



**GOVERNMENT OF INDIA
MINISTRY OF CORPORATE AFFAIRS**

ROC Kanpur

Registrar of Companies, 37/17, Westcott Building, The Mall, Kanpur, Uttar Pradesh, India, 208001

Phone: 0512-2310443,2310227,2310323

E-mail: roc.kanpur@mca.gov.in

Order ID: PO/ADJ/12-2025/KN/01310

Dated: 31/12/2025

ORDER FOR ADJUDICATION OF PENALTY UNDER SECTION 454 OF THE COMPANIES ACT, 2013 ('THE ACT') FOR VIOLATION OF SECTION 117(2) OF THE COMPANIES ACT, 2013.

A. Appointment of Adjudicating Officer:

Ministry of Corporate Affairs vide its Gazette notification number S.O. 831(E) dated 24/03/2015 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 SHIVGANGA NIDHI LIMITED [herein after known as Company] bearing CIN U65923UP2015PLC072227, is a company registered with this office under the Provisions of the Companies Act, 2013/1956 having its registered office situated at S-12/35 SATYAM COMPLEX, PIYARIYA POKHARI TELIYABAG NA VARANASI VARANASI UTTAR PRADESH INDIA 221002

Individual details:

In the matter relating to AWADHESH KUMAR RAJBHAR [herein after known as individual] having DIN 07118703 and having its address at DHURAUDHA BALLIA DHURAUDHA BALLIA BALLIA UTTAR PRADESH INDIA 277302

In the matter relating to AJAY KUMAR [herein after known as individual] having DIN 07245338 and having its address at H NO. 470 ,BAHUARA H NO. 470 ,BAHUARA SONEBHADRA UTTAR PRADESH INDIA 231216

In the matter relating to HARBENDRA SINGH [herein after known as individual] having DIN 07245339 and having its address at H NO.18, MAKDUM 281004 UTTAR PRADESH INDIA 281004

In the matter relating to SANJAY NOHAR KUSHVAHA [herein after known as individual] having DIN 07245942 and having its address at H NO. 56, AHEEKARA (AANSHIKA) H NO. 56, AHEEKARA (AANSHIKA) CHANDALI UTTAR PRADESH INDIA 232106

In the matter relating to DINESH CHANDRA [herein after known as individual] having DIN 07245943 and having its address at H NO. 282/4-D, KRISHNA NAGAR, MATHURA MATHURA MATHURA UTTAR PRADESH INDIA 281004



C. Provisions of the Act:

(2) If any company fails to file the resolution or the agreement under sub-section (1) before the expiry of the period specified therein, such company shall be liable to a penalty of ten thousand rupees and in case of continuing failure, with a further penalty of one hundred rupees for each day after the first during which such failure continues, subject to a maximum of two lakh rupees and every officer of the company who is in default including liquidator of the company, if any, shall be liable to a penalty of ten thousand rupees and in case of continuing failure, with a further penalty of one hundred rupees for each day after the first during which such failure continues, subject to a maximum of fifty thousand rupees.

D. Facts about the case:

1. Default committed by the officers in default/noticee - Whereas one of the meetings where Regional Directors were directed to conduct an in-depth examination and submit a report on the surge of Nidhi Companies in Kanpur, Jaipur and Patna by the Secretary of Corporate Affairs vide minutes dated 10.04.2020. This being one of the Nidhi Company identified by ROC, Kanpur on suo-moto basis consequent upon the discussions in the ROC Review workshops with reference to Nidhi Companies. The Inquiry Officer (IO) has observed that the Company has not filed e-form MGT-14 for approval of accounts for the financial year ending on 31.03.2017 as mandated under section 117(1) of the Companies Act, 2013. Accordingly, the Inquiry officer has reported the said violation in the Inquiry Report dated 08.09.2022. The Regional Director vide letter Inq/206(4)/Shivganga Nidhi Limited/RD(NR)/2022/8600 dated 28.09.2022 has accorded the penal action for said non-compliance. Thus, it is evident that the company and its Directors have failed to comply with the provisions of section 117 of the Companies Act, 2013, in filing the copy resolution or any agreement, in respect of matters specified in sub-section (3) together with the explanatory statement under section 102, if any, annexed to the notice calling the meeting in which the resolution is proposed. And are thus liable for penal provisions.

2. Neither any response has been received from the company and its officers-in-default nor any request of hearing received in this regard.

E. Order:

1. This office issued Show Cause Notice on 04.06.2025 to the company and its officer-in-default for not filing e-form MGT-14 mandated to be filed under section 117(1) of the Companies Act, 2013 in respect of resolution passed for approval of accounts for the financial year ending on 31.03.2017 as required vide section 117 (3) (g) of the Companies Act, 2013. More than 30 days have expired, no response has been received till date. The company and its officer-in default have also not requested for hearing. In the said circumstances, penalty as mentioned below is being imposed upon the company as well as its officer-in default as per section 117(2) of the Companies Act, 2013.

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



(A)	Name of person on whom penalty imposed (B)	Rectification of Default required (C)	Penalty Amount (D)	Additional Penalty (E) (*Per day of continuing default i.e. date of rectification of default less order issue date)	Maximum limit for Penalty (F)
1	SHIVGANGA NIDHI LIMITED having CIN as U65923UP2015P LC072227		200000	0	200000
2	AWADHESH KUMAR RAJBHAR having DIN as 07118703		50000	0	50000
3	AJAY KUMAR having DIN as 07245338		50000	0	50000
4	HARBENDRA SINGH having DIN as 07245339		50000	0	50000
5	SANJAY NOHAR KUSHVAHA having DIN as 07245942		50000	0	50000
6	DINESH CHANDRA having DIN as 07245943		50000	0	50000

3. The notified officers in default/noticee shall rectify the default mentioned above and pay the penalty, so applicable within 90 days of receipt of the order.

4. The notified officers in default/noticee 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 Noida 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.



Sanjay Bose,
Registrar of Companies
ROC Kanpur

To,

1. SHIVGANGA NIDHI LIMITED, S-12/35 SATYAM COMPLEX, PIYARIYA POKHARI TELIYABAG VARANASI
VARANASI UTTAR PRADESH INDIA 221002, awadheshkumarak@gmail.com

2. AWADHESH KUMAR RAJBHAR, DHURAUDHA BALLIA DHURAUDHA BALLIA BALLIA UTTAR PRADESH INDIA
277302, awadheshkumarak139@gmail.com

3. AJAY KUMAR, H NO. 470 ,BAHUARA H NO. 470 ,BAHUARA SONEBHADRA UTTAR PRADESH INDIA 231216,
csjpsah@gmail.com

4. HARBENDRA SINGH, H NO.18, MAKDUM 281004 UTTAR PRADESH INDIA 281004, csjpsah@rediffmail.com

5. SANJAY NOHAR KUSHVAHA, H NO. 56, AHEEKARA (AANSHIKA) H NO. 56, AHEEKARA (AANSHIKA)
CHANDAULI UTTAR PRADESH INDIA 232106, csjpsah@gmail.com

6. DINESH CHANDRA, H NO. 282/4-D, KRISHNA NAGAR, MATHURA MATHURA MATHURA UTTAR PRADESH INDIA
281004, csjpsah@gmail.com

