



GOVERNMENT OF INDIA
MINISTRY OF CORPORATE AFFAIRS

ROC : ROC Ernakulam

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Order ID: PO/ADJ/01-2025/EK/00056

Dated: 06/02/2025

ORDER FOR ADJUDICATION OF PENALTY UNDER SECTION 454 OF THE COMPANIES ACT, 2013 ('THE ACT') FOR VIOLATION OF SECTION 172 OF THE COMPANIES ACT, 2013.

A. Appointment of Adjudicating Officer:

Ministry of Corporate Affairs vide its Gazette notification number **S.O. 831(E)** (Refer Annexures B) dated **24/03/2015** (Refer Annexure B for details) appointed undersigned as Adjudicating Officer in exercise of the powers conferred by section 454 of the Companies Act, 2013 [herein after known as Act] read with Companies (Adjudication of Penalties) Rules, 2014 for adjudging penalties under the provisions of this Act.

B. Company details:

In the matter relating to **EC NIDHI LIMITED**[herein after known as Company] bearing CIN **U65929KL2016PLC047059**, is a company registered with this office under the Provisions of the Companies Act, 2013/1956 having its registered office situated at **653 B-7 EASY TOWER ARANATTUKARA OLARIKKARA 653 B-7 EASY TOWER ARANATTUKARA OLARIKKARA THRISSUR Kerala India 680012**

Individual details:

In the matter relating to **JOY PYLOTH KANJIRATHINGAL** [herein after known as individual] having **00495059** and having its address at **KANJIRATHINGAL HOUSE VARANDARAPPILLY P O KANJIRATHINGAL HOUSE VARANDARAPPILLY P O THRISSUR Kerala India 680303**.

C. Provisions of the Act:

If a company is in default in complying with any of the provisions of this Chapter and for which no specific penalty or punishment is provided therein, the company and every officer of the company who is in default shall be liable to a penalty of fifty thousand rupees, and in case of continuing failure, with a further penalty of five hundred rupees for each day during which such failure continues, subject to a maximum of three lakh rupees in case of a company and one lakh rupees in case of an officer who is in default.

D. Facts about the case:

1. Default committed by the violators 1. Whereas the subject company has filed an application in GNL-1 vide SRN: **F94217635** before this office requesting for adjudication of penalty under section 158 r/w section 172 of Companies Act, 2013, in respect of the company and the Managing Director Sri. **JOY PYLOTH KANJIRATHINGAL**, since the DIN of directors was not mentioned in the financial statement for the year ended 31.03.2020 as required by section 158 of the Companies Act 2013.

2. Whereas, as per the MCA portal, the company has filed the eform NDH-4 vide SRN: **R32947350** dated 13.02.2020 and the same was rejected by the Ministry vide order dated 04.07.2023, one of the reasons stated being the Directors Identification Number (DIN) was not mentioned in the Financial Statement attached with Form AOC-4 for 31.03.2020 resulting in violation of Section 158 of the Companies Act 2013. Thus, the company and its Officer in default are liable for penalty under Section 172 of the Companies Act, 2013 and the date of violation is taken as 18.07.2020, the date of Director's report.

2. An opportunity was given to the company and its officers in default to submit their representation, if any, in the matter and in compliance of Companies (Adjudication of Penalties) Rules, 2014. The representative of the company, couldn't attend the hearing through e- hearing module due to a technical glitch, but has appeared before the AO in person and has requested that the hearing may be dispensed away with, as the adjudication application was suo-moto and company and its officers-in-default has accepted the default.

E. Order:

1. The company has applied suo moto to adjudicate the violation. The adjudication officer has verified the violation and on the basis of the available records and submission, has imposed the penalty.

2. The details of penalty imposed on the company, officers in default and others are shown in the table below :

Sr. No. (A)	Name of person on whom penalty imposed (B)	Rectification of Default required (C)	Penalty Amount (D)	Additional Penalty (E)	Maximum limit for Penalty (F)
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1	EC NIDHI LIMITED having CIN as U65929KL2016PLC 047059	NA	50000	0	300000
2	JOY PYLOTH KANJIRATHINGAL having DIN as 00495059	NA	50000	0	100000

3. The notified violators shall rectify the default mentioned above and pay the penalty, so applicable within 90 days of receipt of the order.
4. The notified violators shall pay the penalty amount via 'e-Adjudication' facility which can be accessed through the respective login IDs on the website of Ministry of Corporate Affairs and upload the copy of paid challan / SRN of e-filing (if applicable) on the 'e-Adjudication' portal itself. It is also directed that the penalty so imposed upon the officers in default shall be paid from their personal sources/income.
5. Appeal against this order may be filed in writing with the Regional Director, **RD Chennai** within a period of sixty days from the date of receipt of this order, in Form ADJ setting for the grounds of appeal and shall be accompanied by a certified copy of this order [Section 454 (5) & 454 (6) of the Act, read with Companies (Adjudication of Penalties) Rules, 2014].
6. For penal consequences of non-payment of penalty within the prescribed time limit, please refer Section 454(8) of the Companies Act, 2013.

Anu Vivek
Adjudicating Officer,
ROC Ernakulam

1)EC NIDHI LIMITED,653 B-7 EASY TOWER ARANATTUKARA OLARIKKARA 653 B-7 EASY TOWER
ARANATTUKARA OLARIKKARA THRISSUR Kerala India 680012,ecnidhilt@gmail.com

2)JOY PYLOTH KANJIRATHINGAL,KANJIRATHINGAL HOUSE VARANDARAPPILLY P O KANJIRATHINGAL HOUSE
VARANDARAPPILLY P O THRISSUR Kerala India 680303,rachanajoye@gmail.com

COPY TO,

1) RD Chennai