

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

In the matter of Show Cause Notice issued to Apollo Textile Mills Limited

Dates of Hearing

June 28, 2021

Order-Redacted Version

Order dated August 12, 2021 was passed by Director/Head of Department (Adjudication-I) in the matter of Apollo Textile Mills Limited. Relevant details are given as hereunder:

Nature	Details
1. Date of Action	Show cause notice dated February 23, 2021
2. Name of Company	Apollo Textile Mills Limited
3. Name of Individual*	The proceedings were initiated against the Company
4. Nature of Offence	In view of alleged violation of Section 132 of the Companies Act, 2017 read with Section 479 thereof
5. Action Taken	<p>Key findings were reported in the following manner:</p> <p>I have considered the facts of the case, relevant provisions of the Act, and arguments submitted during the hearing as well as the Company's written responses. Holding of the AGM is a vital statutory requirement as it provides opportunity to the members to participate in the discussion and voting on agenda items of the general meeting which includes consideration and approval of the company's financial statements. In order to ensure transparency and protect the shareholders' rights, all companies must meticulously adhere to the law by following the procedure prescribed under the Act for holding of AGMs. The Company cannot absolve itself from its statutory duties pertaining to holding of AGMs, preparation and filing of annual and quarterly financial statements in a timely manner as specified under the law.</p> <p>In view of the preceding facts, taking cognizance of the submissions by virtue of the Company's arguments set forth during the hearing coupled with the fact that the Company has not convened its AGM for the year ended June 30, 2020 within the statutory timeframe, I have come to the conclusion that the pertinent provisions of the statute have been violated which renders the Company liable to penal action in terms of Section 132 of the Act.</p>

	Therefore, in exercise of powers conferred under sub-section (5) of Section 132 of the Act, I hereby impose a fine of Rs. 100,000/- (Rupees one hundred thousand only) on Apollo Textile Mills Limited.
6. Penalty Imposed	A Penalty of Rs. 100,000/- (Rupees one hundred thousand only) was imposed on Apollo Textile Mills Limited.
7. Current Status of Order	No Appeal has been filed by the Company.

Redacted version issued for placement on website of the Commission.