**Before**

**Amir M. Khan Afridi, Director/HOD (Adjudication-I)**

**In the matter of Show Cause Notice issued to Dewan Sugar Mills Limited**

|  |  |
| --- | --- |
| Date of Hearing | December 9, 2021 |

**Order-Redacted Version**

Order dated March 3, 2022 was passed by Director/Head of Department (Adjudication-I) in the matter of Dewan Sugar Mills Limited. Relevant details are given as hereunder:

|  |  |
| --- | --- |
| **Nature** | **Details** |
| 1. Date of Action | Show cause notice dated June 15, 2021 |
| 1. Name of Company | Dewan Sugar Mills Limited |
| 1. Name of Individual\* | The proceedings were initiated against Eight Directors. |
| 1. Nature of Offence | Under Section 176 of the Companies Act, 2017 read with Section 479.thereof |
| 1. Action Taken | Key findings were reported in following manner:  I have gone through the facts of the case and observed that provisions of Section 176 of the Act are explicit and clear requiring the Board to meet at least once in every quarter. The Respondents failed to provide any reasonable justification for their failure to hold at least one Board meeting in each quarter during the FY ended September 30, 2020. After careful consideration of all the of the case, I am of the view that the Respondents have contravened subsection (3) of Section 176 of the Act and, therefore, are liable to be penalized under sub-section (4) of Section 176 of the Act read with Section 479 thereof. Therefore, in exercise of the powers conferred under Section 479 of the Act, I hereby impose a cumulative penalty of Rupees Forty thousand (Rs. 40,000).  Nothing in this Order may be deemed to prejudice the operation of any provision of the Act providing for imposition of penalties in respect of any default, omission, violation of the Act. |
| 1. Penalty Imposed | Cumulative Penalty of Rs. 40,000/- (Rupees Forty thousand only) was imposed on the Respondents. |
| 1. Current Status of Order | No Appeal has been filed by the respondents. |