



2, India Exchange Place,
2nd Floor, Room No 10,
Kolkata – 700001

Ph: 033-22306990/ 40032841
Email id: info@acbhuteria.com

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Company Law Updates

1. EXTENSION FOR V3 FILINGS:

In continuation of General Circular No. 01/2023 dated 09/01/2023 and General Circular No. 03/2023 dated 07/02/2023, MCA has, vide General Circular No. 04/2023¹ dated 21/02/2023, granted further additional time till 31st march, 2023, for filing 45 Company E-Forms without levy of any additional fees.

Filing of Form PAS-3, whose due date was between 20/01/2023 to 28/02/2023, has also been extended till 31st March, 2023 days without additional fees.

2. FILING OF PHYSICAL FORMS WITH ROC:

Pursuant to General Circular No. 05/2023², MCA has granted leave to file the following forms, which were due from 22/02/2023 to 31/03/2023, with the concerned ROC in physical, without payment of fees, mode duly signed by the persons concerned as per requirements of the relevant forms:

1. GNL-2 (filing of prospectus related documents and private placement);
2. MGT-14 (filing of Resolutions relating to prospectus related documents and private placement);
3. PAS-3 (Allotment of Shares);
4. SH-8 (letter of offer for buyback of own shares or other securities);
5. SH-9 (Declaration of Solvency);
6. SH-11 (Return in respect of buy-back of securities);

A copy thereof in electronic media is also to be submitted to the concerned ROC. Companies are required to take acknowledgement (as per Annexure to the Circular) thereof.

Companies shall make an undertaking that, the company shall file the relevant Form in electronic form on MCA-21 Portal along with fee payable as

per Companies (Registration Offices and Fees) Rules, 2014.

1.

<https://www.mca.gov.in/bin/dms/getdocument?m ds=2wjQ2Yt5XCZLAoGRr2jfOQ%253D%253D&type=open>

2.

<https://www.mca.gov.in/bin/dms/getdocument?m ds=L1%252FlzzFGRvjYOFmh0PQHAW%253D%253D&type=open>