

# **GOVERNMENT OF INDIA**

# MINISTRY OF CORPORATE AFFAIRS

# **INDUCTION MATERIAL**

(Prepared by Coordination Section)

(Corrected upto 1<sup>st</sup> June, 2019)

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#### A. MINISTRY OF CORPORATE AFFAIRS (MCA) – AN OVERVIEW

## 1. BRIEF PROFILE

The vision of the Ministry is 'sustained corporate growth with enlightened regulation.

The Department of Company Affairs was first constituted in 1950s. It remained either a Department or a part of Ministry of Law, Ministry of Finance or Ministry of Commerce till 2004. It became a Ministry in 2004 and acquired its present name in May 2007. Under the Government of India (Allocation of Business) Rules 1961, following subjects are assigned to the Ministry:-

- (i) Administration of the Companies Act, 1956/2013.
- (ii) Administration of the Companies (Donation of National Funds) Act, 1951 (54 of 1951)
- (iii) Administration of the Monopolies and Restrictive Trade Practices Act, 1969 [(54 of 1969) **Only residual matters**]
- (iv) Monopolies and Restrictive Trade Practices Commission. (Only residual matters)
- (v) Professions of Accountancy [(The Chartered Accountants Act, 1949(38 of 1949)]; Profession of Costs and Works Accountancy [The Cost and Works Accountants Act, 1959 (23 of 1959)]; Profession of Company Secretaries [The Company Secretaries Act, 1980 (56 of 1980)].
- (vi) Collection of statistics relating to companies.
- (vii) Legislation relating to law of Partnership and the exercise of certain functions under Chapter VII of the Indian Partnership Act, 1932 (9 of 1932) in centrally administered areas. (The administration of the Act vests with the State Governments).
- (viii) The responsibility of the Centre relating to matters concerning centrally administered areas. (The administration of the Act vests with the State Governments)
- (ix) Legislation in relation to registration of societies and exercise of functions under the Societies Registration Act, 1860 (21 of 1860) in centrally administered areas.
- (x) Competition Commission of India. The Competition Act, 2000 (12 of 2003)
- (xi) Serious Fraud Investigation Office.
- (xii) Administration of Investor Education and Protection Fund Authority
- (xiii) Administration of Insolvency and Bankruptcy Code
- (xiv) Action Plan for Champion Services Sector.

# 2. ORGANISATIONAL ARRANGEMENTS

The Ministry functions through the Director General (Corporate Affairs), Regional Directors (RDs), Registrar of Companies (ROCs), and Official Liquidators (OLs). The location of these offices is as under:-

Office	Place
Regional Director	
Regional Director (Eastern Region)	Kolkata
Regional Director(Northern Region)	New Delhi
Regional Director (North Western Region)	Ahmedabad
Regional Director(North East Region)	Guwahati
Regional Director (Southern Region)	Chennai
Regional Director (Western Region)	Mumbai
Regional Director (South East Region)	Hyderabad
Registrar of Companies	
Registrar of Companies (Andhra Pradesh &	Hyderabad
Telangana)	,
Registrar of Companies(Kerala)	Ernakulum
Registrar of Companies (Assam, Meghalaya,	Guwahati
Manipur, Tripura, Mizoram, Nagaland & Arunachal	
Pradesh)	
Registrar of Companies (Delhi & Haryana)	New Delhi
Registrar of Companies (Gujarat)	Ahmedabad
Registrar of Companies (Karnataka)	Bangalore
Registrar of Companies (Madhya Pradesh)	Gwalior
Registrar of Companies (Maharashtra)	Mumbai
Registrar of Companies (Maharashtra)	Pune
Registrar of Companies (Puducherry)	Puducherry
Registrar of Companies (Punjab, Chandigarh)	Chandigarh
Registrar of Companies (Tamil Nadu)	Chennai
Registrar of Companies (Tamil Nadu)	Coimbatore
Registrar of Companies (Uttar Pradesh)	Kanpur
Registrar of Companies(West Bengal)	Kolkata
ROC Central Registration Centre (CRC)	Manesar
Official Liquidators	
High Court of Madhya Pradesh	Indore
Calcutta High Court	Kolkata
Kerala High Court (Ernakulum)	Ernakulum
Allahabad High Court	Allahabad
Andhra Pradesh High Court	Hyderabad
Karnataka High Court	Bangalore
High Courts North East States	Guwahati

Bombay High Court	Mumbai
Bombay High Court (Nagpur Bench)	Nagpur
Madras High Court	Chennai
Delhi High Court	New Delhi
Gujarat High Court	Ahmedabad
Chandigarh High Court	Chandigarh
Jodhpur High Court	Jodhpur
Registrar of Companies cum Official Liquidator	
ROC-cum-OL Bilaspur	Bilaspur
ROC-cum-OL Ranchi	Ranchi
ROC-cum-OL Patna	Patna
ROC-cum-OL Jammu	Jammu
ROC-cum-OL Nainital	Nainital
ROC-cum-OL Jaipur	Jaipur
ROC-cum-OL Goa	Goa
ROC-cum-OL Cuttack	Cuttack
RoC –cum- OL Himachal Pradesh	Shimla

# 3. INDIAN INSTITUTE OF CORPORATE AFFAIRS

This institution, located at Manesar, Haryana, is meant to serve the needs of the Corporate Sector and corporate regulatory system by providing inputs for policy, capacity building, knowledge up-gradation and documentation through various schools. It also serves as the induction level and In-service Training Academy for the Indian Corporate Law Service (ICLS).

A Corporate Social Responsibility Foundation has been set up within it which will provide various supportive services to facilitate effectuating the concept of CSR.

#### 4. STATUTORY BODIES UNDER THE MINISTRY

# **Serious Fraud Investigation Office (SFIO)**

(a) The Serious Fraud Investigation Office (SFIO) is a multi-disciplinary organization consisting of experts in the fields of accountancy, forensic auditing, law, information technology, investigation, company law, capital market and taxation. It is meant for detecting and prosecuting or recommending for prosecution white-collar crimes/frauds. It was set up in 2003 through a Resolution

published in the Gazette of India. Establishment of this organization was further notified vide notification dated 21.07.2015in accordance with sub-section (1) of section 211ofthe Companies Act, 2013 (18 of 2013).

(b) SFIO is headed by a Director who is of the rank of Joint Secretary to the Government of India. As SFIO is a multi-disciplinary organization, the Director is assisted by officers taken on deputation from various departments/institutions like Income Tax, Enforcement Directorate, Customs and Excise, Office of C&AG, Banks, SEBI, Company Law, IB, CBI, Police, Information Technology, etc. They are appointed as Additional Directors/Joint Directors Deputy Directors and Senior Assistant/Assistant Directors.

The Insolvency and Bankruptcy Board of India(IBBI)- The Insolvency and Bankruptcy Board of India (IBBI) was constituted on 1st October, 2016. Chairperson also assumed charge of the Board on 1st October, 2016. Four exofficio members & three whole time members have also joined the Board. IBBI maintains its website as www.ibbi.gov.in.

# 5. QUASI-JUDICIAL BODY UNDER THE MINISTRY

**Competition Commission of India (CCI)** - The Commission which is a statutory body, administers various responsibilities assigned to it under the Competition Act, 2002. The composition of the Commission consists of a Chairperson and not less than two and not more than six other members.

**National Company Law Tribunal (NCLT)** – Constitution of NCLT has been notified under section 408 of the Companies Act, 2013 w.e.f 1<sup>st</sup> June, 2016. Pending proceedings as defined in section 434 (1) (a) and 434 (1) (b) of the Companies Act, 2013 has been transferred to this body. 11 Benches of NCLT have been notified and made operational at New Delhi (2 Benches), and one bench each at Ahmedabad, Allahabad, Bengaluru, Chandigarh, Chennai, Guwahati, Hyderabad, Kolkata and Mumbai.

National Company Law Appellate Tribunal (NCLAT) – NCLAT, which is appellate Body to NCLT has been notified under section 410 of the Companies Act, 2013 w.e.f. 1<sup>st</sup> June, 2016.

#### 6. OTHER BODIES

# **National Foundation for Corporate Governance (NFCG)**

It is a Trust jointly established by the Ministry of Corporate Affairs, Confederation of Indian Industry (CII), Institute of Chartered Accountants of India (ICAI) and Institute of Company Secretaries of India (ICSI). Subsequently, Institute

of Cost and Works Accountants of India (now Institute of Cost Accountants of India), National Stock Exchange of India Limited (NSE) and Indian Institute of Corporate Affairs (IICA) have also been inducted as members. NFCG has a Governing Council presided over by Hon'ble Minister Corporate Affairs, and Board of Trustees presided over by Secretary, MCA. NFCG organizes seminars, workshops, orientation programmes, research work etc. through its Accredited Institutions for promoting good corporate governance practices in the corporate sector.

# **National Financial Reporting Authority**

National Financial Reporting authority has been established on 01.10.2018. Shri Rangachari Sridharan has been appointed as Chairperson and Dr. Prasenjit Mukherjee as full time Member in the Authority for a period of three years or till the incumbent attains the age of 65 years, whichever is earlier. Shri Rangachari Sridharan has joined as Chairperson, NFRA on 01.10.2018 (Afternoon) and Dr. Prasenjit Mukherjee has joined as full time Member on 03.10.2018 (Forenoon)

# Composition:-

Sub-rule(1) of rule 3 of the National Financial Reporting Authority (Manner of Appointment and other Terms and Conditions of Service of Chairperson and Members) Rules, 2018 provides that the Authority shall consist of the following person to be appointed by the Central Government, namely:-

- (a) a chairperson
- (b) three full time Members; and
- (c) nine part time members

#### **Functions:-**

As provided under section 132, NFRA would perform the functions relating to making recommendation on framing accounting & auditing policies/ standard; monitoring and enforcing compliance with such standard; overseeing quality of service of auditing profession and investigating and ordering action against 'professional and other misconduct' as provided under the Act.

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#### B. FUNCTIONS OF SECTIONS/CELLS/UNITS

#### **ADMINISTRATION-I SECTION**

- 1. Establishment matters relating to all Group- 'A' officers at the Headquarters filled under Central Staffing Scheme viz., Secretary, Joint Secretary, Director, Deputy Secretary.
- 2. All establishment matters relating to all Group -'A' officers of the en-cadred posts of Indian Economic Service (IES), Indian Statistical Service (ISS), Indian Cost and Accounts Service (ICAS) and Central Secretariat Official Language (CSOL).
- 3. Establishment matters relating to Officers of the Central Secretariat Service (CSS) viz. Director, Deputy Secretary, Under Secretary, Section Officer and Assistant Section Officer.
- 4. Establishment matters relating to Officers of the Central Secretariat Stenographer Service (CSSS) viz. PSO, Sr. PPS, PS, PA and Stenographer.
- 5. Establishment matters relating to Officers of the Central Secretariat Clerical Service (CSCS) viz. Senior Secretariat Assistant Grade and Junior Secretariat Assistant Grade.
- 6. Creation of posts and establishment matters relating to the office of the Minister of Corporate Affairs and Office of the Minister of State for Corporate Affairs.
- 7. Creation/continuation of posts in Headquarters other than ICLS posts.
- 8. All establishment matters relating to General Central Service Group 'B' and 'C' posts at Headquarters viz., posts of Library, General Branch, Staff Car drivers, Multitasking Staff (erstwhile Group 'D'), etc.
- 9. All establishment matters relating to en-cadred posts in Central Secretariat Official Language Service viz., Joint Director, Assistant Director, Senior Hindi Translator, Junior Hindi Translator, etc.
- 10. Sponsoring of officers/Staff (with whom Administration-I Section is administratively concerned) for training in Hindi Teaching Scheme (Nominations to be made by Hindi Cell).

- 11. Issue/ Handling of CGHS (Central Government Health Scheme) Cards, appointment of AMA, Handing of Medical reimbursement/permissions, of all officers/Staff at Headquarters with whom Administration-I Section is administratively concerned.
- 12. Delegation of financial powers to designated authority as per the Delegation of Financial Powers Rules, 1978.
- 13. Sanction/Matters of Long term and Short Term advances viz. HBA, Motor Car Advance, Computer Advance, Festival Advance, LTC Advance, etc. in respects of all officers/Staff at Headquarters with whom Administration-I Section is administratively concerned.
- 14. Children Education Allowance/Tuition Fees reimbursement of all officers/Staff at Headquarters with whom Administration-I Section is administratively concerned.
- 15. Imparting training to Officers/Officials of the Department sponsored by ISTM. (Department of Personnel & Training).
- 16. All establishment matters related of implementation of SPARROW (e-PAR Software) for employees under purview of AD.I Section.
- 17. 17.Matters related to implementation of e-Office in respect of employees under purview of Ad.I section.

Section Officer		Under	Secretary	Director		Joint		
			•				Secre	etary
Smt.	Neelam	Shri	Riazul	Shri	J.S.	Audhkhasi	Shri	Gyaneshwar
Suneja		Haque		Room	ı	No.512	Kuma	ar Singh
Room	No.518	Room N	lo. 526A	Tel.N	o.2338	1615	Roon	n No. 506
Tel: 2307	Tel: 23073049			Intercom No.512		Tel.N	o. 23383345	
Intercom	Intercom		19				Interc	com
No.518		Intercor	n No. 526				No.50	)6

#### **ADMINISTRATION -II SECTION**

# 1. All establishment matters relating to officers of ICLS (Group 'A' Service)

- (i) Creation of posts;
- (ii) Recruitment/ promotion, posting & transfers of ICLS Officers;
- (iii) Review of cadre strength;
- (iv) Confirmation of ICLS officers in JTS grade of ICLS;
- (v) Pension, leave, increment in respect of RDs and Group 'A' officers of ICLS & Group 'B' officials in MCA, HQ;
- (vi) Review under FR 56(j) and CCS(pension) rules in r/o Group B non-Gazetted officials in MCA HQ besides all ICLS officers and Group B Gazetted officers at the age of 50/55 years and/or on completion of 30 years service in consultation with Vigilance Section;
- (vii) Compilation of bio-data, seniority list and incumbency statement of officers of ICLS and STA, JTA & CP.
- (viii) Framing of and amendments to Indian Company Law Service Rules.
- (ix) Establishment matters relating to the Offices of RDs, ROCs and OLs such as
  - a. Creation of posts in all grades;
  - b. Recruitment to Group 'B' posts, Promotion of Group 'B' posts, maintenance of seniority list of Group 'B' officers;
  - c. Confirmation of Group 'B' officials posted in MCA, HQ;
  - d. Monitoring of Review under FR 56(j) and Rule 48(1)(b) of CCS(pension) rules of Group 'B' and 'C' posts in Regional Offices;
  - e. Framing and amendments to Recruitment Rules for Group 'B', and 'C' posts in Regional Offices;
- (x) Training of ICLS officers and its subordinate cadre officers.
- (xi) Other items of work
  - a. Delegation of powers to RDs/ ROCs/ OLs on establishment matters;
  - b. Clarification and guidance in establishment matters to Regional Directors;

Section Officer	<b>Under Secretary</b>	<b>Deputy Secretary</b>	Joint Secretary
Shri Kalloo Ram	Sh. Ravi	Shri Vivek	Ms. Anjali Bhawra
Room No.518	Vazirani Kumar		Room No. 507
Tel.No. 23389889	Room.No-529	Room No.528	Tele: 23383180
Intercom No.546	Tel.No.23389782	Tel.No.23382386	Intercom No. 559
	Intercom No. 529	Intercom No.528	

# **ADMINISTRATION-III SECTION**

- 1. All establishment, personnel and financial matters relating to SFIO which require approval of Ministry.
- 2. All policy issues concerning the administration of SFIO.
- 3. Framing and amendment of recruitment rules of various posts of SFIO.
- 4. Creation/continuation/extension of deputation period in respect of officers working in SFIO.
- 5. Parliament matters relating to SFIO.
- 6. Budget matters of SFIO.

Section Officer	Under Secretary	Deputy Secretary	Additional
			Secretary
Shri Suresh	Sh. Manish	Sh. Vivek Kumar	Ms. Anjali
Chander Noonwal	Kumar Sahay	Room No.528	Bhawra
Room.No-518-A,	Room.No-537	Tel. No.	Room No. 507
Tel.No-23386896	Tel.No.23383507	23382386	Tele: 23383180
Intercom No-516	Intercom No. 537	Intercom No. 528	Intercom No. 559

#### ADMINISTRATION -IV SECTION

Administration IV Section in the Ministry of Corporate Affairs deals with the following items of work relating to National Company Law Tribunal and National Company Law Appellate Tribunal:

- 1. All establishment, personnel and financial matter requiring approval of Central Government;
- 2. Appointment of Chairperson/ President and Members in these Organizations.
- 3. Creation / continuation / extension of deputation period in respect of officers working in these Organizations.
- 4. Framing and amendment of recruitment rules for various posts in NCLT/NCLAT.
- 5. "No objection" for issue of passport to officers / staff in these organizations.
- 6. Processing of case of the officers of these organizations for foreign / domestic seminar / training / workshop, etc.
- 7. Court case matters relating to above issues;
- 8. Parliament matters relating to above issues.
- 9. Budget matters of NCLT/NCLAT.

Section Officer	Under Secretary	Director	Joint Secretary
Shri Surajit Saha	Shri Riazul Haque	Shri A.S. Meena	Shri Gyaneshwar
Room No 518A	Room No. 526A	Room No. 530	Kumar Singh
Tel. No. 23386896	Tele No. 23381349	Tel.No.23384470	Room No. 506
Intercom. No.578	Intercom No. 526	Intercom No.530	Tel. No.23383345
			Intercom No.506

#### **BUDGET SECTION**

- 1. Preparation of Budget Estimates and Revised Estimates of the Headquarters/field/attached/subordinate offices of the Ministry.
- 2. Preparation of Outcome Budget and Detailed Demands for Grants of the Ministry for laying in both the Houses of the Parliament in the Budget Session every year.
- 3. Settlement of Head-wise Appropriation Accounts.
- 4. Supplementary Demands for Grants for the Ministry.
- 5. Preparation of monthly progressive expenditure statement (4.2) on the basis of expenditure figures provided by the Principal Accounts Office, MCA for monitoring the trend of expenditure of all budgetary units of the Ministry.
- 6. Finalization of Final Grants of the field/attached/subordinate offices including Headquarters, Ministry of Corporate Affairs.
- 7. Submission of Manpower Management Information System (MMIS) of this Ministry's Employees such as (i) Quarterly expenditure on pay and allowances, etc. and (ii) number of civilian posts, pay bands, grade pay etc. of the field/attached offices including Headquarters, MCA to the Ministry of Finance, Department of Expenditure.
- 8. Opening of New Head of Accounts at the request of budgetary units of the Ministry.
- 9. Re-appropriation of funds to various budgetary units in consultation with the Ministry of Finance, Department of Expenditure.
- 10. Ministry related Parliamentary Standing Committee on Finance on Demands for Grants.

Section	Under	Director	Chief Controller	AS & FA
Officer	Secretary		of Accounts	
Shri John	Shri	Smt. Sushma	Shri S.S Sagar "C"	Shri Rajiv Bansal
Sebastian	Amitesh	Kataria	Wing, 3rd Floor,	Room No. 208-A
Room No.	Roy	Room No. 513A	Lok Nayak Bhawan,	Tel.No.23381704
508-B	Room No.	Tel. No. 23380256	Khan Market,	
Tel.No.	521-A	Intercom No. 509	New Delhi	
23388512	Intercom		Tel No. 24698646	
Intercom	No. 588			
No. 576				

#### COMPANY LAW-I

- 1. Drafting of rules/amendments/clarifications on matters pertaining to the Companies Act, 2013
- 2. Liaison with e-Governance Cell on all issues pertaining to the Companies Act, 2013
- 3. Issues related to transition from the Companies Act, 1956 to the Companies Act, 2013.
- 4. SEBI matters, including all allied issues related to Capital Market Division, Department of Economic Affairs.
- 5. Liaison with other Regulators on matters pertaining to the Companies Act, 2013.
- 6. Preparation of Cabinet notes, draft bills for amendment in the Companies Act, 2013 and all matters up to the stage of obtaining assent of the President after the bills are passed by Parliament.
- 7. Review of existing rules under the Companies Act, 1956/2013.
- 8. Coordination of the working of Expert Committees constituted from time to time on the amendments/working of the Companies Act.
- 9. Drafting of Official amendments of Bills in respect of Companies Act, 2013.
- 10. Preparing replies of queries raised on Rules made under the Companies Act, 2013 by the Committee on Subordinate Legislation.

Joint Director	Joint Secretary
Shri N.K.Dua	Shri K.V.R. Murty,
Room No. 509-B	Room No. 504-A
Tel.No. 23382260	Tel.No.23384056
Intercom No. 606	Intercom No. 504
	Shri N.K.Dua Room No. 509-B Tel.No. 23382260

#### **COMPANY LAW - II**

- 1. Ordering of inspection of the companies under Section 206 (5) of the Companies Act, 2013 and issue of follow-up instructions on the inspection reports & follow-up action thereof.
- 2. Ordering of inquiry under Section 206 (4) of the Companies Act, 2013 and issuance of instructions on the report of ROC and follow-up action thereof.
- 3. Ordering of investigation of companies (Under Section 210, 212 of the Companies Act, 2013) and issuance of instructions on the report & follow-up action thereof.
- 4. To take action on complaints against companies relating to misuse and diversion of funds, mismanagement etc.
- 5. To file petition before National Company Law Board (NCLT) in case of oppression or mismanagement under Section 397/398, 401/408 and 388B of the Companies Act, 1956 (Corresponding to Sections 241 and 242 of the Companies Act, 2013).
- 6. Review of monthly reports received from Regional Directors on working of Inspection Wing.
- 7. Action under Section 248 of the Companies Act, 2013
- 8. Disqualification of Directors under Section 164(2)(a) read with Section 167(1) of the Companies Act, 2013
- 9. Enforcement of Deposit Provisions
- 10. Issuance of LOCs
- 11. Follow-up action on JPC Reports on matter relating to Companies Act, 1956.
- 12. Enforcement of the provisions of chapters VII and IX of the Limited Liability Partnership (LLP) Act, 2008.
- 13. Ordering of withdrawal of prosecutions arising out of inspection/ investigation reports/technical scrutiny reports.
- 14. Continuation of action initiated under corresponding provisions of the Companies Act, 1956, and Special Audits ordered thereunder.
- 15. Attending to RTI Applications/Appeals in the above-matters.
- 16. Parliament questions pertaining to the above matters.

Section	Assistant	Deputy	Joint Directors	DII's	Director
Officer	Director	Director			General
Sh. Bikram Munda Tel No. 23389298		1.Sh. I.N. Ansari	1.Ms. Richa Kukreja, Tel No. 23381664  2.Shri Santosh Kumar Tel.No.23381295  3.Sh. M.S. Pachori  4.Sh. P.Atchuta Ramaiah, Tel: 23385285  5.Ms. P.Sheela, Tel No. 23070083	1.Shri S.B. Gautam, Tel.No.233 89602  2.Shri V.K. Khubchand ani, Tel:233892 63	Shri Alok Samantrai Tel. No. 23381226 Kota House, Annexe 1, Shahjahan Road, New Delhi

# **COMPANY LAW - III**

- 1. Amalgamation/Scheme of Arrangement etc. of Govt. Companies (Section 230-232, 237 of the Companies Act, 2013)
- 2. References received from RDs /ROCs regarding approval of names of companies and matters incidental thereto (Section 8 of the Companies Act, 2013)
- 3. References received from RDs/ROCs for grant of licence, revoking of such licences, alteration of Memorandum and Articles of Association, grant of exemption and matters relating to such companies (Section 8 of the Companies Act, 2013).

Assistant	Deputy	Joint	Joint Secretary
Director	Director	Director	
Shri K.M.S.	Ms. Yogini D. Chauhan	Shri Sanjay Shorey,	Shri Gyaneshwar
Narayanan	Room No.510 B	Room No. 417-C	Kumar Singh
Tel.No.23387263	Tel.No.23389745	Tel. No. 23381687	Room No. 506A
Intercom No.566	Intercom No.544	Intercom No. 593	Tel. No.23389088
			Intercom No.506

# Company Law-IV (LEGAL SECTION)

- 1. Sending/forwarding of court cases to domain Sections (in case received in Legal Section).
- 2. Engagement of Government Counsels on request of domain Sections.
- 3. Vetting of draft para-wise comments prepared by domain Sections.
- 4. Draft reply/statement/affidavit/counter affidavit etc. in court cases to be prepared by domain Sections in consultation with Government Counsels. As and when required, opinion of Director (L&P) to be obtained on file.
- 5. The affidavit/additional affidavit/counter affidavit to be filed in the courts to be sworn in and filed by the Under Secretary concerned/authorized official of the domain Section. Legal Section is required to render assistance in defending cases before the court on behalf of the domain section. If required, Director (L&P) to be requested to be present in the court.
- 6. Monitoring of all court cases of the Ministry. For the purpose, domain sections would send a monthly report to the Legal Section by the 7th Day of every month indicating the status of each case, the outcome of the last hearing and date of next hearing, in respect of the preceding month.
- 7. Issue of sanction for payment of fees to Government Counsels. The domain section to send the bills to the legal section in duplicate duly verified.
- 8. Vetting of draft reply/affidavits to be filed by Field Offices and other attached offices of the Ministry, in which Ministry is a party. However, the drafts to be first verified by the domain section and to be forwarded to Director (L&P) for Legal vetting alongwith inputs, if any.
- 9. Monitoring of cases entered in Legal Information Management and Briefing System (LIMBS) where MCA is a party.
- 10. Giving Legal opinions to all Domain Sections of Headquarter as well as to the field office(s) for matters relating to Companies act, 2013 and companies Act, 1956. The Legal opinion is also provided to other Government agencies for matters related to Companies Act.

Under Secretary	Director(L&P)	Additional Secretary	
Shri Manish Kumar	Shri Sanjay Shorey,	MS. Anjali Bhawra	
Sahay	Room No. 533	Room No. 507	
Room No.537	Tel. No. 23381664	Tele: 23383180	
Tel.No.23383507	Intercom No. 533	Intercom No. 559	
Intercom No.537			

## **COMPANY LAW-V (POLICY)**

- 1. Examination of clarifications regarding provisions of the Companies Act, 1956/2013 and the LLP Act, 2008 sought by other Ministries/Departments and Field Offices/Sections within Ministry and Chambers of Commerce, etc.
- 2. Matters relating to the Limited Liability Partnership Act, 2008.
- 3. Drafting of Notification/Circulars, etc. relating to amendment of rules/schedules (except Schedule V and Schedule VII) made under the Companies Act/ LLP Act.
- 4. Approval for change in venue for holding AGM by Govt. Companies under section 96 of Companies Act, 2013.
- 5. Matters relating to refund of excess/ duplicate fees received relating to pre MCA 21 Period (only Off-line/Old Cases).
- 6. Matters relating to condonation of delay in under section 460 respect of Companies Act, 2013.
- 7. Formulation of schemes such as Company Law Settlement Scheme under the provisions of the Companies Act, 2013.
- 8. Issuance of circular to ROCs/ RDs to bring uniformity of practices by all field offices with regard to disposal of their duties.
- 9. Examination of proposal received from MHA in respect of Arms license to be issued by MHA from company law angle.
- 10. Matters related to Fast Action Task Force (FATF) Mutual Evaluation Report on anti-money laundering and combating and financing terrorism in India /Central Economic Intelligence Bureau (CEIB)/ Reserve Bank of India (RBI)/United Nations Conventions against Corruption (UNCAC)/ Financial Stability and Developments Council (FSDC).
- 11. Examination of Cabinet Notes / Note for Cabinet Committee of Economic Affairs (CCEA) & Committee of Secretaries (COS), received from other Ministries.
- 12. Matters relating to accounting standards, convergence with International Financial Reporting Standards (IFRS) and National Advisory Committee on Accounting Standards (NACAS), National Financial Reporting Authority (NFRA). All matters relating to accounts and audit under the Companies Act.
- 13. Declaration of Companies as PFI under section 2(72) of the Companies Act, 2013
- 14. Coordination with SEBI and capital market issues, matters relating to information in respect of draft Peer Report in India, Inter Ministerial Group (IMG) meeting, (Policy matters only) high level IMGs on disinvestment and 'Doing Business'
- 15. Report of the World Bank Group, Matter relating to Ease of Doing Business in India, e-commerce and multi-level marketing.

- 16. Indian Partnership Act and Societies Registration Act.
- 17. Court cases relating to Policy issues where policy matter(s) have been challenged
- 18. Parliament questions/ assurance to Parliament questions /RTI applications/ companies Bill, related to Policy Cell.
- 19. Miscellaneous matters such as weeding out files, SEBI meetings, Demands for Grants etc. inputs on annual reports, monthly DO Letter, monthly newsletter of policy.
- 20. Laying of notification issued by Policy Section before both Houses of Parliament, pursuant to provisions of Companies Act, 2013.
- 21. Approval of names reserved for Central Government under Section (4 (3) (b) of the Companies Act read with Companies (Incorporation) Rules, 2014.

Assistant Director	Deputy Director	Joint Director	Joint Secretary
Sh. K.M.S. Narayanan, Room No. 550 Tel.No.23387263 Intercom No. 566	Shri Chandan Kumar Room No. 550 Intercom No. 590 Shri Atma Sah Room No.521 Tel.No.23386065 Intercom No.583	Shri Sridhar Pamarthi, Room No. 509-B Tel.No.23382260 Intercom No.542	•

# **COMPANY LAW - VII**

- 1. Applications under Section 196 of the Companies Act, 2013 read with Schedule V to the Companies Act, 2013 for appointment of the Managing Director/ Whole time Director/ Manager of the Company.
- 2. To notify the Nidhi Companies under section 406 of the Companies Act, 2013 read with Nidhi Companies Rules.

Section Officer/	Under Secretary	Deputy Secretary	Joint
<b>Assistant Director</b>	,		Secretary
Vacant	Shri Bindu Pillai	Shri S.K.	Shri Gyaneshwar
	Room No. 532	Vashishtha,	Kumar Singh
	Tel.No.23389622	Room No.525	Room No. 506
	Intercom No.532	Tel.No. 23384502	Tel. No. 23383345
		Intercom No.525	Intercom No. 506

#### **CASH SECTION**

- 1. Maintenance of pay bill registers of gazetted and non-gazetted employees of the Ministry.
- 2. Preparation of pay bills of Hon'ble Minister and of gazetted and non-gazetted employees of the Ministry including Minister's Staff.
- 3. Maintenance of General Provident Fund accounts.
- 4. TA & LTC advances and processing of TA & LTC claims of the officers/officials of the Ministry and other members of various Committees/ Meetings, including those of foreign travel. Processing of Bills of air-travel from Balmer Lawrie & Co Ltd. and taking care of the credit facility. Reimbursement of conveyance hire claims of the officials of the Ministry.
- 5. Processing payments for contingency bills under various sub-heads of Account such as OE, Professional Series, OTA, HE (hospitality expenses), Publication etc.
- 6. Drawing and disbursing of payments by cheques/cash/ECS.
- 7. Recovery of over payments and other recoveries referred to the Section by other Sections/Authorities.
- 8. Recovery of leave salary & pension contribution of government servants on foreign services.
- 9. Receipt of application fee, etc., maintenance of valuable registers, deposit of cheques in bank and reconciliation of accounts.
- 10. Assessment of Income Tax and issue of tax deduction certificates in Form 16, submission of returns to the Income Tax Office in Form No. 24.
- 11. Payment and recovery of short term and long term loans and advances given to the officers/officials of Ministry, calculation of interest thereon.
- 12. Transfer of debit/ credit balances in respect of GPF, HBA, MCA, etc.
- 13. Issuance of Last Pay Certificates.
- 14. Deduction of Society amount, as recommended by the Company Law Credit and Thrift Society, from the salaries of the members of the Society.
- 15. Recovery of license fees and other recoveries as recommended by the Directorate of Estates.

- 16. Maintenance/ deduction of CGEGIS subscription and final reimbursement of the same.
- 17. Reimbursement of medical bills and children education allowances.
- 18. Reconciliation of expenditure with P&AO.
- 19. Control of expenditure and forwarding expenditure statements to the Budget Section.
- 20. Payments relating to credit sales of departmental Canteen.

Under	Seci	etary	&	Director		Joint	Secreta	ry
DDO								
Shri l	D.D.	Singh		Shri B.P.	Pant Room	Shri	K.V.R	Murty
Room		No.524		No.534	Tel.No.	Room		No.504
Tel.No.2	233853	82		23389204		Tel.No	.230740	56
Intercon	n No.5	49		Intercom l	No. 534	Interna	l No.504	

#### **COMPETITION & NFRA SECTION**

# A. Competition:

- 1. Enforcement of the Competition Act, 2002.
- 2. All establishment, personnel and financial matters of Competition Commission of India requiring approval of Central Government.
- 3. Appointment of Chairperson and Members in Competition Commission of India.
- 4. Creation of posts in Competition Commission of India.
- 5. Appointment of DG, Competition Commission of India.
- 6. Framing and amendment in recruitment rules of all posts created in Competition Commission of India.
- 7. "No objection" for issue of passport to officers/staff.
- 8. All Court Cases relating to above matters.
- 9. All Parliament matters relating to above matters.

# **B. NFRA(National Financial Reporting Authority)**

- (i) All establishment, personnel and Financial matter of NFRA.
- (ii) Appointment of Chairperson & Members.
- (iii) Appointment of secretary, NFRA.
- (iv) Creation of posts.
- (v) Framing and amendments in RRs of all posts created in NFRA.
- (vi) All parliamentary matters relating to above matter

Section	Under	Deputy	Director	Joint Secretary
officer	Secretary	Secretary(NFRA)	(Competition)	
Shri H N	Shri Rakesh	Shri Nilratan	Shri Abhijit	Shri K.V.R Murty
Headoo	Kumar	Das	Phukon. Room	Room No.504
Room	Room No.520	Room No.532	No.527	Tel.No.23074056
No.520	Tel. No.	Tel.No.23389622	Tel. No.	Internal No.504
Tel.No.23389	23387939	Intercom No.532	23385285,	
796	Internal No.587		Intercom No. 527	
Internal				
No.582				

#### COORDINATION SECTION

- 1. Organisation Study: Organisation Chart Organizational structure of Headquarters & field offices.
- 2. Manual of Office Procedure: Circulation of instructions on supplementing the Manual with departmental instructions Coordination with Department of Administrative Reforms & Public Grievances.
- 3. Record Management: Record Retention Schedule Review of keeping watch on recording, weeding, indexing etc.
- 4. Management Information Systems: Monthly summary for the Council of Ministers-Monthly D.O. letter to Cabinet Secretariat.
- 5. Preparation of Induction Material for the Ministry.
- 6. Other important matters: Coordinating materials for President's address to both Houses of Parliament, coordinating material for Finance Minster's budget speech, coordinating materials for PMO references, Cabinet Secretariat, work relating to Swachh Bharat Mission, Citizen's Charter and Senior Officers Meeting, Implementation of e-office and Disaster Management Plan. Organizing of various ceremonies eg. Flag Day/Sadbhavana Divas/Anti-Terrorist Day, etc.
- 7. All matters connected with the Right to Information Act, 2005.

Section Officer	Under Secretary	Deputy Secretary	Joint Secretary
Vacant	Shri Hemant Verma Room No.526 Tel.No.23381349 Intercom No.629	Shri Nilratan Das Room No.532 Tel.No.23389622 Intercom No.532	Shri K.V.R Murty Room No.504 Tel.No.23074056 Internal No.504

#### COST AUDIT BRANCH

Cost Audit Branch (CAB) of MCA was set up to perform the statutory functions u/s 209(1) (d) relating to the maintenance of cost records and u/s 233B relating to the audit of cost records by the companies read with provisions u/s 224(1B), and 227 (1) of the Companies Act, 1956. CAB is manned by professionals drawn from the Indian Cost Accounts Service (ICoAS).

After the enactment of the Companies Act, 2013, CAB is mandated to perform following functions as per the provisions of the Companies Act, 2013:

- 1. Matters falling under Section 148 of the Companies Act, 2013 including:
  - a) Policy framing -
  - (i) Framing policy framework for cost accounting records and cost audit in the corporate sector.
  - (ii) Identification of class of companies i.e. the industries /sectors for inclusion/exclusion under the provisions of section 148 of the Companies Act, 2013.
  - (iii) Prescription of order/rules for maintenance of cost records and cost audit thereof by Companies including review, rationalization and amendment or modification of the existing ones.
  - (iv) Processing of cases for exemption under Sec. 462, from the provisions of Sec. 148 of the Companies Act, 2013.
  - b) Designing of order/rules and various forms and annexures thereto:
  - (i) Notification of order/rules and publication thereof in the Official Gazette after legal vetting and Hindi translation.
  - (ii) Laying of notified orders/rules in both Houses of Parliament.
  - (iii) Designing & prescription of various formats for maintenance of cost records by various industries/sectors and also for filing cost audit reports with the Central Government.
  - (iv) Prescription (including revision) and Notification of all e-forms relating to the functions under the CAB.
  - c) Review and sharing of Cost Audit reports and study conducted thereon:
  - (i) Conducting various studies based on cost audit data filed in MCA21 system by specified companies.
  - (ii) Receipt, review and analysis of Cost Audit Reports and seeking further information/explanation under section 148 (7).
  - (iii) Providing Cost Audit Reports to other Central Government departments/organizations/agencies and various regulatory bodies.

- d) Monitoring and enforcement of the section 148 and other related sections of the companies Act, 2013 and Rules made thereunder:
- (i) Monitoring of compliance with the provisions of Section 148 and other related sections of the companies Act, 2013 and Rules made thereunder and issuance of show cause notices to the defaulting companies, its officers in default and cost auditors.
- (ii) Initiating prosecution proceedings under section 148(8) read with Section 147 through ROCs/RDs against the defaulting companies, its officers in default and cost auditors for non-compliance with Section 148 and other related sections of the Companies Act, 2013 and Rules made thereunder.
- (iii) Referring cases of Cost Auditors and Statutory Auditors to their respective professional Institutes also namely, the Institute of Cost Accountants of India and the Institute of Chartered Accountants of India for disciplinary action, whenever warranted.
- (iv) Identifying the cases which warrants inspection and referring the same for approval by the Secretary, MCA. Thereafter, inspection to be done by ROC along with representatives of Cost Audit Branch.
- 2. Processing initial applications and appeal cases under the RTI Act, 2005 relating to the CAB functions.
- 3. Providing requisite material and coordination in respect of all Parliament matters and Court matters relating to CAB.
- 4. Examining the proposed Cost Audit Standards received from the Institute of Cost Accountants of India(ICAI) and seeking requisite approval of competent Authority viz., MCA for notification.
- 5. Associating with ICAI for framing Cost Accounting Standards and rendering professional assistance to the institutes for pragmatic growth and development of Cost & Management Accounting in India.
- 6. Miscellaneous Matters:
  - a) Framing of Annual Action Plan for the CAB.
  - b) Submission of other returns/information to the Ministry.
  - c) Providing expert opinion on various matters referred to the CAB.
  - d) Establishment matters relating to staff posted at CAB.

Assistant Director (Cost)/	Director (Cost)	Adviser(Cost)
Deputy Director(Cost)		
(	Shri K.K. Mahawar B- 1 Wing, 2nd Floor, Pt.Deendayal Antyodaya Bhawan, New Delhi Tel No. 2436 6686  Smt. Manmohan Kaur B-1 Wing, 2nd Floor, Pt.Deendayal Antyodaya Bhawan, New Delhi Tel No. 2436 0075	Devendra Kumar B-1 Wing, 2nd Floor,
Pt.Deendayal Antyodaya Bhawan, New Delhi Tel No. 2436 6348  Ms. Priyanka Sachdeva, AD(Cost), B-1 Wing, 2nd Floor, Pt.Deendayal Antyodaya Bhawan, New Delhi Tel No. 2436 6348		

#### CORPORATE SOCIAL RESPONSIBILITY CELL

- 1. To examine references from Industry Association, companies, experts and other stakeholders seeking clarifications on CSR provisions, Schedule VII of the Companies (CSR Policy) Rules, 2014, and issuance of relevant clarifications, circulars.
- 2. Proposing amendments to CSR Rules and schedule VII of the Companies Act, 2013.
- 3. Issuing clarifications to references from stakeholders regarding Corporate Social Responsibility (CSR) provisions under Section 135 of Companies Act, 2013, Schedule VII of the Companies Act, 2013 and Companies (CSR Policy) Rules.
- 4. Maintaining the National CSR Data Portal
- 5. Coordinating with Department of Public Enterprises (DPE) and Administrative Ministries for implementation of CSR by CPSUs.
- 6. Data analysis relating to CSR expenditure of Companies.
- 7. Regulation of CSR compliance by companies.
- 8. Participating in sensitization workshops organized by DPE, Apex chambers, IICA etc.
- 9. Setting up and implementation of annual Corporate Social Responsibility Award.
- 10. Legal cases concerning CSR
- 11. Composition and constitution of various committees for providing policy inputs and policy advocacy in the domain of CSR
- 12. Enforcement of the provision of Section 135 of the Companies Act, 2013 read with Schedule VII and CSR Policy Rules, 2014 made therewith.

Assistant	Deputy Director/	Director	Joint
Director	Under Secretary		Secretary
Shri Vedant Ojha	Ms. Seema Rath,	Shri Abhijit Phukon.	Shri
Room No. 523	Room No. 510	Room No.531	Gyaneshwar
Tel.No. 23070216	Tel.No. 23384628	Tel. No. 23384566,	Kumar Singh
Intercom No. 556	Intercom No. 510	Intercom No. 531	Room No. 506
			Tel. No. 23383345
	Ms. Aparna Mudiam,	Shri Sanjay Shorey.	Intercom No.506
	Room No. 523,	Room No.533	
	Tel. No. 23070216	Tel. No. 23381687,	
	Intercom No. 547	Intercom No. 533	
	Ms. Samiksha Lamba,		
	Room No. 523,		
	Tel. No. 23070216		
	Intercom No. 547		

#### **E-GOVERNANCE**

- 1. The Ministry of Corporate Affairs has been operating the end-to-end e-Governance project MCA21 for registry and company incorporation related services. The project is implemented in the offices of Registrar of companies (ROCs), Regional Directorate(RDs), MCA HQ and Official Liquidators(OL). With help of e-services, the MCA21 system provides the stakeholders convenient, easy to use and secure access & delivery to all MCA services and improved speed ad certainty of services sought.
- 2. The first version of the MCA 21 project ended on 16th January, 2013 and M/s Infosys Limited has been appointed as service provider for version 2 from 17<sup>th</sup> January 2013 till 16<sup>th</sup> July 2020.
- 3. MCA21 version 2 with coverage of additional offices, business processes, application enhancements and additional infrastructure in its scope. It is designed to provide enhanced experience and value to the end-users through a revamp (improvements) of some of the current interfaces. MCA21 v2 is implemented and maintained as per the requirements and service level agreements.
- **4.** MCA 21 is being handled by the e-Governance Division for overall administration and implementation of the project.

Section Officer	Under Secretary/ Deputy Director	Joint Director	Director	Joint Secretary
Smt. Shashi	Smt Bindu Pillai,	Shri Shashi Raj	Shri Ashish	Shri K.V.R
Lekhra,	Room No.532	Dara	Kushwaha	Murty
Room No. 508	Tel.No.23389622	Room No.506A	Room No. 536	Room No.504
Tel. No.	Intercom No.532	Tel.No. 23043017	Tel.No.	Tel.No.23074056
23384660		Intercom No.568	23070954	Internal No.504
Intercom No.543	Sh. Vivek		Intercom No.	
	Room No.508		536	
	Intercom No.605			
	Tel. No. 23384158			

#### GENERAL SECTION

- 1. Office accommodation Headquarters.
- 2. Government accommodation matters relating to the allotment of Government residential accommodation.
- 3. Purchase of common use items.
- 4. Telephones all matters relating to office and residential telephones at Headquarters.
- 5. Office equipment's purchase and repair of office equipment's like Computers, printers, typewriters, FAX machines, Franking machines etc.
- 6. Purchase and maintenance of water coolers, air-conditioners, heaters and electrical appliances.
- 7. Entertainments— arrangement of refreshments / lunch, etc for official meetings.
- 8. Staff cars purchase, repairs and condemnation of staff cars belonging to Headquarters.
- 9. Identity cards issue of identity cards to the official at Headquarters and its field offices at Delhi.
- 10. Issue of identity cards to non-official.
- 11. Liveries Purchase of uniform cloth, shoes, slippers, etc. and its distribution among the entitled Group 'C' employees of the Department.
- 12. Preparation of rubber stamps and name plates officers of Department.
- 13. Collection of Railway/ Air parcels.
- 14. Casual Labour Salary matter.
- 15. First Aid arrangements.
- 16. Care-taking arrangement for Shastri Bhawan and Paryavaran Bhawan offices.
- 17. Security arrangements.
- 18. Records Room Review of files etc.
- 19. Resographs and its maintenance, Duplicating Machines and maintenance.

- 20. Matters / proposals from field offices All proposal from the field offices where they have to make purchase of items involving the expenditure in excess of the limits prescribed in delegation of Financial Power Rules.
- 21. Out sourcing staff like stenographers, computer operators /Office Assistant, peons etc. (Salary matters.)
- 22. Engagement of outsourced drivers and hiring of DLY Cars.
- 23. Purchase and maintenance of Computer peripherals.
- 24. Purchase of Photocopy Machine and their maintenance.

Section Officer	Under Secretary	Director	Joint Secretary
Smt. Sushma	Shri Hemant	Shri J.S. Audhkhasi	Shri K.V.R Murty
Sharma	Verma,	Room No. 512	Room No.504
Room No.511-B	Room No.526-A	Tel.No. 23381615	Tel.No.23074056
Tel.No.23389391	Tel.No.23381349	Intercom No.512	Internal No.504
Intercom No.573	Intercom		
	No.629		

# INDIAN INSTITUTE OF CORPORATE AFFAIRS (IICA) SECTION

All matters pertaining to setting up and functioning of the Indian Institute of Corporate Affairs, viz. –

- (i) Preparation of Demands for Grants in respect of Plan Scheme on IICA (Revenue)
- (ii) Examination of proposals received from IICA for release of Grants- in-aid on period basis.
- (iii) Examination of agenda items of Board of Governors (BoG) and convening of BOG Meetings of IICA Society.
- (iv) Examination of agenda items of Annual General Meeting (AGM) and convening of AGM Meetings of IICA Society.
- (v) Filling up of vacancies in the Board of Governors (BoG) in the IICA Society.
- (vi) Filling up the post of Director General & CEO, IICA
- (vii) Parliament questions/VIP references RTI matters relating to IICA.
- (viii) Any other matter referred to MCA by IICA which is beyond their delegated powers.

Section Officer	Under Secretary	Deputy Secretary	Joint Secretary
Shri N.K Bajaj	Shri Rakesh	Shri	Sh Gyaneshwar Kumar
Room.No-520	Kumar		Singh
Tel.No.23387631 Intercom No. 553	Room.No-520 Tel. No.23387939	Room No. 535 Tel.No.23389227	Room No.506 Tel. No. 23383345
medeam 1.0. 333	Intercom No-587	Intercom No.535	Intercom No.506

# INFRASTRUCTURE SECTION

- 1. Purchase of land and buildings for the Ministry and its field offices.
- 2. Capital works for construction/renovation/maintenance of all buildings (old and new) for the Ministry and its field offices.
- 3. Acquisition of office space on lease rent at the Headquarters and field loations.
- 4. Acquisition of office space through allotment under General Pool Office accommodation by the Directorate of Estates.
- 5. Parliament questions/VIP references on the above subject.

Section Officer	Under Secretary	Director	Joint Secretary
Vacant	Shri R. Rajaram Room.No-333-A, Tel.No-23386296 Intercom No-610	Audhkhasi Room	Shri K.V.R Murty Room No.504-A Tel.No.23074056 Internal No.504

# INTEGRATED FINANCE DIVISION

- 1. Examination of all proposals of the Ministry falling within the competence of the Financial Advisor.
- 2. Examination of cases of the Ministry requiring approval of the Department of Expenditure.
- 3. Examination of cases of foreign deputation/visits of officers of the Ministry requiring approval of the Financial Advisor.
- 4. Serves as the coordinating unit of the Ministry for all audit paras (statutory and internal audit).

Section Officer	Under Secretary	Director	AS&FA
Smt. Anna Kunju Mathew Room No. 333-A Tel No.23386296 Intercom No.610	Shri Amitesh Roy Room No. 521-A Intercom No. 588	Kataria	Shri Rajiv Bansal Room No. 208-A Tel.No.233841704

### INTERNATIONAL COOPERATION

All matters pertaining to International Co-operation, policy initiatives of the Ministry requiring consultation with foreign countries – visits of Ministers/Sr. officers etc. to foreign countries.

- 1. Bilateral Working Groups/Task Forces with developed and developing countries.
- 2. To handle Indo-UK Task Force on Corporate Affairs matters and to explore setting up of Task Forces with other foreign countries.
- 3. Bilateral Agreements/MOUs/Joint Ventures for Knowledge Management/ Pooling with Institutes/Organizations of International Repute.
- 4. All matters pertaining to signing of MoUs between the Institutions/Autonomous bodies and obtaining necessary clearances of Ministry of Finance (MOF), Ministry of External Affairs (MEA), Ministry of Commerce & Industry etc. in consultation with the functional divisions.
- 5. To explore Co-operation agreements with other countries in the areas of exchange of information.
- 6. All matters pertaining to foreign visits by Ministers/Officers/Officials of the Ministry and Autonomous Bodies under the Ministry of Corporate Affairs

Section Officer	Under Secretary	Director	Joint Secretary
Shri Rajender Kumar Room No. 523 Tel. No. 2338 3204 Internal No. 508	Smt. S. Padma Roy Room No. 509 Tel.No. 23384479 Internal No. 567	Kushawha,	Shri K.V.R Murty Room No.504 Tel.No.23074056 Internal No.504

### INSOLVENCY SECTION

# (A) Insolvency, Official Liquidator Section

- I. Review of mechanism of functioning of OLs.
- II. All matters pertaining to policy in respect of the work of OLs. All work pertaining to functioning of OLs and their offices including all actions arising out of observations of Courts. (High Court orders for this Ministry with respect to working of office of OLs).
- III. Complaints of stakeholders against OLs and its staff and for matters related to liquidation of companies.
- IV. Company Paid Staff, their absorption/regularization and related matters.
- V. Parliament Questions relating to OLS
- VI. RTI matters

# (B) IBC Section

- 1) Implementation of Insolvency & Bankruptcy Code, 2016(Code)
- 2) Administration of Insolvency & Bankruptcy Board of India(IBBI)
- 3) Framing Rules and Regulations under the Code, Section Notifications
- 4) Board Meeting matters of IBBI
- 5) All Establishment/HR/Budget/Grant matters relating to IBBI
- 6) Work relating to selection of Chairperson, Whole Time Members, Part Time Members, ex-officio members of IBBI as and when need arises
- 7) Other ministerial work like processing of payments through IFD, issuance of sanction orders etc. related to IBC and IBBI
- 8) Monitoring of Cases filed with NCLT under IBC, 2016 and transferred cases from High Court to NCLT
- 9) Coordination with Legal Cell for court cases relating to IBC, 2016.
- 10) Coordination with various stakeholders and all miscellaneous work of IBC and IBBI other than establishment
- 11) Coordinating activities relating to awareness programmes about IBC, 2016
- 12) Complaints/grievances of stakeholders against Resolution Professionals and for matters related to CIRP and liquidation under IBC
- 13) Parliament Questions relating to IBC, 2016
- 14) RTI matters relating to IBC, 2016

Section Officer	Assistant	Under	Deputy	Director	Joint Secretary
Officer	Director	Secretary	Director		Secretary
Ms. Shashi	Sh. Saurabh	Sh. Tharvinder	Ms. Yogini	Sh. Rakesh	Sh Gyaneshwar
Lekhra,	Gautam,	Singh	D. Chauhan,	Tyagi,	Kumar Singh
Room	Room	Room No. 529	Room No.	Room No. 538	Room No.506
No.508	No.510B,	Tel No.	510B	Tel No.	Tel. No.
Tel No.	Intercom: 594,	23389782	Tel No.	23389403	23383345
23384660	Tel: 23389745	Intercom: 529	23389745	Intercom: 538	Intercom
Intercom: 543			Intercom: 544		No.506

### **INVESTOR GRIEVANCES MANAGEMENT CELL (IGMC)**

- 1. Investor Grievance Management Cell (IGM) [earlier known as Investor Protection Cell (IPC)] was set up in 1993 to deal with investors' grievances. Its function is to take up the grievances of investors through the jurisdictional Registrars of Companies and Official Liquidators. It also coordinates with the Department of Economic Affairs, Reserve Bank of India and SEBI for redressal of investors' complaints received in this Ministry but pertaining to these agencies. Broadly, the complaints relate to the following issues:
  - (i) Non- receipt of annual report
  - (ii) Non-receipt of dividend amount
  - (iii) Non- refund of application money
  - (iv) Non-payment of matured deposits and interest thereon
  - (v) Non- receipt of duplicate shares
  - (vi) Non-registration of transfer shares
  - (vii) Non-issuance of share certificates
  - (viii) Non-receipt of debentures/bonds certificates
  - (ix) Non- issuance of bonus shares
  - (x) Non-issuance of interest on late payment
  - (xi) Non-redemption of debentures and interest thereon
  - (xii) Non-receipt of share certificates on conversion.
- 2 Parliament questions/VIP references on the above subject.
- 3. RTI References relating to IGM
- 4. Matters of Citizen Charter relating to IGM.
- 5. Coordination with RBI/SEBI on matter relating to investors' complaints against NBFC and listed companies.
- 6 Monitoring of PG Portal of Department of Administrative Reforms and Public Grievances for disposal of grievances related to this Ministry.
- 7. Monitoring of investors' grievances, preparation of data relating to grievances.
- 8 Coordination with Hardship Committee for payments to Depositors.
- 9. Reporting the cases of recurrent defaulting companies requiring technical scrutiny, inspection and prosecution to the concerned Section for further action.

Under	Deputy	Direction Inspection	DGCoA
Secretary	Secretary	& Investigation(DII)	
Smt. S. Padma	Sh G	Sh. V.K.	Shri Alok
Roy	Vaidheeswaran	Khubchandani	Samantrai Tel.
Room No. 509	Room No.535	Tel No. 23389263,	No.
Tel.No.	Tel.No.23389227	Kota House, Annexe	233381226
23384479	Intercom No.535	1, Shahjahan Road,	Kota House,
Internal No. 567		New Delhi	Annexe 1,
			Shahjahan
			Road, New
			Delhi

## INVESTOR EDUCATION AND PROTECTION FUND (IEPF)

- 1. All matters related to Investor Education and Protection Fund (IEPF) as per section 205C of Companies Act, 1956 and Section 125 of the Companies Act, 2013.
- 2. Investor Education and Protection Fund Authority (Appointment of Chairperson and Members, holding of meetings and provision for offices and officers) Rules, 2016.
- 3. The Investor Education and Protection Fund Authority (Accounting, Audit, Transfer and Refund) Rules, 2016
- 4. Investor Education and Protection Fund Authority (Recruitment, Salary and other Terms and Conditions of Service of General Manager and Assistant General Manager) Rules, 2017.
- 5. Investor Education and Production fund Authority (recruitment, salary and other terms and Conditions Of services of Dy. General Manager, Private Secretary, Personal Assistant, Stenographer, Senior Secretary, Assistant and Junior Secretariat Assistant Recruitment) Rules, 2018.
- 6. Investor Education and Protection Fund Authority (Form of Annual Statement of Accounts) and (Form and Time of Preparation of Annual Report) Rules, 2018.
- 7. All RTI references related to above matter.
- 8. Parliament questions and all parliamentary matters related to IEPF.
- 9. Policy matter related to IEPF Authority.

## Subject dealt with by the IEPF Authority

- 1. Educating and creating awareness among investor through professional Institutes, electronic and print media.
- 2. Processing of Refund claims, Business Process Reengineering, Enforcement action.
- 3. Monitoring budgetary allocations and expenditure under IEPF sub head.
- 4. Issuing various sanctions for expenditure under IEPF.
- 5. Monitoring of monthly credits to the fund.
- 6. Monitoring of website www.iepf.gov.in.
- 7. Monitoring of webpage relating to unpaid and unclaimed amounts of investors uploaded by the companies.
- 8. Preparation of E-forms and back office process thereto.

Section Officer	Under Secretary	Deputy Secretary	Joint/Additional Secretary
Sh. Narinder Kumar	Sh. R. Rajaram	Shri S. K. Vashishtha	Shri Rajiv
Bajaj(Additional	Room No. 333	Room No.525	Bansal(AS &
Charge)	Tel No. 23386296	Tel.No.23384502	FA)
Room No. 520,	Intercom No. 610	Intercom No .525	Room No. 208-A
Tel No. 23387631			Tel. No.23381704
Intercom No. 553			

### **LIBRARY**

Library of the Ministry of Corporate Affairs has been set up with the objective to fulfill the information needs of Officers in the Ministry, Committees and Commissions set up from time to time. It is a research and reference Library. It has a good collection of books (more than 53816), comprising of subjects Company Law and other laws, Economics, Management, Accounts, History, Political Science, Fiction, Reference books and General Books. This Library has more than 300 reports and has a specialized collection of AIR since 1914, Company Cases, Supreme Court cases, Company Law Journal, Corporate Law Adviser (online also), Supreme Court Cases (Online), SEBI and Corporate Laws, Competition Law Reports etc. MCA Library receives more than 50 newspapers and 200 magazines both in English and Hindi, per month.

Section Officer	Under Secretary	Director
Smt. Sushma Sharma	Shri Hemant Verma,	Shri J.S. Audhkhasi
Room No.511-B	Room No.526	Room No.512-A
Tel.No.23389391	Tel.No.23381349	Tel.No.23381615
Intercom No.573	Intercom No.629	Intercom No.512

### OFFICIAL LANGUAGE SECTION

## Translation from English to Hindi & vice-versa of the following:

- (i) All office orders, notifications and resolutions, ordinary letters, VIP letters & RTIs.
- (ii) Cabinet Notes.
- (iii) Monthly summary for the Cabinet.
- (iv) Detailed agenda & minutes of meetings of standing committees on various subjects pertaining to the Ministry, basic material to be submitted to these Committees; Action Taken Note on the recommendations of the Committees.
- (v) Replies to Audit Paragraphs.
- (vi) Answers to parliament questions, assurances & call attention notices.
- (vii) Annual Reports.
- (viii) Outcome Budget.
- (ix) Demand for Grants.

## Implementation of Official Language Policy of Union of India:

- 1. Constitution of Hindi Salahakar Samiti and organizing its meetings, preparing Agenda papers & drafting of Minutes thereof and Action Taken Note on the decisions taken in the meetings.
- 2. Attending the Central Official Language Committee (Kendriya Rajbhasha Karyanvan Samiti) headed by Secretary, Department of Official Language and action taken on the decisions taken in the meeting
- 3. Organizing quarterly meetings of Official Language Implementation Committee (Vibhagiya Raj Bhasha Kriyanvanan Samiti) headed by Joint Secretary (Admn.) Ministry of Corporate Affairs and preparing Agenda Note and Minutes of the meeting.
- 4. Preparation of material regarding progressive use of Hindi for inclusion in the Annual Report of the Ministry of Corporate Affairs. Preparation of Annual Assessment Report on progressive use of Hindi in the Ministry of Corporate Affairs for onward transmission to Department of Official Language to include the material in their annual Assessment report for laying it on the table of the House.
- 5. Liaison with Committee of Parliament on Official Language regarding inspection of various offices of Ministry of Corporate Affairs; preparation of 9 points questionnaire pertaining to the Ministry; review of the material of concerned office to be inspected for onward transmission to the Committee and participation in the inspection meeting.
- 6. Implementation of Annual Hindi Noting & Drafting Scheme and other schemes introduced by Department of Official Language.
- 7. Work relating to inspection of various offices/sections of the Ministry in regard to

progressive use of Hindi and preparing review reports.

- 8. Preparation & processing of quarterly progress reports after receiving details from each Sections in regard to progressive use of Hindi for onward transmission to Department of Official Language.
- 9. Nomination of employees for Hindi Language/Hindi Typing/Hindi Shorthand training under Hindi Teaching Scheme and matters related thereto.
- 10. Implementation of various targets specified in the Annual Programme issued by the Department of Official Language regarding progressive use of Hindi.
- 11. Processing cases of violation of various provision of Official Act, 1963 and Official Language Rules, 1976.
- 12. Attending meetings of Hindi books purchase Committee of the Ministry.
- 13. Proposal regarding creation of Hindi posts in the Ministry and its subordinate offices etc. as per prescribed/revised norms in this regard.
- 14. Organising Hindi workshops for imparting practical training of noting and drafting etc. in Hindi/various provisions of Official Language Act, 1963 and Official Language Rules.1976.
- 15. Organizing Hindi Fortnight and various competitive events during the month of September everyyear.
- 16. Preparing handy-help literature in Hindi on various subjects dealt with by the Ministry for its various sections/ subordinate offices.
- 17. Review of Quarterly Progress Reports (QPRs) regarding progressive use of Hindi in Sub-ordinate/field offices of the Ministry.
- 18. Action under Official Language Rules, 1976 by introducing & implementing various checkpoints.
- 19. Preparing draft replies to Parliament questions of Official language to be answered by Ministry of Corporate Affairs/ Department of Official Language, MHA as the case maybe.
- 20. Preparing the speeches in Hindi for the Hon'ble Minister, MOS and the Secretary to be delivered by them in public functions on various occasion as well as at the time of addressing various conferences.
- 21. Processing of various complaints received from different agencies regarding

violation of various provisions of Official Language Act, 1963 & Official Language Rules, 1976.

- 22. Action regarding notifying the subordinate offices under Rule 10(4) & 8(4) of Official Language Rules, 1976.
- 23. Award Schemes for writing books in Hindi.

Assistant Director(OL)	Joint Director (OL)	Joint Secretary
Shri Rajbir Singh	Dr. R.Ramesh Arya	Shri K.V.R Murty
Room No.509	Room No. 569	Room No. 504
Tel.No.23387409	Tel.No. 23381288	Tel.No.23074056
Intercom No.562	Intercom No.569	Internal No.504

## PARLIAMENT SECTION

- 1. All matters regarding Parliament Questions (Lok Sabha & Rajya Sabha).
- 2. Making of officers passes for various meetings relating to MCA.
- 3. Issue of Parliament Session calendars during Sessions and all other matters pertaining to Parliament
- 4. Monitoring of pending Parliamentary Assurances.
- 5. Uploading Parliament Questions on the Lok Sabha and Rajya Sabha portal during the Session.
- 6. Issue likely to be raised during the forthcoming Parliament Session.
- 7. To co-ordinate the Parliamentary/Standing Committee Meetings, supply of material for Senior Officers meetings, day-to-day clarifications/queries from different Ministries/Department/Sections of MCA in connection with Parliament Questions and Assurances.
- 8. Laying of papers of Both the Houses of Parliament etc.

Section Officer	Under Secretary	Deputy Secretary	Joint Secretary	
Shri Rajend	er Shri Hemant Verma	Shri Nilratan Das	Shri K.V.R Murty	
Kumar	Room No. 526	Room No.532-A	Room No.504	
Room No. 523	Tel No. 23381349	Tel.No.23389622	Tel.No.23074056	
Tel. No. 2338 3204	Intercom No. 629	Intercom No.532	Internal No.504	
Internal No. 508				

#### PROFESSIONAL INSTITUTES SECTION

- 1. Administration of the following Acts:-
  - (i) Chartered Accountants Act, 1949;
  - (ii) Cost and Works Accountants Act, 1959; and,
  - (iii) Company Secretaries Act, 1980
- 2. Amendments, if any, to the abovementioned Acts in pursuance of the Companies Act, 2013.
- 3. Framing of rules and regulations under the Acts governing Institute of Chartered Accountants of India(ICAI), Institute of Cost Accountants of India(ICOAI) and Institute of Company Secretaries of India(ICSI).
- 4. Matters relating to three professional Institutes viz. ICAI, ICoAI and ICSI such as:
  - a. Examination of proposals of the Institutes seeking messages from the High Dignitaries/ holding of conferences/seminars and obtaining approval of MEA /MHA etc.
  - b. Examination and according administrative approval to the proposals of Institutes entering into MRAs/MOUs etc.
  - c. Examination of complaints filed against the members of the professional bodies and seeking reports from the concerned Institute.
  - d. Court cases relating to the three Institutes.
- 5. WTO matters relating to Accounting, Book keeping, Auditing and Services.
- 6. Action Plan for Champion Services Sector for the MCA

Section Officer	Under Secretary	Deputy Secretary	Joint/Additional
			Secretary
Vacant	Shri Tharvinder Singh	Shri G. Vaidheeswaran	Shri Rajiv
	Room No.529	Room No.515	Bansal(AS &
	Tel. No.23389782	Tel.No.23389227	FA)
	Internal No.529	Intercom No.535	Room No. 208-A
			Tel. No.23381704

### **RESEARCH & ANALYSIS DIVISION**

- 1. Implementation and monitoring of the Research Component of the Plan Scheme of CDM by evaluating, sanctioning, monitoring research project proposals received from researches/institutions under the Scheme through the mechanism of Technical Committee meetings and then seeking Administrative and Financial approvals.
- 2. Guiding and supervising internal research in the Ministry.
- 3. Preparation of Annual Report on the Working and Administration of the Companies Act for laying it before each House of Parliament within one year of the close of the year to which the report relates.
- 4. Collecting inputs form different divisions of MCA and preparation of Annual Report of the Ministry and submitting it to the standing Committee on Finance to enable it to consider the demand for grants of the Ministry.
- 5. Collecting inputs from different divisions for each month's important events and policy changes from the Ministry and final preparation and distribution of Monthly MCA News letter.
- 6. Serves as the interface between the Ministry and NITI Aayog. Also, to coordinate MCA's view point relating to various subjects being handled by Group of Secretaries and being monitored by NITI Aayog and Cabinet Secretariat.
- 7. Providing economic input on issues relating to inert alia Corporate Performance, Capital Market Reforms, Disinvestment and foreign Direct Investment at the macro level.
- 8. Represent MCA in IMG meetings for selection of merchant bankers, legal advisers and other procedural matter related to disinvestment of Govt. of India's share in CPSUs organized by Department of Investment and public Assets Management (DIPAM).
- 9. Providing economic inputs to assessment of implementation of Companies Act, 2013 and Competition Act through internal and outsourced research.
- 10. Briefs, speeches and presentations for Hon'ble Minister of Corporate Affairs and Secretary, MCA as and when desired.
- 11. Providing inputs for FSDC-SC meeting to Secretary, MCA.
- 12. Providing inputs for economic survey and India Reference Manual.
- 13. Parliament questions and queries referred to the R&A Division.

Assistant Director	Deputy Director	Director	Economic Adviser
Sh. Akshay Singh, B Wing,8th Floor Lok Nayak Bhavan, Khan Market, New Delhi	Smt. Usha Kumar B Wing, 8th Floor, Lok Nayak Bhawan, Khan Market Tel No. 011- 24698969  Smt. Divya Sharma B Wing, 8th Floor Lok Nayak Bhavan, Khan Market, New Delhi-3 Tel: 24698971	Shri P.C. Guravaiah B Wing, 8th Floor, Lok Nayak Bhawan, Khan Market Tel No. 011- 24655345	Dr. Mohan Chutani B Wing, 8 <sup>th</sup> Floor, Lok Nayak Bhavan, Khan Market, New Delhi-3 Tel: 24698970

#### STATISTICS DIVISION

# 1. Data Management Related Activities

- i) Implementation of Plan Scheme 'Corporate Data Management' (CDM) that envisages to create in house data-mining and analytics facility in the Ministry with the objective of disseminating corporate sector data in a structured manner.
- ii) Managing Capacity Building component of the Plan Scheme of Corporate Data Management (CDM) and funding of research
- iii) Examining and resolving issues relating to improvements of Corporate Statistics generate from the MCA 21 portal.
- iv) Sharing statistical information on the corporate sector with central Ministerial and Organizations such as Central Statistics Office (CSO), Reserve Bank of India and others as and when necessary.
- v) Publishing monthly information bullet in containing statistical information and analysis of developments in the corporate sector.

## 2. Exchange of Corporate Sector data with External Agencies

- i) Customized statistical reports as per requirements of CSO, RBI, etc. for National Account Statistics on Corporate Sector.
- ii) Dissemination of data for general usage by researchers, analysts, etc.
- iii) Nodal division for corporate statistics related matters with M/o Statistics & PI.
- iv) Nodal division for publishing datasets on Data Portal India as a part of NDSAP implementation by the Ministry.
- v) Nodal division for interaction with DGCI&S (DGFT), FIU, etc.

### 3. Other activities

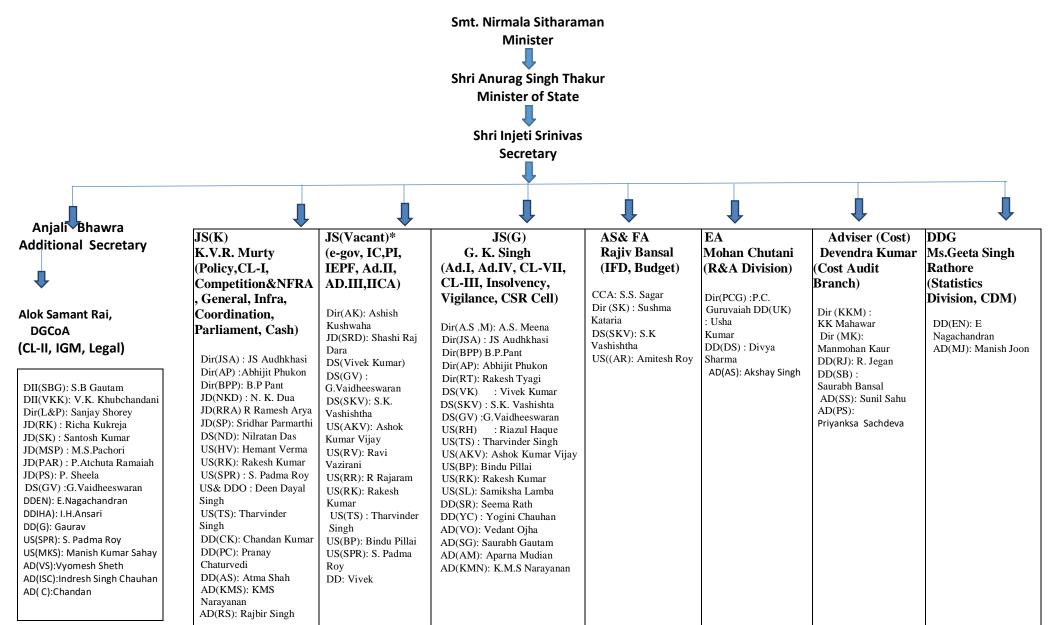
- i) Represents Ministry as Advisor to XBRL India/Institute of Chartered Accountants of India (ICAI).
- ii) Interacts with ICAI/Institute of Cost Accountants of India (ICAI) for development of XBRL taxonomies, business rules, quality of filings, etc.
- iii) Inputs for development of XBRL regulatory tool by the Ministry.
- iv) Assistance to other division of the Ministry for Data Analytics & Mining on MCA21 data.
- v) Representing Ministry in various Committees, Working Groups, Task Force etc. constituted by Ministry of Statistics and Programme Implementation (MoSPI)

<b>Assistant Director</b>	Deputy Director	Deputy Director General		
Shri Manish Joon,	Sh E. Nagachandran	Ms. Geeta Singh Rathore, 1st		
1st Floor, Jeevan	1st Floor, Jeevan	Floor, Jeevan Vihar,		
Vihar, Parliament	Vihar, Parliament	Parliament Street, New Delhi		
Street, New Delhi	Street, New Delhi	Tel.No. 23363067		
Tel. 23360979	Tel.No.23360979			

## VIGILANCE SECTION

- 1. Complaints involving vigilance angle in respect of the MCA officials/ officers received from various services including CVC/CBI.
- 2. Maintenance of CRs/APARs of Group 'A' 'B' & 'C' officers at Headquarters, other than ICLS officers and their feeder cadres and forwarding of the complete APARs of Group 'A' officers to the concerned cadre controlling authorities.
- 3. Disclosure of APARs and processing of representations, if any.
- 4. Suspension / review of suspension, disciplinary proceedings under CCS (CCA) Rules in all cases involving vigilance or administrative angle.
- 5. Processing of intimations /prior permissions sought under CCS(Conduct) Rules relating to acquisition / disposal of movable or immovable assets/ acceptance of gifts/employment of near relatives in private firms / engagement of relatives in private business, etc. in respect of all officers/officials of the Headquarters and Group 'A' and 'B' officers in the field offices.
- 6. Conveying vigilance clearance, in respect of officers/officials in Headquarters and Group 'A' and 'B' in the field offices.
- 7. Obtaining annual immovable property returns from all Group 'A' and 'B' of Headquarters and ICLS officers from field offices. Forwarding of Immovable property returns of Group 'A' officers to concerned cadre controlling authorities.
- 8. Obtaining annual return of assets & liabilities from all officials from Headquarters and Group 'A' and 'B' officers from field offices under Lokpal and Lokayuktas Act, 2013.
- 9. Ensuring compliance of instructions of Central Vigilance Commission / Administrative Vigilance Division of DOPT.
- 10. Issuing advisories as a measures of preventive vigilance on the basis of examination of cases.

Section Officer	Under Secretary	Deputy Secretary	Chief Vigilance	
			Officer	
Sh. Manish Kumar	Sh. Ashok Kumar	Shri B.P. Pant	Shri Gyaneshwar	
Room No. 540A	Vijay,	Room No. 534	Kumar Singh	
Tele No. 23387415.	Room No. 525A	Tel.No.23389204.	Room No. 506	
Intercom No.540.	Tel No. 23384502	Intercom No. 534	Tel.No. 23383345	
	Intercom: 525		Intercom No.506	



Note: \* One more Post of Joint Secretary is vacant and the work is redistributed among AS,AS&FA, JS(G) & JS(K) as under:

PI, IEPF- AS&FA- Link Officer Ad.II, Ad.III- AS-Link Officer e.gov, IC-JS(K)-Link Officer IICA-JS(G)-Link Officer

Chief Vigilance Officer: Gyaneshwar Kumar Singh, JS; Web Master: Ashish Khushwaha, Director; Welfare Officer: Tharvinder Singh, US