



SECURITIES & EXCHANGE COMMISSION OF PAKISTAN
(COMPANY REGISTRATION OFFICE)

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

Website: www.secp.gov.pk

CASE No. 39/2022

BEFORE THE ADJUDICATING OFFICER

ORDER UNDER SECTION 132 READ WITH SECTION 479 OF THE COMPANIES ACT, 2017

IN THE MATTER OF PARADISE MERCHANT SERVICES (PVT) LIMITED

Present: None present for hearing nor any written response received from the company or its management.

Date of Final Hearing: 23-03-2022

1. This Order shall dispose of the proceedings initiated under Section 132 of the Companies Act, 2017 (The Act), vide Show Cause Notice dated 26-01-2022 ["the Notice"].
2. Whereas, every company was required to hold an Annual General Meeting (AGM) within sixteen months from the date of its incorporation and thereafter once in every calendar year within a period of one hundred and twenty days following the close of its financial year in terms of provision of section 132 (1) of the Act.
3. And whereas, the company has failed to hold the Annual General Meeting within the statutory time period, in violation of the above said provisions of law.
4. This constituted violation of law and rendered the company liable to a penalty of level - 1 on the standard scale provided under section 132 (5)(b) read with section 479(2) of the Act . Accordingly, taking cognizance of the matter, a Show Cause Notice dated 26-01-2022 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 22-02-2022 and subsequently adjourned to 09-03-2022 and 22-03-2022 respectively, as to why the penalty laid down under the above mentioned section should not be imposed.
5. However, in response to the above-mentioned show cause notice, neither anyone appeared before the undersigned for hearing nor any written reply was received from the subject company. In order to provide further opportunity of being heard and to meet the end of justice, two reminders / re-scheduled notices were also served upon the company. Yet, no response in any manner received from or on behalf of the company or its management.

6. The contentions of the Company Secretary that the AGM could not be held in accordance with law is not a justifiable excuse, as it shows negligence on the part of management of the company who is responsible to manage, pursue and make sure that AGM held by the company within statutory time period. However, keeping in view the assurance given by the Company Secretary that no such default would be repeated in future and the company shall ensure timely compliance of statutory requirements, I, hereby taking a lenient view, impose a token penalty of Rs.25,000/- on the company.
7. The management of the company is advised to deposit the fine amount within 30 days from the date of receipt of this order in any designated branches of MCB Bank Limited or UBL Bank and furnish original receipted challan to this office within the above said period and also directed to file the overdue statutory returns within 30 days from the date of receipt of this order positively.



(ZIA UL RASHEED ABBASI)
Adjudicating Officer /
Additional Registrar

Dated: 01-04-2022