Wallace Road, Karachi.

Website: www.secp.gov.pk

CASE No. 4290/2020

BEFORE THE ADDITIONAL REGISTRAR/ADJUDICATING OFFICER

ORDER UNDER SECTION 130 READ WITH SECTION 479 OF THE COMPANIES ACT, 2017

IN THE MATTER OF M/S. KAMDAR BUILDERS (PRIVATE) LIMITED

Present: None present for hearing

Date of hearing: 04-06-2021

1. This Order shall dispose of the proceedings initiated under Section-130 of the Companies Act, 2017 ("The Act"), vide Show Cause Notice dated 14-12-2020 ["the Notice"].
2. The facts of the case are that the company was required to file its annual returns within thirty days from the date of the Annual General Meeting (AGM) held in the year or, when no such meeting is held or if held is not concluded, from the last day of the calendar year to which it relates in terms of provisions of section 130(3) of the Act.
3. However, the record of the company registration office revealed that the company has failed to file its annual returns for the year 2019, in violation of the above said provisions of law.
4. This constituted violation of law and rendered the company liable to penalty of level – 1 on the standard scale, provided under section 130(6)(b) read with section 479(2) of the Act. Accordingly, taking cognizance of the matter, a Show Cause Notice dated 14-12-2020 was served to the company through its Chief Executive as well as the directors of the company, calling upon them to Show Cause in my office on 29-12-2020, subsequently adjourned to 02-06-2021 and finally to 04-06-2021, as to why the penalty laid down under the above mentioned section should not be imposed.
5. In response to the above-mentioned show cause notice, no one appeared before me in person for hearing. However, a written reply from the Chief Executive of the company, Mr. Anwar Fehmi Kamdar, was received on 04-June-2021 stating therein that the company had filed annual return for the financial year, 2019 on 23-09-2019. On the above-mentioned facts, we can assume that issuance of show cause notice to us was on the basis of some confusion and we hope these evidences is enough to satisfy your query.

6. Keeping in view the above facts and supporting documentary evidence, the subject proceedings are hereby dropped as this was not the fit case for initiating proceedings and the company is not liable to be adjudicated under section 130 of the "The Companies Act, 2017"
7. A copy of this order be placed on the record/file of the company for future reference and further appropriate action, if any, be taken by the concerned registrar accordingly.



**(ZIA UL BASHEED ABBASI)
ADJUDICATING OFFICER /
ADDITIONAL REGISTRAR**

Dated: 04-06-2021