



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. 4469/2021

BEFORE THE ADDITIONAL REGISTRAR/ADJUDICATING OFFICER

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

IN THE MATTER OF OMNI MOTORSPORT (PVT.) LIMITED


Present: None appeared (Authorized Representative)

Date of hearing: 08-06-2021

1. This Order shall dispose of the proceedings initiated under Section-130 of the Companies Act, 2017 ("The Act"), vide Show Cause Notice dated 25-01-2021 ["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 25-01-2021 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 09-02-2021, and subsequently adjourned to 08-06-2021, as to why the penalty laid down under the above mentioned section should not be imposed.
5. On the date of hearing, no one appeared for personal hearing. However, a written reply of company dated 11-02-2021 was received stating that the above said annual return has already been filed (copy of filing acknowledgement is attached).
6. Although, there is a considerable delay in filing of the request return and no justification has been furnished by the companies in this regard, the company has now made good of the default. Further, there is no evidence on the record that

the subject default has jeopardized the interest of any stakeholder. I am therefore, convinced to take a lenient view as the company has now become compliant. Hence, the subject default is hereby condoned. However, the management of the company is hereby warned not to repeat the said or any other default in future and ensure the timely compliances of all the statutory requirements of applicable laws, rules and Regulations.

7. A copy of this order be placed on the record/file of the company maintained by the registrar concerned for future reference and any action, if warranted.



(ZIA UL RASHEED ABBASI)
ADJUDICATING OFFICER /
ADDITIONAL REGISTRAR

Dated: 08-06-2021