

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

In the matter of Show Cause Notice issued to AWT Investments Limited

Dates of Hearing

April 05, 2022

Order-Redacted Version

Order dated May 17, 2022 was passed by Director/Head of Department (Adjudication-I) in the matter of AWT Investments Limited. Relevant details are given as hereunder:

Nature	Details
1. Date of Action	Show cause notice dated March 04, 2022.
2. Name of Company	AWT Investments Limited, (the Company and/ or the Respondent)
3. Name of Individual*	The proceedings were initiated against the Company.
4. Nature of Offence	<u>Alleged contraventions of Rule 7(2) (aa) of the Non-Banking Finance Companies (Establishment and Regulations) Rules, 2003 (NBFC Rules) and regulation 10(A) of the Non-Banking Finance Companies and Notified Entities Regulations, 2008 (NBFC Regulations) read with Section 282 J of the Companies Ordinance, 1984.</u>
5. Action Taken	<p>Key findings were reported in the following manner:</p> <p>I have reviewed the facts of the case and considered the written as well as verbal submissions of the Respondent and its Representative in light of the aforesaid legal provisions and observed that the aforesaid non-compliance has been established and conceded but the Respondent is of the view that for the said non-compliance, the Company Secretary is responsible and not the Respondent. In this regard, I am of the considered view that as explained in para 9 above, the Respondent cannot shift its responsibility to someone else. The Respondent being a licensed AMC/ Financial Institution and active participant of the mutual fund industry is dealing in public money and interest, therefore, in order to maintain the investors' confidence, it is important to exhibit compliance with all applicable laws. The Respondent remained non-compliant with the aforesaid regulatory requirements for a considerable time period. Although, the</p>

	Respondent has filed Form 29 (reporting the elections of directors) and approval of the Commission, vide letter dated December 14, 2021 in respect of the appointment of directors on its board, but non-compliance has been established, therefore, in exercise of the powers conferred under Section 282 J of the Ordinance, I hereby impose penalty of <u>Rs. 250,000/- (Rupees: Two Hundred and Fifty Thousand Only)</u> on the Respondent on account of the aforesaid established and conceded non-compliance.
6. Penalty Imposed	Rs. 250,000/-
7. Current Status of Order	No Appeal has been filed by the respondents.