



## Directorate of Student Services

### Part-1

### Important Information for the months of May, June & July 2011

### **For urgent attention of students appearing in JUNE, 2011 CS EXAMINATIONS**

#### **Discontinuation of Dispatch of Admit Cards in physical form**

In accordance with the decision taken by institute recently, it is brought to the notice of the students that effective from June, 2011 Session, the system of dispatch of Admit Cards in physical form will be discontinued. The Institute will arrange to upload the E-Admit Cards on the website of the Institute which can be downloaded by the students.

Students are advised to download the Admit Card on or after 20<sup>th</sup> May, 2011 which they can carry with them to the Examination Centre.

However, as per existing practice the preliminary enrollment details will be available on the website from 1<sup>st</sup> May, 2011. Students are advised to verify the same and in case of any discrepancy or changes, the same may be brought to the notice of the Institute at E-Mail id [enroll@icsi.edu](mailto:enroll@icsi.edu) OR at telephone no. 0120-4522081/ 86 immediately and latest by 18<sup>th</sup> May, 2011.

#### **Discontinuation of Issue of Mark Sheets in physical form for Foundation and Executive Programmes**

Similarly, it has also been decided that from June, 2011 Session onwards, the dispatch of Mark Sheets for Foundation and Executive Programmes in physical form will be discontinued. As per the present practice, the details of Marks will be available immediate after the declaration of results on the website. Formal E-Mark Sheets will uploaded on the student portal [www.icsi.in](http://www.icsi.in) which may be downloaded by the students for reference and records. However, the Mark Sheets of Professional Programme will continue to be issued in physical form.

All concerned students are advised to take a note of it.

### **Important cut-off dates:**

1. Last date for applying for all types of : Wednesday, 18<sup>th</sup> May, 2011

Changes in examination form for ( Students are advised to avoid contacting the institute for appearing in June 2011 exam such changes at eleventh hours )  
( i.e. change of centre, Module, Medium )

2. Last date of registration for Executive : Tuesday, 31<sup>st</sup> May 2011

Program ( if student wishes to appear  
in single module of Executive Program  
in December 2011 exam )

**3. Last date of registration for Professional : Tuesday, 31<sup>st</sup> May 2011**

Program ( if student wishes to appear  
in any two module of Professional Program  
in December 2011 exam )

## MOST IMPORTANT

All correspondence related with student's matter should be sent to:  
**The Director (Student Services)**  
**The Institute of Company Secretaries of India,**  
**C-37, Sector-62,**  
**Noida-201309**

### Important points to be noted:

1. Recently three more examination centers [ i.e. Salem ( code no. 318 ), Sonapat ( code no. 229 ) & Jabalpur ( code no. 418 ) ] have been opened, which will be operative from June 2011 examination onwards on experimental basis.

Further two more examination centers [ i.e. Kota ( code no. 230 ) & Dhanbad ( code no. 108 ) ] have been opened, which will be operative from December 2011 examination onwards on experimental basis. Students residing in & around these places may avail the opportunity.

2. If any student wishes to apply for extension of registration / or registration de-novo, he/she is advised to submit his/her application for extension of registration / or registration de-novo at the earliest.

3. Subject-wise Exemption fees / De-novo / extension fees should never be clubbed with examination fees. Students are advised to apply for the same separately. They should also mention about the same in examination form at appropriate place.

#### 4. Cancellation of Registration

Registration of students registered up to and including June 2006 stands terminated on expiry of five-year period on 31<sup>st</sup> May 2011 leading to the following immediate consequences :

(a) Supply of "Student Company Secretary" bulletin will be discontinued from May 2011 onwards.

(b) Response sheets will not be accepted even if submitted and coaching completion certificates will not be issued ( after the expiry of registration period ).

#### Important:

Students whose registration is valid up to February 2011 ( i.e. students registered in March 2006 ) are, however, eligible to appear in June 2011 examination without seeking extension of registration / registration de-novo subject to fulfilling other requirements as laid down in the regulations.

## ATTENTION

### **Students of Final ( under old syllabus )**

#### **Regarding Compulsory switchover to New Syllabus**

All students of Final who are presently pursuing the Company Secretaryship Course under old syllabus are hereby informed that from next examination onwards ( i.e. June 2011 session onwards ) institute's examination will be conducted under new syllabus only.

As such all concerned students may note that w.e.f. 26<sup>th</sup> February 2011 all students who are presently in Final ( old syllabus ) will be compulsorily switched-over to Professional Program ( i.e. under new syllabus ).

Students who have already passed any group of Final ( under old syllabus ) / or exempted in any subject ( under old syllabus ) may note that they will be eligible for exemption in corresponding subjects under new syllabus as per details mentioned below :

Sl No	FINAL ( old Syllabus )	Subject Code	PROFESSIONAL PROGRAM ( New Syllabus )	Subject Code
1	Advanced Company Law and Practice ( ACLP)	131	Company Secretarial Practice ( CSP)	231
2	Secretarial Practice relating to Eco. Laws and Drafting & Conveyancing ( SPRELD)	132	Drafting, Appearances and Pleadings ( DAP)	232
3	Secretarial, Management and System Audit ( SMSA)	133	Due Diligence & Corp. Compliance Mgt. ( DDCCM) ( Module –IV)	237
4	Financial, Treasury and Forex Management ( FTFM)	134	Financial, Treasury and Forex Management ( FTFM)	233
5	Corporate Restructuring Law and Practice ( CRLP)	135	Corporate Restructuring and Insolvency ( CRI)	234
6	Banking and Insurance – Law and Practice ( BILP)	136	Governance, Business Ethics and Sustainability ( GBES) ( Module –IV)	238
7	WTO-International Trade, Jt. Venture and Foreign Collaborations ( WTO-ITJVFC)	137	Strategic Mgt, Alliances and International Trade ( SMAIT)	235
8	Direct and Indirect Taxation – Law and Practice ( DITLP)	138	Advanced Tax Law and Practice ( ATLP)	236
9	Human Resources Mgt & Industrial Relations ( HRMIL)	139	Governance, Business Ethics and Sustainability ( GBES) ( Module-IV)	238

## Online Services for Students through students' portal [www.icsi.in](http://www.icsi.in)

Students of ICSI may avail following online services:

- i) Students can view the status of his/her application form already submitted for registration as student.
- ii) Students can take printout of Admit Card ( i.e. Roll No. of exam ), Registration letter, Deno-vo letter, extension letter etc.
- iii) New students can submit their online registration form
- iv) Students can take printout of Duplicate Identity Card
- v) Students can change their address, Mobile no. and e-mail ID etc. instantly.

Part-II

**General Information students must know**

## CHANGE IN FREQUENCY OF DESPATCH OF STUDENT COMPANY SECRETARY BULLETIN

As per the existing system, the Student Company Secretary Bulletin is dispatched by post to all active regular students on monthly basis.

Keeping in view the changing times, The Council of the Institute has decided that the Student Company Secretary Bulletin ( in physical form ) will be sent to the students on bi-monthly basis, instead of on monthly basis, w.e.f. January 2011.

However, the academic inputs as is being covered in the Student Company Secretary Bulletin will be uploaded on the website of the Institute, viz., [www.icsi.edu](http://www.icsi.edu) and the same will also be sent through e-mail on monthly basis. With this arrangement, it is expected that the students will get updated contents promptly with the latest academic developments.

All students are advised to take a note of it.

### Important Telephone Nos. of Directorate of Student Services

Sl No.	Nature of Query	Telephone Numbers	E-mail IDs
1	Issue of study materials	(0120) 4522064	<a href="mailto:om.prakash@icsi.edu">om.prakash@icsi.edu</a>
2	Registration Status of Foundation/Executive Program	(0120) 4522061	<a href="mailto:ms.bhagwan@icsi.edu">ms.bhagwan@icsi.edu</a> (for Foundation Program) <a href="mailto:anju.gupta@icsi.edu">anju.gupta@icsi.edu</a> (for Executive Program)
3	De-novo/ Extensión /Professional Enrolment	(0120) 4522072	<a href="mailto:archana.goel@icsi.edu">archana.goel@icsi.edu</a>
4	Paperwise Exemption ( On qualification basis for Registered Students )	(0120) 4522074	<a href="mailto:s.hemamalini@icsi.edu">s.hemamalini@icsi.edu</a>
5	Non-receipt of Registration Letter/Identity Cards/Student Company Secretary Bulletin/E-mail Registration/Change of Address	(0120) 4522071	<a href="mailto:naveen.kumar@icsi.edu">naveen.kumar@icsi.edu</a>
6	Coaching Completion Certificates/ Suggested Answers and Response Sheets Status/ Examiners (DPTS)	(0120) 4522074	<a href="mailto:sp.singh@icsi.edu">sp.singh@icsi.edu</a>
7	Compulsory Computer Training	(0120) 4522075	<a href="mailto:prem.lata@icsi.edu">prem.lata@icsi.edu</a>
8	Public Private Partnership Scheme	(0120) 4522083	<a href="mailto:ashvini.srivastava@icsi.edu">ashvini.srivastava@icsi.edu</a>
9	Issue of Admission Certificate for Examinations	(0120) 4522085/87	<a href="mailto:enroll@icsi.edu">enroll@icsi.edu</a>
10	Duplicate pass certificate of Final/Professional	(0120) 4522082	<a href="mailto:sivaram@icsi.edu">sivaram@icsi.edu</a>
11	Transcript/Verification of Qualification (only for students)	(0120) 4522081/82	<a href="mailto:sivaram@icsi.edu">sivaram@icsi.edu</a> (for Executive Program) <a href="mailto:rajesh.sharma@icsi.edu">rajesh.sharma@icsi.edu</a> (for Final/Professional Program)

### MOST IMPORTANT

All correspondence related with student's matter should be sent to:  
The Director (Student Services)  
The Institute of Company Secretaries of India,  
C-37, Sector-62,  
Noida-201309

## GUIDELINES FOR SEEKING EXTENSION OF REGISTRATION

### EXECUTIVE PROGRAMME EXAMINATION

No extension of registration will be allowed to any student if he/she has not passed/completed the Executive Programme (Inter) examination during the validity of registration period. All such students will have to seek registration *de novo* only.

### PROFESSIONAL PROGRAMME EXAMINATION

1. Students whose registration expires between 28th/29th February and 31st May and between 31st August and 30th November will be allowed extension of time without payment of extension of registration fee for the limited purpose of appearing in the ensuing June or December examination, respectively, as the case may be.
2. Registration of a student may be extended beyond a period of five years on year-to-year basis for appearing in the Professional Programme (Final) examination:
  - (i) if he/she has completed postal/oral coaching and has been issued with coaching completion certificate for all **modules** (groups) of the Professional Programme examination (Final) under new syllabus during the validity of the previous registration period or has passed at least **one module** (group) of the Professional Programme (Final) examination under the New Syllabus during the validity of the previous registration period as the case may be; and
  - (ii) makes an application for extension of registration period along with requisite fee within six months from the date of expiry of registration or within six weeks of the declaration of results of the last examination in which he/she appeared, whichever is later.
3. Extension of registration shall be granted for one year at a time on payment of extension of registration fee of Rs. 500 per annum, arrears of fee, if any, under the previous registration and service charges @ Rs. 150 per module (group) for which the student has not been issued with the coaching completion certificate for the Professional Programme (Final).
4. On the student's application for extension of registration being accepted by the Institute, the extended period will be counted in continuation of his previous registration. He/she will also continue to bear the same registration number.
5. No candidate will be allowed more than two extensions including the extension, if any, already availed under old/new syllabus for completing Professional Programme (Final) examination under the new syllabus.
6. A student who completes the Professional Programme (Final) examination (of the Institute) during the extended period of registration will be required to comply with the practical experience and practical training requirements as stipulated under Company Secretaries Regulations, 1982 and guidelines framed there under in this regard.
7. Study material will not again be supplied on seeking extension of registration. However, it can be had on payment of Rs. 160 per subject.
8. A student, on being granted extension of registration, shall be eligible to get the 'Student Company Secretary' from the month next to the month in which his application for extension of registration is accepted by the Institute.
9. The Secretary - on being satisfied that application of any of the guidelines cause undue hardship to a candidate - may relax any of the said guidelines by recording reasons in writing.

## GUIDELINES FOR REGISTRATION DE NOVO

*(Registration de novo pursuant to regulation 22 read with sub-regulation (2) of regulation 24.)*

**(A) Guidelines for candidates seeking registration de novo within two years of the expiry of previous registration.**

1. A person whose registration has been cancelled on expiry of five-years period or otherwise may within two years of cancellation of former registration seek registration *de novo* on payment of the following fees:
  - (i) Registration fee: Rs.1500 (w.e.f. 1.4.2008)
  - (ii) (a) Where a student has not completed coaching for both modules (Group) of Executive Programme (Intermediate) all modules (Group) of Professional Programme (Final), balance of Rs. 5,000 of the postal tuition fee if enrolled for

Executive Programme (Intermediate) or balance of Rs. 7,500, if enrolled for Professional Programme (Final), as the case may be, after adjusting the amount paid on this account earlier. However, credit for having completed coaching in a particular module (Group) may be given if the coaching completion certificate has not been issued due to invalid registration or any other reason.

- (b) Postal tuition fee of Rs 5,000 in the case of students who have passed the Executive Programme (Intermediate) examination but not enrolled for the Professional Programme (Final).
  - (c) Arrears of postal tuition fee, if due, under former registration where the students have been issued with coaching completion certificate(s) for both modules (Group) of Executive Programme (Intermediate) all modules (Group) of Professional Programme (Final) as the case may be.
2. On the student being registered *de novo* he will be given credit for the oral or postal tuition completed during the validity of his previous registration in the corresponding paper(s) of the new syllabus. Such a student shall not be supplied with the study material afresh. Study material can however be obtained on payment of Rs. 160 per subject. Student Company Secretary will be sent free of cost during the validity period of registration *de novo* from the month subsequent to the month in which the student was registered *de novo*.

**(B) Guidelines for candidates seeking registration *de novo* after two years of the expiry of previous registration.**

1. A person whose registration has been cancelled or has terminated on expiry of five-year period and has not sought registration *de novo* within two years of the expiry of former registration may seek registration *de novo* within 5 years of the cancellation/termination of his former registration on payment of the following fees:
  - (i) Registration fee Rs. 1500
  - (ii) Exemption fee for
    - (a) Foundation Programme Rs. 500
    - (b) Executive Programme (Inter) Rs. 500Examination (if already passed)
  - (iii) Paperwise exemption fee
    - (a) Executive Programme (Inter) Rs. 100 per paper
    - (b) Professional Programme (Final) Rs. 100 per paper
  - (iv) Where a student has not completed coaching for both modules (Groups) of Executive Programme (Inter) all modules of Professional Programme (Final), balance of Rs. 5,000 of the postal tuition fee, if enrolled for Executive Programme (Inter) or balance of Rs. 7,500 if enrolled for Professional Programme (Final), as the case may be. However, credit for having completed the coaching in a particular module may be given if the coaching completion certificate has not been issued due to invalid registration or any other reason.
  - (v) Rs. 7,500 in the case of students who have passed the Executive Programme (Inter) but not enrolled for the Professional Programme (Final).
  - (vi) Arrears of postal tuition fee, if due, under former registration where the students have been issued with coaching completion certificates for both modules (Group) of Executive Programme (Inter) all modules (Group) of Professional Programme (Final).
2. On the student being registered *de novo*, he will be given credit for the oral or postal tuition completed during the validity of his previous registration in the corresponding paper(s) at the new syllabus. Such a student shall not be supplied with the study material afresh. Study material can however be obtained on payment @ Rs. 160 per subject. Student Company Secretary will be sent free of cost during the validity period of registration *de novo* from the month subsequent to the month in which the student was registered *de novo*.
3. The registration *de novo* will be valid for a period of five years from the month in which the student has been registered *de novo*.

**(C) No candidate shall be registered as a student *de novo* if he applies after five years of the expiry of the former registration. He may seek fresh registration as a student and no credit for the fees paid or examination passed under the former registration will be admissible on his registration as a fresh student under any circumstances.**

**1. Concession in Registration Fees / Examination Fees for Physically Handicapped Students:**

## Concession in Registration Fee / Examination Fee for Physically Handicapped Students

As a social welfare measure, the Council of The Institute has decided to grant further concession in Registration Fee / Examination Fee to physically handicapped students with effect from 1<sup>st</sup> July 2010, as per details given below :

### Registration Fee for Physically Handicapped Students

Stage	Registration Fee to be paid by Physically handicapped students :
Foundation Programme	Only Registration Fee will be charged (At present, Registration Fee is Rs.1200)
Executive Programme	Only Registration Fee will be charged (At present, Registration Fee is Rs.1500)
Professional Programme	Only Registration Fee will be charged (At present, Registration Fee is NIL)

### Examination Fee for Physically Handicapped Students

Stage	Examination Fee to be paid by Physically handicapped students :
Foundation, Executive & Professional Programme	25% of the fee applicable to general candidates.

The above concession would be granted subject to the following guidelines: -

- (i) The concerned students should submit a certificate issued by a Physician / Surgeon/ Oculist working in a State/ Central Government to the effect of permanent physical disability (including blindness),
- (ii) The following shall be regarded as permanent physical disability :-
  - (a) permanent physical disability of more than 50% in one limb; or
  - (b) permanent physical disability of more than 60% in two or more limbs; or
  - (c) permanent deafness with hearing impairment of 70 decibels and above; or
  - (d) permanent and total loss of voice.
- (iii) Blindness shall be regarded as permanent physical disability, if it is incurable and falls in any of the categories specified namely :-
  - 6/60 to 1/60
  - or field of vision 110-2
  - 3/60 to 1/60
  - or field of vision 100
  - FC at 1 foot to Nil
  - or field of vision 100
  - Total absence of sight

It is clarified that all other services shall be available on full payment basis as applicable to general category students.

## 2. Change of Address

Change of address, if any, should be intimated to the Institute by sending a separate letter in this regard. While intimating the change in their mailing address, the students are advised to invariably quote the PIN CODE number along with the student registration number, name and full postal address with city, state in capital letters.

PIN CODE is required to be mentioned for quick delivery of the mail. Students may, therefore, check up the computerised mailing address as printed on the 'Student Company Secretary' bulletin. In case, it does not carry or carry the wrong PIN CODE number, the same may be intimated immediately quoting student registration number and full postal address with Postal Index Number so that it could be incorporated in the computerised mailing list.

## 3. E-Mail Address of the Students

Those students who are having e-mail address may communicate the same to the Student Services Section (giving reference of their name & registration no.) at [naveen.kumar@icsi.edu](mailto:naveen.kumar@icsi.edu), which will facilitate quick and economic communication from the Institute's side.

#### **4. Students Identity Card**

All the students appearing in the examination must hold Identity Card in the manner prescribed by the Institute, if not already obtained at the time of seeking registration. For obtaining the Identity Card, students are advised to obtain a proforma from the Headquarters/Regional Offices of the Institute and send it again to the Institute duly filled up and attested as per instructions given in the prospectus/registration letter.

Students who have so far not obtained Identity Cards are advised to write to the Institute immediately. The students should carry their Identity Cards without fail for appearing in the Institute's examination. If the Identity Card already issued has been lost or mutilated, student should send a request for obtaining duplicate Identity Card together with the mutilated Identity Card/Identity Card proforma duly filled in and attested together with Rs. 50/- towards duplicate Identity Card fee.

#### **5. Compulsory Enrolment for Professional Programme.**

Students who have passed/completed both modules of Executive examination are advised to seek compulsory enrolment for undergoing coaching for the Professional Programme on payment of Rs. 7500/- towards postal tuition fee.

Candidates will be admitted to the Professional Program examination, if : -

- i) He/She has registered himself/herself as a student for the Professional Programme at least nine calendar months prior to the month in which the examination commences. In other words, candidate registered as student up to and including the month of February in a year are eligible to appear in all the modules of the Professional Program examination to be held in December of that year, and those registered between March to August during a year are eligible to appear in all the four modules of the Professional Program examination to be held in the month of June next year subject to satisfactory completion of compulsory coaching.
- ii) However, a candidate registered as a student at least six calendar months prior to the month in which the examination commences may be allowed to appear in any one or two module(s) of the Professional Program examination, that is to say, a candidate registered as a student up to and including the month of May in a year will be eligible for appearing in any one or two module(s) in December examination and those who are registered from June onwards and upto and including the month of November in a year will be eligible to appear in any one or two module(s) of Professional Program examination to be held in the month of June next year subject to satisfactory completion of compulsory coaching.

#### **6. Uniformity in Signatures**

It has been observed that some of the enrollment applications / letters received from the students are either unsigned or bear different signatures from time to time.

All the students are, therefore, advised to maintain uniformity in their signatures on all the correspondence with the Institute including students identity card, enrollment application and attendance sheet provided in the examination hall at the time of writing examinations.

#### **7. Clarification Regarding Paperwise Exemption**

- (a) The paperwise exemption is granted only on the basis of specific request received in writing from a registered student along with the attested photocopies of marks sheets for all parts of the Degree/examination (on the basis of which the paperwise exemption is sought) and the exemption fee @ Rs. 100/- per paper. It is one time payment and not to be remitted for availing of paper wise exemption in every session of examination during the validity of registration period.



- (b) The application for claiming paperwise exemption must reach the Institute on or before the last date for submission of enrolment application i.e. 25<sup>th</sup> March and 25<sup>th</sup> September for June and December examinations respectively and with a late fee of Rs. 100/-, the application can be accepted upto 9<sup>th</sup> April and 10<sup>th</sup> October respectively.
- (c) The paperwise exemption once granted holds good during the validity of registration period or passing/completing the examination, whichever is earlier.
- (d) The paperwise exemption is cancelled only on receipt of a specific request in writing from the student concerned on or before the last date for submission of the enrolment application. If any candidate appears in the exempted paper(s) of examination without receiving the written confirmation from the Institute, but by making personal representation, appeal, request, etc., at the Examination Centre at the last moment, his/her appearance in such paper(s) shall automatically be treated as cancelled.
- (e) It may be noted that candidates who apply for grant of paper wise exemption or seek cancellation of paper wise exemption already granted, before the last date of submission of enrolment applications for a particular examination, must see and ensure that they receive written confirmation from the Institute at least 15-20 days prior to the commencement of the examination. Candidates who would presume automatic grant or cancellation of paper wise exemption without obtaining written confirmation on time and absent themselves in any paper(s) of examination and/or appear in the exempted paper(s) would do so at their own risk and responsibility and the matter will be dealt with as per the above guidelines.
- (f) Exemption once cancelled on request in writing shall not be granted again under any circumstances.
- (g) The candidates who have passed either group of the Intermediate/Final examination under the old syllabus, may claim the paperwise exemption in the corresponding subject(s) of new syllabus indicating the basis of exemption as "APO" in the appropriate column of the enrolment application.
- (h) In case the paperwise exemption has already been granted on the basis of qualification or the candidates is eligible for grant of exemption on the basis of securing 60% or more marks, a photocopy of the letter/marks-sheet issued by the Institute should be enclosed with the enrolment application while claiming such exemption, failing which the same may not be granted for the ensuing examination.
- (i) No exemption fee is payable for availing paperwise exemption on the basis of "APO" or on the basis of securing 60% or more marks in the Institute's examination.
- (j) Paperwise exemption fee is payable only when the exemption is to be availed on the basis of qualification(s) specified for the purpose.

**ANNOUNCEMENT  
PAPER-WISE EXEMPTIONS ON RECIPROCAL BASIS  
TO ICSI AND ICWAI STUDENTS**

The Council of the Institute has given approval that the final passed students of ICWAI can avail exemptions in the following papers of Foundation Programme, Executive Programme and Professional Programme of the Company Secretaryship Course under the New Syllabus effective from 1st November, 2007, 1st February, 2008 and 1st August, 2008 respectively.

**Scheme of Exemptions**

<b>Exemption to CS passed candidates in papers of ICWAI.</b>	<b>Exemption to CWA passed candidates in Papers of ICSI.</b>
<b>Foundation Course</b> (4 papers) - Complete exemption	Complete exemption Foundation Programme (4 papers) -
<b>Intermediate Course</b> 1. Financial Accounting (Paper 5) 2. Applied Direct Taxation (Paper 7)	<b>Executive Programme</b> 1. Company Accounts, Cost & Management Accounting (Module I, Paper 2) 2. Tax Laws (Module I, Paper 3)
<b>Final Course</b> 3. Financial Management & International Finance (Paper 12) 4. Indirect & Direct Tax Management (Paper 14)	<b>Professional Programme</b> 3. Financial, Treasury and Forex Management (Module II, Paper 3) 4. Advanced Tax laws & Practice (Module III, Paper 6)

Students enrolled to Company Secretaryship Course and wish to seek above said paper-wise exemption(s) - on the strength of having passed the final examination of ICWAI - may make their request in writing to Director (Students Services) at C-37, Sector-62, NOIDA-201 309 (U.P) together with the requisite exemption fee @Rs.100 per paper by way of Demand Draft drawn in favor of 'The Institute of Company Secretaries of India' payable at New Delhi and the valid document in support of having passed the Final examination of the Institute of Cost & Works Accountants of India on or before the last date of submission of enrolment application for the CS Examination. The above exemption scheme is effective from December, 2008/ June, 2009 for Foundation/Executive Programme and CS Professional Programme examination(s) respectively.

## **EXEMPTION FROM INDIVIDUAL PAPERS OF THE EXECUTIVE PROGRAMME EXAMINATION**

In pursuance of the powers conferred on it under clause(3) of the regulation 42 of the Company Secretaries Regulations,1982, the Council of the Institute of the Company Secretaries of India has decided that a candidate shall be exempted from the following paper(s) of the Executive Programme examination if he/she possesses the qualification(s) specified against each paper, having secured 50% or more marks in the aggregate and applies for exemption on or before last date for enrolment for the examination paying requisite exemption fee as may be determined by the Council from time to time :

**1. General and Commercial Laws:** M.A./M.B.A. (Corporate Secretaryship) or Degree in Law (three years or five years integrated) from a recognized University/Institute either constituted under an Act of Parliament or approved by AICTE.

**2. Company Accounts, Cost and Management Accounting :** M.A. (Corporate Secretaryship)/M.Com/M.B.A. (with Advanced Accountancy as one of the subjects at graduation/post-graduation level and with full paper in Cost Accounting/Management Accounting/Financial Management at M.A. (Corporate Secretaryship)/M.Com/M.B.A level having secured 50% marks in the subject concerned) from a recognized University/Institute either constituted under an Act of Parliament or approved by AICTE.

**3. Tax Laws:** M.A./M.B.A. (Corporate Secretaryship) from a recognized University/Institute either constituted under an Act of Parliament or approved by AICTE.

### **8. Compulsory Computer Training**

**ATTENTION STUDENTS**  
**CS EXECUTIVE EXAMINATIONS AND COMPULSORY**  
**COMPUTER TRAINING PROGRAM REG:**

The Institute frequently receives communications from the students seeking guidance on various matters, particularly as to how to qualify the requirements of compulsory computer training program.

In terms of Company Secretaries Regulations, 1982 (as amended) all students are required to successfully undergo a compulsory Computer Training Program for becoming eligible to seek enrolment to appear in CS Executive Program examinations.

The Institute, in compliance of the above said requirements, has tied up with M/s APTECH Limited on providing Computer Training to the students of the Institute at subsidized rates; through which 70 hours of computer training shall be provided to the students/ members of the Institute in all Centers of APTECH all over the country. To undergo this course, a student/member has to approach any APTECH center recognized for ICSI-APTECH Course on all India bases. To take admission, the student/member has to deposit the requisite fees and fulfill the formalities as per the requirements of M/s APTECH.

**The list of APTECH Centers including detailed course contents, module details and topic-wise time duration etc. can be had through the options Students ICSI Aptech Course on the Institute's website i.e. [www.icsi.edu](http://www.icsi.edu)**

Salient features of the course in brief:

Title of the Course : 'Understanding Information  
Technology in Corporate  
Environment'

Duration of the Course : 70 Hours

Fee : Rs.3000/- per participant for General  
Category & Rs.2500/- Per participant  
for SC/ST Category. [All payment will  
be On-line or by Credit/Debit Card or  
by Demand Draft (Nationalized bank  
and large private banks only].

Service Tax and bank charges as  
per the GOI rules as Applicable from  
time to time shall be payable by **The  
student. Present rate of Service  
Tax @10.3%.**

A student can be exempted from undergoing the course on the basis of his existing qualification/degree in the computer field subject to the conditions that he/she enrolls him/herself for an online exemption test (to be conducted by APTECH) at any of the recognized Aptech Center for ICSI-Aptech Course on all India bases and successfully clears the test. TWO attempts will be allowed for the student to clear the online exemption test within a period of 30 (thirty) days against the fees of Rs.450/-. *Service Tax and bank charges as per the GOI rules as applicable from time to time shall be payable by the student.* Present rate of Service Tax @ 10.3 %. Student has to appear for the online exemption test from the respective Aptech Testing Center, which will be allocated to him/her. All payments will be made online or credit/debit card or by demand draft.

## 9. Student Induction Program (SIP)

Every candidate registered for the Executive Programme w.e.f. 01.09.2009 are compulsorily required to undergo seven days Student Induction Programme (SIP) within 6 months of registration. Regarding any query about SIP, students are advised to contact office of their respective Regional Council / Chapter. Alternatively, they may also call to Directorate of Training & Membership of institute on telephone no. 011-49343026/27/28.

## 10. Exemption from Computer Training

A student shall be exempted from undergoing the course on the basis of he/she fulfill the following criteria:

1. He/She has the requisite knowledge of the areas/topics covered in the computer training and
2. He/She enrolls himself/ herself for an online exemption test (to be conducted by APTECH) at any of the APTECH Center on all India basis and successfully clears the test.

**11. Discontinuation of issue of pass certificates to Foundation / Executive Program pass students:**

**ATTENTION STUDENTS !**

**DISCONTINUATION  
OF ISSUE OF PASS CERTIFICATES  
TO FOUNDATION/EXECUTIVE  
PROGRAMME PASS STUDENTS**

In accordance with the decision taken by the Council of the Institute recently, it is brought to the notice of the student community that henceforth (i.e. from June, 2010 Examination Session onwards), Pass Certificates will be issued only to such students who pass Final Course/Professional Programme. However, Mark Sheets will continue to be issued to students of all stages viz. Foundation, Executive and Professional Programmes as per existing practice.

**12. Rationalization of system for issue of Coaching Completion Certificates under Postal Coaching Scheme:**

**ATTENTION STUDENTS !!!**

**Rationalization of the system for issue of Coaching Completion Certificate under Postal Coaching Scheme**

It has been decided to rationalize the criteria for issue of Coaching Completion Certificates vis-à-vis submission of Response Sheets with immediate effect which is as follows :-

Stage	No. of response sheets required to be submitted for each subject	
	Existing Criteria	Revised Criteria
Foundation Programme	Only one Response Sheet for each subject	No Change
Executive Programme	Three Response Sheets for each subject	Only one Response Sheet for each subject
Final Course/Professional Programme	Three Response Sheets for each subject	Only one Response Sheet for each subject

Keeping in view the above decision, the students are advised to send atleast one Response Sheet for each subject to make him/ her eligible for issue of Coaching Completion Certificate. It is further to clarify that he/ she has to secure minimum 40% marks in each subject for issue of Coaching Completion Certificate. The students who have already sent atleast one Response Sheet in each subject will also be guided by the same criteria and the Coaching Completion Certificates will be issued whoever meets the said criteria. However, students will be at liberty to send maximum response sheets to the Institute and all such response sheets will be evaluated and returned to them for their reference/guidance. For any further information / clarification on the subject, please contact Shri A.K. Srivastava, Deputy Director (Student Services) at E-Mail id : ashvini.srivastava@icsi.edu or at telephone nos. 0120-4522083.

**13. Schedule of Fees :**

**SCHEDULE OF FEES**

PARTICULARS	FEES (Rs.)	REMARKS
<b>FOUNDATION PROGRAMME</b>		
Admission Fee	1200	Total Fees → 3600
Postal Tuition Fee	2400	
<b>EXECUTIVE PROGRAMME (INTERMEDIATE)</b>		
Registration Fee	1500	Total Fees → 7000 (For commerce graduates)
Foundation Examination Exemption Fee	500	
Postal Tuition Fee for Executive Programme	5000	

Postal Tuition Fee for Foundation Programme ( <i>payable by Non-Commerce Graduates who are seeking exemption from passing the Foundation Programme Examination under clause (iii) of Regulation 38.</i> )	750	Total Fees → 7750 (For others)
<i>Foundation Pass Student</i>	6500	Total Fees → 6500
<b>PROFESSIONAL PROGRAMME (FINAL)</b>		
Postal Tuition Fee	7500	
<b>DE-NOVO REGISTRATION</b>		
Registration De-Novo Fee	1500	
Exemption from Foundation Examination Fee	500	
Exemption from Executive Programme Examination Fee	500	
<b>EXTENSION OF REGISTRATION</b>		
Extension of Registration Fee	500	
Service Charges for Extension of Registration	150	
<b>EXAMINATION FEE</b>		
Foundation Programme	875	
Executive Programme	900 (Per Module)	
Professional Programme	750 (Per Module)	
Late Fee for receipt of Examination Application	100	
Change of Examination Center/Module/Medium	100	
For appearing from overseas Dubai Centre : Surcharge of <b>US \$ 100</b> in addition to the applicable examination fees.		
<b>OTHER FEES</b>		
Paper-wise Exemption Fee	100	
Issue of Duplicate Identity Card Fee	50	
Issue of Duplicate Pass Certificate Fee	50	
Issue of Duplicate Mark Sheet	50	
Issue of Transcript / certified copy of Syllabus	100	
Verification of Marks Fee	100 (Per Subject)	

#### 14. ICSI Students Education Fund Trust :

## ICSI STUDENTS EDUCATION FUND TRUST

With a view to encourage and motivate economically backward and academically bright students to pursue the Company Secretaryship Course, the Institute has created a Trust viz. ICSI Students Education Fund Trust.

STAGE	CATEGORIES OF STUDENTS / ELIGIBILITY CRITERIA	
	For Students with Family Income upto Rs. 1,00,000 per annum	For Academically Bright Students without any limit on their Family Income
Foundation Programme	75% Marks in both Matriculation & Senior Secondary Stages	90% Marks in both Matriculation & Senior Secondary Stages
Executive Programme	75% Marks in both Matriculation & Senior Secondary Stages and 60% Marks in Bachelor's Degree Stage	90% Marks in both Matriculation & Senior Secondary Stages and 85% Marks in Bachelor's Degree Stage

### NATURE AND EXTENT OF FINANCIAL ASSISTANCE

Eligible students shall be fully exempted from paying the Registration/Admission Fee, Postal Tuition Fee, Exemption Fee and other fees usually payable at the time of admission to Foundation/ Executive Programmes. Depending upon their performance in the CS Examinations, the students may also be exempted from payment of Examination Fee and also the fees payable at the time of admission to Executive Programme and Professional Programme (for students admitted to Foundation Programme) and Professional Programme (for students admitted to Executive Programme).

For detailed guidelines, application form, etc. please visit [www.icsi.edu](http://www.icsi.edu)

Students desirous of availing the financial assistance may submit their application in the prescribed format along with all supporting documents to **Director (Student Services), The Institute of Company Secretaries of India, C-37, Sector - 62, Noida - 201 309.**

### 15. List of institutes empanelled for imparting Oral Coaching Classes to CS students Under Public Private Partnership Scheme of ICSI:

S.No.	Name & Address of Empanelled Institutions.	Validity for CS Session of Exam
<b>EASTERN INDIA REGIONAL COUNCIL</b>		
1.	M/s Happy Coaching Institute Fatak, P.O. Budharaja Sambalpur-768 004 Orissa	December`10 & June`11 Session of CS Examinations.
2.	The Director M/s Institute for Inspiration & Self Development 1-B/200/1, Sector-III Salt Lake City Kolkata-700 106	June`11 and December`11 Session of CS Examinations.
3.	The Director M/s Ambedkar Institute of Higher Education AIHE Campus House No 21-B, Patliputra Golamber Patna-800 013 (Bihar)	June`11 & December`11 Session of CS Examinations.
4.	The Principal	December`10 and June`11 Session of CS Examinations.

	M/s Haldia Law College HIT Campus HALDIA – Purba Medinipur 721 657 (W.B)	
5.	Proprietor M/S Solution Education Centre 116, Gandhi Path, North S K Puri PATNA- 800013	December`10 and June`11 Session of CS Examinations
6.	Proprietor M/S WISDOM Institute of Professional Learning, 3/100C, C R Colony, On Raja S C Mallick Road KOLKATA 700032	December`10 and June`11 Session of CS Examinations
7.	M/s Gyan Bharati Institute of Higher Studies, [Unit Gyan Bharati Society] 64A, Nimalia Ghat Street, KOLKATA 700 006	June`11 and December`11 Session of CS Examinations

### NORTHERN INDIA REGIONAL COUNCIL

1.	M/S G.G.D.S.D. COLLEGE Rajpur (Palampur) Distt. Kangra Himachal Pradesh	December`10 and June`11 Session of CS Examinations.
2.	M/s Springdale College of Management Studies Madhotanda Road Pilibhit-262 001 (U.P)	December`10 and June`11 Session of CS Examinations.
3.	M/s Sainath Commerce Classes C-20, Talwandi KOTA-324 005	December`11 and June`12 Session of CS Examinations.
4.	M/s Lucknow Commerce Academy S-72/17, Old `C` Block Chauraha Rajajipuram (Near Lekhraj) Lucknow-226 017	Dec .10 Session and Jun`11 session of CS Examinations.
5.	The Director M/s 1360, Staffing & Training Solutions Private Limited 46, First Floor, Karanpur Dehradun (U.P)	June`11 and December`11 Session of CS Examinations.
6.	M/s. Institute of Systematic Studies in Commerce, Behind Maharaja Hotel, Station Road, Moradabad- 244001 (UP)	June` 11 and December` 11 Session of CS Examinations.
7.	SAI INSTITUTE Mallu Sarai, SAMBHAL, Near Chamunda Mandir MORADABAD	Dec .10 Session and Jun`11 session of CS Examinations.
8.	The Director, M/S G. S. Institute of Professional Studies, Ahilya Bai Holkar Circle, Dampier Nagar MATHURA [UP]	December `10 and June`11 Session of C S Examination
9.	The Director, Commerce County-Institute for Commerce Studies,	December `10 and June`11 Session of C S Examination



	137, Red Square Market, Near Palki Hotel, HISSAR – [Haryana}	
10.	The Proprietor M/S Brain Solutions, ATS, Laxmi Bai Marg, Aligarh [UP]	December '10 and June'11 Session of C S Examination
11.	The Director M/S EKKISS, 1/5-B, EKKISS Road Suratgarh, Dist Sri Ganganagar RAJASTHAN	December '10 and June'11 Session of C S Examination
12.	Director, M/s Advanced Commerce Study , 14 Amar Complex, Dwarka More, Uttam Nagar, New Delhi 110059 Mob NO: 9818301515	June`11 and December`11 Session of CS Examinations
13.	Director, M/s Govindam Business School, 514, Industrial Estate, Patparganj Delhi – 110092	June`11 and December`11 Session of CS Examinations
14.	MRS. SONIA GULATI Proprietor, M/S CS Academy, House NO.35, 8, Maria Colony, PANIPAT – [HARYANA]	June`11 and December`11 Session of CS Examinations
15.	CA PRITAM K GOSWAMI Director,M/S Career Institute of Commerce & Accounts [CICA] A-781, Near I L & Indra Vihar Joint,Indra Vihar, KOTA- 324005	June`11 and December`11 Session of CS Examinations
16.	Mr Ajay Kumar Trivedi M/S Vedanta Commerce Academy C-28, Rajajipuram LUCKNOW 226017	June`11 and December`11 Session of CS Examinations
17.	Director M/S Bharat Sir's Commerce Institute 7445, Durga Puri Haibowal Kalan Ludhiana [Pb]	December'11 and June'2012 session of CS Examinations.
18.	Director, M/S Academy for Professional Studies, LUCKNOW	December'11 and June'2012 session of CS Examinations.
19.	Prog Director, NIAM Institute of Applied Management, 20/1, Old Sher Shah Suri Marg, Opp: Sector 37, Faridabad	December'11 and June'2012 session of CS Examinations
20.	Mr Pramod Kumar M/S Hari Institute of Education and Training [HIET] House No 528 E,Opp Govt Agriculture Office, Sunder Nagar, Jaunpur 222002 [UP]	December'11 and June'2012 session of CS Examinations
21.	Director, M/S Bharti School of Business Studies 9-N Model Town HISAR [Harana]	December'11 and June'2012 session of CS Examinations
22.	Heritage Women's Polytechnic Krishna Colony, Near Railway Station	

	Railway Road PALWAL ( Haryana )	December'11 and June'2012 session of CS Examinations
23.	Shri Aatm Vallabh Jain Girls' College Hnauman Garh Road Sri Ganganagar ( Rajasthan ) – 335001	December'11 and June'2012 session of CS Examinations
<b>WESTERN INDIA REGIONAL COUNCIL</b>		
1.	Senior Manager M/s Career Classes 303, Shalimar Corporate Center 8, South Tukoganj Near Hotel Balwas Indore (M.P)	December`10 and June`11 Session of CS Examinations.
2.	M/s Institute of Management Training & Research Artha Complex, 2 <sup>nd</sup> Floor Near IMA House and Tapdiya Terrace, Off. Adalat Road Aurangabad-431 001 (M.S)	June`11 and December`11 Session of CS Examinations.
3.	The Principal M/s D.M.`s College of Arts, Science & Commerce Assagao, Bardez GOA-403 507	June`11 and December`11 Session of CS Examination.
4.	M/s NAVKAR INSTITUTION 7, Pallavi Row House Opp. Memnagar Fire Station Navrangpura Ahmedabad-380 009	December`10 and June`11 Session of CS Examinations.
5.	The Director M/s Geetanjali Education Systems Private Limited Geetanjali College of Computer Science & Commerce Indian Red Cross Building Suchak Road Opp. Shastri Medan RAJKOT-360 001	June`11 and December`11 session of CS Examinations.
6.	The Managing Director M/s IDEAL Classes Private Limited 44/375, Unnat Nagar-II Opp. Patkar College S.V. Rpad, Goregaon (West) Mumbai-40 062  [Branch: Borivali (West)]	June`11 and December`11 Session of CS Examinations.
7.	The Director M/s. Lex4biz 5, Rajnigandha Tithal Road Valsad-396001 (GJ)	June'11 and December'11 Session of CS Examinations.
8.	The Director M/S Professional Excellence Academy 86, Zone-II, Third Floor, M.P.Nagar BHOPAL 462011 [MP]	December '10 and June'11 Session of C S Examination
	M/S Shri Gosar Hansraj Gosrani Commerce & Shri	December '10 and June'11 Session of C S Examination

9.	Dharamshi Devraj Nagda BBA College, Shah Bhagwanji Kachra Education Complex Near Octroi Post, Indira Gandhi Marg, Jamnagar 351004 [Guj]	
10.	The Director, Professional Academy of Competitive Excellence [PACE], B-402, 403, Silver Mall, R N T Marg, Indore- 452001 [MP]	December '11 and June '12 Session of C S Examination
11.	Managing Director Arihant Institute Pvt Ltd., "Arihant House" 2, Navin Park Society, Nr Municipal School, Sardar Patel Colony Road, Naran pura, Ahmedabad – 380013	June '11 and December '11 Session of CS Examinations
12.	M/S Vrajesh Sir, s Academy of Commerce, 404/B, Swapneet-V Near H L Commerce College, Navrangpura Ahmedabad 380009	June '11 and December '11 Session of CS Examinations
13.	Director M/S Dnyanoday Corporate Training Centre N-11, E-11/3, Mayur Nagar Hudco Aurangabad 431136	June '11 and December '11 Session of CS Examinations

### SOUTHERN INDIA REGIONAL COUNCIL

1.	M/s MOHANS Institute Sreyas, Chettiparambil Lane Thekkumbhagam, Tripunithura Ernakulam (Distt.), KERALA-682 301	December '10 and June '11 Session of CS Examinations.
2.	PRESIDENT, M/s Dr. G.G. Shetty Educational Society® Jnana Degula , 25/B-4 Near K.M.F. DHARWAD-580 004	June '11 and December '11 Session of CS Examination.
3.	M/s Bright Academy of Excellence Baba Foundation, Plot No.46 Door No.102, Flat No.6, 1 <sup>st</sup> Floor, South West Boag Road, T. Nagar Chennai-600 017	December '10 and June '11 Session of CS Examination.
4.	M/s Prize Academy No.2, Teachers Colony (Off V.M. Street) Royapettah Chennai-600 014	December '10 and June '11 Session of CS Examination.
5.	M/s Sree Saraswathi Thyagaraja College Palani Road, Thippampatti Coimbatore Distt. POLLACHI-642 107	December '10 and June '11 Session of CS Examination.
6.	The Principal M/s National College Dindigul Road	June '11 and December '11 Session of CS Examinations.

	Karumandapam TIRUCHIRAPALLI-620 001 (T.N)	
7.	The Administrative Officer M/s National Management College 2/16 Thudupathi, Perundurai Erode [Dist] -638 057	December`10 and June`11 Session of CS Examinations.
8.	The Principal M/s P.S.G.R. Krishnammal College For Women Peelamedu COIMBATORE-641 004	December` 11 & June`12 Session of CS Examinations.
9.	The Director M/S Blue Dot Academy NO.4, Balaji Avenue, Ist Street T.Nagar CHENNAI – 600017	December` 11 and June` 12 session of C S examinations.
10.	M/S Centre for Human Resources Development, Thekkel, Mannarakkayam PO., Ponkunnam [via] Kanjirapally, Kottayam Dist., KERALA – 686506	December`11 and June` 12 session of C S examination.
11.	The President M/S Sengunthar Prudential Academy, Erode Sengunthar Engineering College[Campus ] Thudupathi ERODE – 638057	December`10 and June` 11 session of C S examination
12.	Director, National Institute of Continuing Education c/o S Srinivasan & CO. Corporate Services Pvt Ltd., No. 40/7, Ramakrishna street, North Usman Road, T Nagar Chennai 600017 Ph NO: 044-28141604	December`10 and June` 11 session of C S examination
13.	M/s Angel Auditor College, SF NO. 37, Marakkadai Street, Brindavan Pudukottai 622001	June`11 and December`11 Session of CS Examinations
14.	Dr. Mohan Alva M/S Alva Education Foundation Alva's College. Sundari Anand Alva Campus Vidyagiri, Moodbidri Dakshina Kannada Dist [Karnataka]	June`11 and December`11 Session of CS Examinations
15.	MR. K N RAMASAMY, Director, -Academics, RR Academy NO.2, Noor Veerasamy Street, Off Vaalluvar Kottam High Road, Nungambakkam, Chennai 600034	June`11 and December`11 Session of CS Examinations
16.	Principal M/S Kathir College of Engineering "Wisdom Tree" S.F NO. 812/1, Neelambur Coimbtore 641062	June` 11 and December`11 Session of CS Examinations
17.	Director, PSG Institute of Management, Post Box NO.1668, Avinashi Road, Peelamedu Coimbatore 641004	June` 11 and December`11 Session of CS Examinations
18.	Chief Executive	December`11 and June` 2012 Session of CS

M/S 3-C, Computer Consulting Centre  
Manjathuruther Building  
Good Shepherd Road  
Kottayam 686001

Examinations.

## General Instruction :

In case of any specific problem / complaint regarding:

1. Registration, post registration, students services and postal / oral coaching, students may contact personally or write to

Mr Sohan Lal

Director ( Student Services )

The Institute of Company Secretaries of India

C-37, Sector-62,

Noida-201309,

Tel : 0120-4522056

e-mail : sohan.lal@icsi.edu.

2. Academic guidance and suggestions, if any, students may write to

Mr Sutanu Sinha

Director ( Academics )

The Institute of Company Secretaries of India

22, Institutional Area

Lodi Road

New Delhi-110003

Tel : 011-45341014 (D)

e-mail : [sutanu.sinha@icsi.edu](mailto:sutanu.sinha@icsi.edu).

# Directorate of Academic & Professional Development

Part-2

## Academic Guidance

Executive Programme

Economic and Labour Laws

FAQs ON

THE CONTRACT LABOUR (REGULATION & ABOLITION) ACT, 1970<sup>1</sup>

**1. What is the object of the Contract Labour (Regulation & Abolition) Act, 1970?**

The object of the Act is to do away with the abuses of the system of employment of contract labour. With the said object, the Act regulates the employment of contract labour in certain establishments and provides for its abolition in certain circumstances.

**2. To which establishments/contractors the Act is applicable?**

The Act is applicable -

- to every establishment employing twenty or more workmen as contract labour
- to every contractor employing twenty or more workmen

<sup>1</sup> Prepared by Archana Kaul, Assistant Director (A&PD), The ICSI.

The Act empowers the Central Government and the State Government to apply its provisions to any establishment or contractor employing less than twenty workmen.[Section 1(4)]

### **3. Are there any establishments to which the Act is not applicable?**

The Act is not applicable to establishments performing work only of an intermittent\* or casual nature. [Section 1(5)]

*\*Work is deemed to be of an intermittent nature -*

- *if it is of a seasonal character and is performed for not more than 60 days in a year, or*
- *in other cases if it was performed for not more than 120 days in the preceding 12 months.*

### **4. Is it permissible under the Act to exempt any establishment from its provisions?**

Under Section 31, the Act permits the Government in the case of an emergency to exempt any class of establishments or any class of contractors from the application of all or some of the provisions of the Act or the rules made thereunder for a specified period and subject to specified conditions and restrictions.

### **5. What is the primary duty of a principal employer/a contractor under the Act?**

Every principal employer of an establishment to which the Act applies must get his establishment registered under the Act for the purpose of employing contract labour, and every contractor to whom the Act applies must obtain a license under the Act for the purpose of undertaking or executing any work through contract labour. [Section 7 & 12]

### **6. What is the procedure for getting an establishment registered under the Act?**

The procedure for registration of establishment under the Act is as follows:

- a. if the Act applicable to an establishment the principal employer of the establishment has to make an application in the prescribed form accompanied by prescribed fees to the Registering Officer for registration of the establishment under the Act
- b. if the application is complete in all respects the Registering Officer will register the establishment and issue a certificate of registration in the prescribed form to the principal employer.[Section 7]

### **7. When the registration of an establishment can be revoked under the Act?**

According to Section 8 of the Act, the Registering Officer can revoke the registration of any establishment if he is satisfied –

- i. that the registration has been obtained by misrepresentation or suppression of any material fact, or
- ii. that for any other reason
- iii. the registration has become useless or ineffective .

### **8. What are the consequences of not obtaining registration under section 7 or of revocation of registration under section 8?**

Section 9 prohibits the principal employer of an establishment who has not obtained the required registration under section 7 or whose registration has been revoked under section 8 from employing any contract labour in his establishment.

### **9. Can any establishment be prohibited from employing contract labour?**

Yes. As per Section 10 of the Act, the Central Government or a State Government can prohibit any establishment from employing contract labour for performing any work after considering –

- whether the conditions of work and benefits provided for the contract labour in the establishment are satisfactory;
- whether work is incidental to or necessary for the business of the establishment;
- whether the work is of perennial nature, that is to say, it is of sufficient duration;
- whether it is done ordinarily through regular workmen;
- whether it is sufficient to employ considerable number of whole-time workmen

**10. Is it necessary to give reasons in the notification issued under section 10(1) of the Act?**

In *National Organic Chemical Industries v. State of Maharashtra, (1988)II CLR 612*, it was held that the Government need not give reasons in the notification issued under Section 10(1) of the Act prohibiting employment of contract labour in any work in any establishment. Such notification cannot be equated with a judgment of a Court.

**11. Does the Act confer any right on the contract labourers to be absorbed by the principal employer?**

No right flows from the provisions of the Act for the contract labourers to be absorbed by or to become the employees of the principal employer. [*R. K. Panda & Ors. v. Steel Authority of India & Ors., 1994 CLR 402.*]

**12. What is the procedure for obtaining a licence under the Act?**

The procedure for obtaining a licence is as follows:

- a. A contractor to whom the Act is applicable has to make an application in the prescribed form accompanied by the necessary fees and security deposit to the Licensing Officer for grant of a license under the Act.
- b. The Licensing Officer after making the necessary investigation may issue a license in the prescribed form containing the conditions subject to which the same is granted.
- c. The licence will be valid for the period specified therein and will have to be renewed from time to time. [Section 13]

**13. How long a licence remains in force and when it can be renewed?**

As per Rule 27 & 29, a licence will remain in force unto 31st December of the year for which the licence is granted. It should be renewed every year. The application for renewal should be made not less than 60 days before the date on which the licence expires.

**14. What is the remedy available if a certificate of registration or a licence is lost?**

Under Rule 30 it has been provided that if a certificate of registration or a licence has been lost, defaced or accidentally destroyed, a duplicate should be obtained from the registering officer or the licensing officer as the case may be, on payment of the prescribed fee

**15. Under what circumstances a licence can be revoked or suspended?**

The licensing Officer can revoke or suspend a licence or forfeit the security deposit if he is satisfied -

- i. that the licence has been obtained by misrepresentation or suppression of any material fact, or
- ii. that the holder of the licence has failed to comply with the conditions specified therein, or
- iii. that the holder of the licence has contravened any provision of the Act or the rule made thereunder. [Section 14]

**16. What is the effect of not having a licence under the Act?**

If a contractor to whom the Act is applicable does not have a licence under the Act, he is prohibited from undertaking or executing any work through contract labour. [Section 12]

**17. What is the effect if the principal employer employs contract labour without holding a certificate of registration and a contractor also not holding a licence?**

It has been held that every worker who works for a principal employer to whom the provisions of the Contract Labour Act are attracted is to be treated as the worker of the principal employer unless it is satisfied that the establishment has secured a certificate of registration for the relevant period under section 7 and it had employed contract labour through a licensed contractor under section 12. (*Food Corporation of India Workers' Union v. Food Corporation of India & Ors., 1990 CLR 829.*)

**18. If the contractor fails to register his contract under the Act, the employees employed by him become the direct employees of the principal employer?**

There is no provision in the Contract Labour Act whereby it can be construed that the failure of the contractor to register his contract under section 12 of the Act, the employees employed by the contractor would become the direct employees of the principal employer. (*General Labour Union v. K. M. Desai & Ors., 1990 CLR 22.*)

**19. Can an appeal be filed against that orders of the Registering Officer and the Licensing Officer?**

Yes. Any person aggrieved by the order of the Registering Officer or the Licensing Officer can prefer an appeal to the Appellate Officer. Such appeal must be filed within 30 days from the date of communication of the order. [Section 15]

**20. What are the amenities to be provided by a contractor for the maintenance of health and welfare of contract labour?**

A contractor is required to provide canteens, rest-rooms, latrines, urinals, drinking water, washing facilities and first aid facilities for the use of contract labour (Sections 16-19).

**21. What is the liability of the principal employer for the provision of the amenities or payment of wages to contract labour?**

If a contractor fails to provide the prescribed amenities, then the principal employer will be liable to provide such amenities. The principal employer can recover such expenses from the contractor. (Section 20)

The contractor is also required to pay wages and a duty is cast on him to ensure disbursement of wages in the presence of the authorised representative of the principal employer. An obligation is also cast on the principal employer to nominate a representative duly authorised by him to be present at the time of disbursement of wages. In case of failure on the part of the contractor to pay wages either in part or in full, the principal employer is liable to pay the same and recover the amount so paid from the contractor either by deduction from any amount payable to the contractor under any contract or as a debt payable by the contractor. (Section 21)

**22. What are the powers of the inspectors appointed under the Act?**

An inspector appointed under the Act has the power –

- to enter any premises or place where contract labour is employed, for the purpose of examining any register, record or notices;
- to examine any workmen employed in such premises or place;
- to require any person or workman to give information regarding work or payment for work;
- to seize or take copies of any register, record of wages or notices [Section 28].

**23. What type of record is required to be maintained under the Act by a principal employer or contractor?**

Under Section 29 of the Act, it is the duty of every principal employer and every contractor to maintain records giving particulars of contract labour employed, the nature of work performed by the contract labour, the rates of wages paid to the contract labour, etc. as per rules framed under the Act. It is also their duty to exhibit in the premises of the establishment notices containing particulars about the hours of work, nature of duty, etc. as per rules framed under the Act.

**24. Is a principal employer required to submit any return to the Registering Officer?**

As per Rule 63(2), every principal employer of a registered establishment is required to send to the Registering Officer concerned an annual return in the prescribed form. The return should reach the Registering Officer not later than the 15th February following the end of the year to which it relates.

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# Professional Programme

## Due diligence and Corporate Compliance Management

### Environmental due diligence for business transactions<sup>2</sup>

Environmental due diligence has gained importance in the recent past while carrying out inorganic business transactions such as mergers, acquisitions, takeovers etc mainly due to increased awareness and consciousness of the public from potential negative environmental impact of the organization that may be caused by the company on them. Besides the regulatory framework also supports the importance of environmental due diligence through concepts such as environment impact assessment, environment management plan, environment audit etc. Any potential non compliance of laws /negligence towards society would cause major environmental risk which will have an impact on the financial well being of the company too.

As per business dictionary.com, environmental risk means 'Actual or potential threat of adverse effects on living organisms and environment by effluents, emissions, wastes, resource depletion, etc., arising out of an organization's activities.'

Environmental problems often threaten the viability of transactions. If a business transaction proceeds without environmental risks being correctly evaluated or addressed, they can significantly reduce the profitability of the acquisition.

Society is increasingly unwilling to tolerate harm to the environment, and those businesses that are perceived to be irresponsible towards environment and community can expect considerable criticisms from the media and public.

Some of the reasons for performing environmental due diligence include

- To assess hazardous substances emission and the mitigation measures through examination of industrial sites.
- To ensure regulatory compliances and to assess cost of non-compliances if any
- Societal reaction to emission of effluents and its impact on the financial health of the company.
- To have an overall environmental impact assessment.
- To suggest remedial course of actions and environmental management plan
- To assess the sustainability initiatives of the company and its potential impact on the business
- To allocate liabilities identified during the investigation, draft indemnities, or perhaps re-price the deal.

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## PROFESSIONAL PROGRAMME

### GOVERNANCE, BUSINESS ETHICS AND SUSTAINABILITY

UPDATES<sup>3</sup>:

Global Reporting Initiative (GRI)

#### What is GRI Network?

The Global Reporting Initiative (GRI) is a large multi-stakeholder network of thousands of experts, in dozens of countries worldwide, who participate in GRI's working groups and governance bodies, use the GRI Guidelines **to report**, access information in GRI-based reports, or contribute to develop the Reporting Framework in other ways – both formally and informally.

#### What is sustainability reporting and what is its purpose?

**Sustainability reporting** is the practice of measuring, disclosing, and being accountable to internal and external stakeholders for organizational performance towards the goal of sustainable development.

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<sup>2</sup> Prepared by Lakshmi Arun, Education Officer

<sup>3</sup> Prepared by Ms. Disha Kant, Management Trainee under the guidance of Ms. Banu Dandona Assistant Director, ICSI

A sustainability report should provide a balanced and reasonable representation of the sustainability performance of a reporting organization – including both positive and negative contributions. What ever activities a company pursues in order benefit all the stakeholders (community, suppliers, employees, and all having reasonable interest in the activities of the company) may form part of the report.

**What is GRI Reporting?**

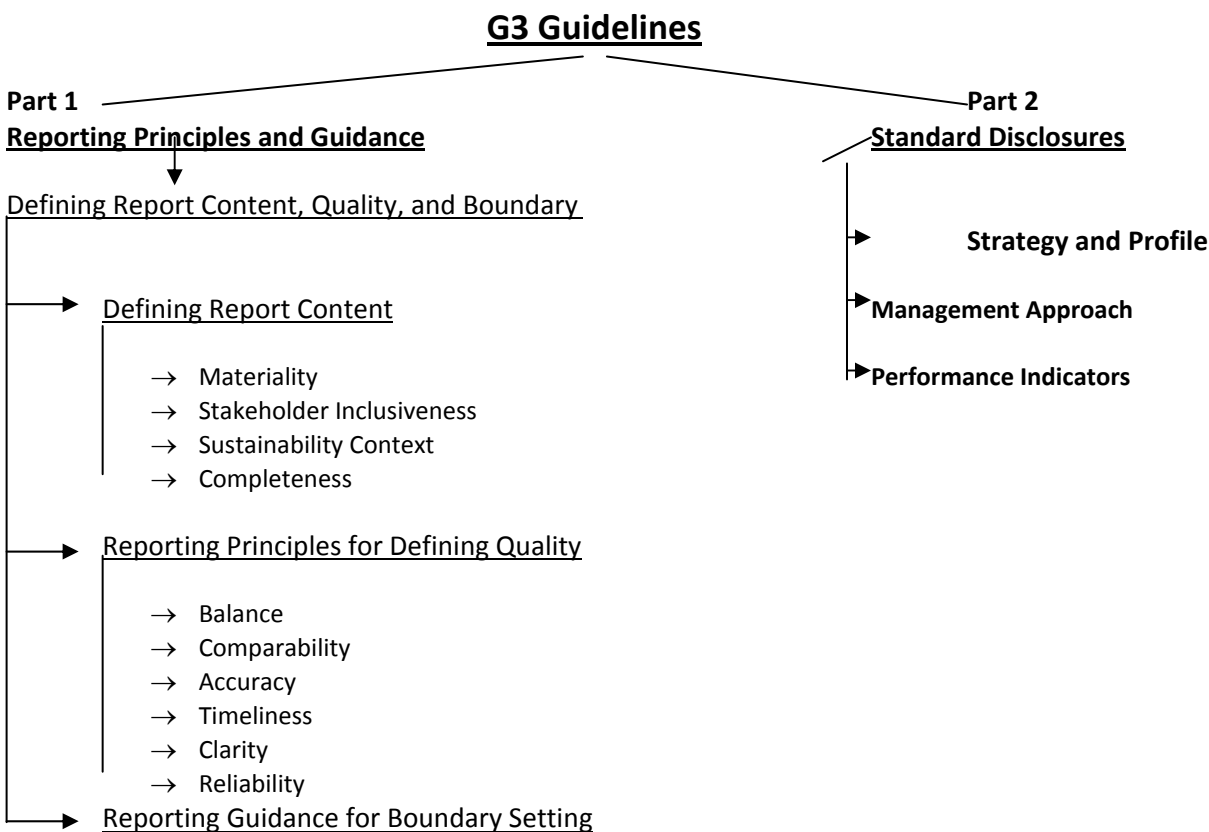
The **GRI Reporting Framework** is intended to serve as a generally accepted framework for reporting on an organization’s economic, environmental, and social performance. It is designed for use by organizations of any size, sector, or location. It takes into account the practical considerations faced by a diverse range of organizations – from small enterprises to those with extensive and geographically dispersed operations.

**What are the G3 Guidelines?**

The **Sustainability Reporting Guidelines or G3 Guidelines** are the cornerstone of the GRI Sustainability Reporting Framework. GRI recommends that every organization uses the Guidelines as the basis for their sustainability report. The Guidelines outline core content for reporting and are relevant to all organizations regardless of size, sector, or location. The G3 Guidelines outline a disclosure framework that organizations can voluntarily, flexibly, and incrementally adopt. The flexibility of the G3 format allows organizations to plot a path for continual improvement of their sustainability reporting practices.

The G3 Guidelines are divided into two parts:

- Reporting Principles and Reporting Guidance and
- Standard Disclosures (including performance indicators).



**Part 1  
Reporting Principles and Guidance**

- Principles to define report **content**: materiality, stakeholder inclusiveness, sustainability context, and completeness.
- Principles to define report **quality**: balance, comparability, accuracy, timeliness, reliability, and clarity.
- Guidance on how to set the report **boundary**. “Reporting Boundary” enables reporting organizations to define the range of entities represented by the report. The Reporting Principles provide guidance to reporting organizations to help them contour the Report Boundaries.

**1.1 Report Content**

In defining the content of the report, the purpose is to achieve a balanced and reasonable presentation of the organisation’s performance. This determination should be made by considering both the organisation’s purpose and experience, and the reasonable expectations and interests of the organisation’s stakeholders.

The steps to use the GRI Reporting Framework are as follows:

1. Identify the topics and related indicators that are relevant by undergoing an interactive process using the Principles of materiality and stakeholder inclusiveness, sustainability context, and Report Boundaries.

2. When identifying the topics consider the relevance of all indicator aspects identified in the GRI Guidelines and applicable sector supplements.
3. From the set of relevant topics and indicators, use the tests listed for each Principle to assess which topics and indicators are material.
4. Use the Principles to prioritize selected topics and decide which will be emphasized.
5. The specific methods or processes used for assessing materiality be—
  - Differentiated for and identified by each organization.
  - Dependent on the guidance and tests found in the GRI Reporting Principles, and
  - Disclosed.

#### › **What is Materiality?**

**Definition:** The information in a report should cover topics and indicators that reflect the organisation's significant economic, environmental and social impacts or that would substantially influence the assessments and decision of stakeholders.

Organizations are faced with a wide range of topics on which it could report. Relevant topics and Indicators are those that may reasonably be considered important for reflecting the organization's economic, environmental, and social impacts, or influencing the decisions of stakeholders, and, therefore, potentially merit inclusion in the report. *Materiality is the threshold at which an issue or Indicator becomes sufficiently important that it should be reported.*

Materiality for sustainability reporting is not limited only to those sustainability topics that have significant financial impact on the organization. It also includes considering economic, environmental and social impacts that cross a threshold in affecting the ability to meet the needs of the present without compromising the needs of future generations.

A combination of internal and external factors should be used to determine whether information is material, including factors such as the organisation's overall mission and competitive strategy, concerns expressed directly by stakeholders and the organisation's influence on upstream (e.g. customers) entities. Assessments of materiality should also take into account the basic expectations expressed in the international standards and agreements.

#### › **What is stakeholder inclusiveness?**

**Definition:** The reporting organization should identify its stakeholders and explain in its report how it has responded to their reasonable expectations and interests.

Stakeholders are defined as entities or individuals that can reasonably be expected to be significantly affected by the organization's activities, products, and/or services; and whose actions can reasonably be expected to affect the ability of the organization to successfully implement its strategies and achieve its objectives. This included entities or individuals whose rights under law or international conventions provide them with legitimate claims vis-à-vis the organization.

Stakeholders can include those who are invested in the organization (e.g., employees, shareholders, suppliers) as well as those who are external to the organization (e.g., communities).

Since the stakeholders for an organization are scattered and there may be variation in their expectation and interest, stakeholder engagement processes can serve as tools for understanding the reasonable expectations and interests of stakeholders. Organizations typically initiate different types of stakeholder engagement as part of their regular activities, which can provide useful inputs for decisions on reporting.

The GRI guidance requires organization to document the stakeholder engagement processes. This will make the sustainability report assurable.

When stakeholder engagement processes are used for reporting purposes, they should be based on systematic or generally accepted approaches, methodologies, or principles. The overall approach should be sufficiently effective to ensure that stakeholders' information needs are properly understood. Failure to identify and engage with stakeholders is likely to result in reports that are not suitable, and therefore not fully credible, to all stakeholders.

#### › **What is Sustainability Context?**

**Definition:** The report should present the organization's performance in the wider context of sustainability.

The idea is that sustainability reporting is how an organization contributes, or aims to contribute in the future, to the improvement or deterioration of economic, environmental, and social conditions, developments, and trends at the local, regional, or global level. This involves discussing the performance of the organization in the context of the limits and demands placed on environmental or social resources at the sectoral, local, regional or global level.

This concept is most articulate in the environmental arena in terms of the global limits on resource use and pollution levels. However, it can also be relevant with respect to social and economic objectives such as national or international socio-economic and sustainable developmental goals. For example, an organization could report on employee wages and social benefit levels in relation to nation-wide minimum and medium income levels and the capacity of social safety nets to absorb those in poverty or those living close to the poverty line.

The organisation's own sustainability and business strategy policies provide the context in which to discuss performance. The relationship between sustainability and organizational strategy should be made clear as also the context within which performance is reported.

### ➤ **What is completeness?**

Definition: Coverage of the material topics and Indicators and definition of the report boundary should be sufficient to reflect significant economic, environmental, and social impacts and enable stakeholders to assess the reporting organization's performance in the reporting period.

Completeness primarily encompasses the dimensions of scope, boundary, and time.

'Scope' refers to the range of sustainability topics covered in a report. The sum of the topics and Indicators reported should be sufficient to reflect significant economic, environmental, and social impacts.

'Boundary' refers to the range of entities (e.g., subsidiaries, joint ventures, sub-contractors, etc.) whose performance is represented by the report.

'Time' refers to the need for the selected information to be complete for the time period specified by the report.

## **1.2 Reporting Principles for Defining Quality**

This contains Principles that guide choices on ensuring the quality of reported information, including its proper presentation.

### ➤ **Balance**

Definition: The report should reflect positive and negative aspects of the organization's performance to enable a reasoned assessment of overall performance.

The overall presentation of the report's content should provide an unbiased picture of the reporting organization's performance. The report should avoid selections, omissions, or presentation formats that are reasonably likely to unduly or inappropriately influence a decision or judgment by the report reader.

### ➤ **Comparability**

Definition: Issues and information should be selected, compiled, and reported consistently. Reported information should be presented in a manner that enables stakeholders to analyze changes in the organization's performance over time, and could support analysis relative to other organizations.

Comparability is necessary for evaluating performance. Stakeholders using the report should be able to compare information reported on economic, environmental, and social performance against the organization's past performance, its objectives, and, to the degree possible, against the performance of other organizations.

### ➤ **Accuracy**

Definition: The reported information should be sufficiently accurate and detailed for stakeholders to assess the reporting organization's performance.

### ➤ **Timeliness**

Definition: Reporting occurs on a regular schedule and information is available in time for stakeholders to make informed decisions.

The timing of release refers both to the regularity of reporting as well as its proximity to the actual events described in the report.

### ➤ **Clarity**

Definition: Information should be made available in a manner that is understandable and accessible to stakeholders using the report.

The report should present information in a way that is understandable, accessible, and usable by the organization's range of stakeholders (whether in print form or through other channels).

### ➤ **Reliability**

Definition: Information and processes used in the preparation of a report should be gathered, recorded, compiled, analyzed, and disclosed in a way that could be subject to examination and that establishes the quality and materiality of the information.

Stakeholders should have confidence that a report could be checked to establish the veracity of its contents and the extent to which it has appropriately applied Reporting Principles.

## **1.3 Reporting Boundary**

A sustainability report should include in its boundary all entities that generate significant sustainability impacts (actual and potential) and/or all entities over which the reporting organization exercises control or significant influence with regard to financial and operating policies and practices.

For the purpose of setting boundaries, the following definitions should apply:

- **Control:** the power to govern the financial and operating policies of an enterprise so as to obtain benefits from its activities.
- **Significant influence:** the power to participate in the financial and operating policy decisions of the entity but not the power to control those policies.

## **Part 2**

### **Standard Disclosures**

There are three different types of disclosures contained in this section.

- **Strategy and Profile:** Disclosures that set the overall context for understanding organizational performance such as its strategy, profile, and governance.
- **Management Approach:** Disclosures that cover how an organization addresses a given set of topics in order to provide context for understanding performance in a specific area.
- **Performance Indicators:** Indicators that elicit comparable information on the economic, environmental, and social performance of the organization.

### **What are the benefits of reporting?**

For reporting organizations, the GRI Reporting Framework provides tools for: management, increased comparability and reduced costs of sustainability, brand and reputation enhancement, differentiation in the marketplace, protection from brand erosion resulting from the actions of suppliers or competitors, networking and communications.

For report users, the GRI Reporting Framework are a useful benchmarking tool, corporate governance tool and an avenue for long term dialogue with reporting organizations.

### **G 3.1 Guidelines**

The GRI Sustainability Reporting Framework is continuously being improved and expanded upon, as knowledge of sustainability issues evolve and the needs of report makers and users change.

Since the release, in 2006, of the third generation of the Guidelines - the G3 Guidelines, stakeholder feedback has suggested that more guidance and refinement is needed for certain fields. Based on this response, GRI initiated multi-stakeholder projects in the fields of Community Impacts, Gender, Human Rights and Content & Materiality for incremental updates of the framework, resulting in G3.1. It has been launched on 23 March 2011. It includes expanded guidance for reporting on Human Rights, Local Community Impacts, and Gender.

### **Community Interest**

One of the most important stakeholder groups for all organizations is the local community. All organizations interact with and have an impact on the community in which they are based. These interactions, as well as an organization's approach to dealing with communities, are an important component of sustainability performance. But what are these impacts, and how are they reported and measured? A GRI Working Group is currently reviewing how the G3 Community Indicators are being used and how they could be improved.

### **Gender**

In 2009, GRI and IFC launched the resource document: Embedding Gender in Sustainability Reporting - A Practitioners' Guide. The extensive multi-stakeholder consultation process which supported the development of the Practitioners' Guide indicated that while gender disaggregated data in sustainability reports is rarely reported, there is a demand for this information. It also indicated the limitations of the current G3 Guidelines in its treatment of gender related issues. A GRI Working Group is currently developing recommendations for GRI on how the gender related issues could be covered in the G3 Guidelines.

### **Human Rights**

The implementation of human rights considerations within reporting has failed to really take root over the course of the last few years. Feedback suggests that many companies lack the programs, systems and monitoring mechanisms necessary for integrating human rights considerations into routine operations and reporting frameworks. In accordance with this, GRI, in collaboration with the United Nations Global Compact and Realizing Rights: The Ethical Globalization Initiative, has started an internal multi-stakeholder Working Group to address these issues and to develop recommendations on how to improve the current state of human rights disclosure.

### **Content & Materiality**

Choosing the topics and indicators to report on, and determining the boundaries of responsibility with regards to who to report on, are the most fundamental decisions to be made when preparing a report. Getting this right is arguably the key to making sustainability reporting a valuable exercise for report preparers and users. Ensuring the right balance with regards to the amount of detail and depth of content in a report is also of key importance. Reporting Organizations have indicated that they are uncertain of how to practically implement the existing guidance offered by the GRI G3 Guidelines and they are also uncertain of

how it can help change their reporting. A need therefore exists to provide more practical guidance on how to define material issues and indicators.

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For further information:

<http://www.globalreporting.org/ReportingFramework/ReportingFrameworkDownloads/>

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## **GIST OF IMPORTANT CASES**

### **CORPORATE LAWS**

**In Re: M/s. Vodafone Essar Limited, M/s. Vodafone Essar Mobile Services Limited, M/s. Vodafone Essar Gujarat Limited, M/s. Vodafone Essar South Limited, M/s. Vodafone Essar Digilink Limited, M/s. Vodafone Essar Cellular Limited, M/s. Vodafone Essar Infrastructure Limited [Del] Company Petition No. 334/2009**

**Sudershan Kumar Misra, J. [Decided on 29/03/2011]**

**Companies Act, 1956 - Sections 391 to 394- Amalgamation- Tax issues- safeguarding the revenue's interest- Delhi High court sanctions the scheme.**

**Brief facts:** Four companies having registered office in Delhi have moved this Court under Sections 391 to 394 of the Companies Act, 1956 seeking sanction of the Scheme of Arrangement between M/s. Vodafone Essar Limited (transferor company no. 1); M/s. Vodafone Essar Mobile Services Limited (transferor company no. 2); M/s. Vodafone Essar East Limited (transferor company no. 3); M/s. Vodafone Essar Gujarat Limited (transferor company no.4); M/s. Vodafone Essar South Limited (transferor company no. 5); M/s. Vodafone Essar Digilink Limited (transferor company no. 6); M/s. Vodafone Essar Cellular Limited (transferor company no. 7) and M/s. Vodafone Essar Infrastructure Limited (transferee company). Under that scheme, it is proposed to demerge the passive infrastructure assets of eight transferor companies and transfer them to the transferee company. The transferor companies No. 2 to 7, and the transferee company are the wholly owned subsidiaries of transferor company No.1, i.e. Vodafone Essar Mobile Services Ltd. Out of these, three transferor companies , being Nos. 2, 5 and 6, and the transferee company, lie within the jurisdiction of this Court. The four remaining transferor companies, being Nos. 1, 3, 4 and 7, are within the jurisdiction of the High Courts of Bombay, Calcutta, Gujarat and Madras, respectively, as mentioned above. The Scheme has already been sanctioned by the High Courts of Bombay, Calcutta and Madras, and is pending before the High Court of Gujarat and this Court.

After the citations were published in the newspapers on 27th August, 2009, counsel for the Income Tax Department appeared on 18th September, 2009 and stated at the bar that certain queries had been raised by the income tax authorities in respect of the Scheme. The Income Tax Department's formal objections to the Scheme were filed in this Court on 10th November, 2009.

The rationale behind the objections of the income tax authorities is that since the transferor companies propose to transfer only the assets of the transferor companies to the transferee company, without transferring the liabilities in respect thereof as well, including any contingent liabilities, the liabilities would remain with the transferor companies after the demerger. Consequently, a continuous charge of interest and other liabilities would remain in the hands of the transferor companies in respect of the transferred assets, thus reducing the taxable profits in their hands, which would in turn lower the tax burden on the transferors, thereby adversely affecting the revenue's interest. It was further pointed out that the proposed Scheme contemplated transfers for nil consideration. It was also claimed that if the proposed Scheme was sanctioned by this Court, the accounts of the transferee company would reflect an exorbitant and inflated income, but as the transferee company was an infrastructure company, being an Infrastructure Provider Category I, it could claim deductions under the various provisions of Chapter VI-A of the Income Tax Act, 1961 on its profits, thereby also leading to a loss of revenue for the income tax authorities. The Income Tax Department also apprehended that once the assets were transferred, and their value consequently removed from the account books of the transferor companies, the net worth of some of the transferor companies might be rendered negative, and that, therefore, there was a real likelihood

that those companies would be unable to pay their existing and contingent tax liabilities, since there was allegedly insufficient material to demonstrate that those companies would be able to generate enough income to meet the same. It was further claimed that the Scheme, as it stood, was against public interest for these reasons. These are, broadly, the issues raised by the Income Tax Department, which are, in my view, to be considered keeping the tax authorities interest in mind i.e. that nothing in the Scheme should come in the way of applicability of the relevant taxing statutes to the transactions flowing there from. Although it is disputed by the petitioners, the Income Tax Department has claimed an outstanding tax liability of approximately Rs. 19 crore against the petitioners before this Court, from assessment year 1999-2000 onwards.

**Decision:** Scheme sanctioned.

**Reason:** In this context, two broad submissions were made by the Income tax Department. The first was that the expression arrangement with members used in S. 391, did not contemplate a gift from one party to the Scheme to the other party for the reason that the aforesaid expression contemplated an arrangement in the nature of a contract with a consideration involved, which is missing in this case. The second submission was that the Scheme is against public interest.

The Court has a discretion in the matter of granting sanction, and the scope of its inquiry is not limited by any rigid principles, except insofar that, in addition to examining the statutory compliances, it must be seen whether the proposed Scheme is reasonable, and can be viewed as beneficial to those likely to be affected by it. The burden to prove this lies on the petitioner. Arrangements similar to those proposed by the scheme are being followed not only by the petitioner's competitors in India, it also conforms to the global standards being adopted by various companies overseas. It bears repetition that in addition, the policy of the Government of India has also recommended that sharing of infrastructure be promoted and that incentives be given for this. The scheme also has this object in view. All this goes to show that the object of the Scheme is not merely aimed at avoidance of tax. The high earnings of the transferee company's assets would naturally be subjected to tax in the hands of the transferee company, and the liabilities that remain behind with the transferor companies would not be available to the transferee company for adjustment against profit before tax. However, if the transferee company is further entitled to other benefits or deductions notified by the Government in its wisdom, the Income Tax authorities cannot complain.

As regards the accounting principles used and the validity of their adoption by the petitioners, the question is left open to the Income Tax Department to inquire into the correctness or otherwise of the same, independently of the sanction of the Scheme.

Further, the petitioners have fairly admitted that any question of tax liability is within the purview of the Income Tax Department and that it is free to pursue either the transferor companies or of the transferee company, as it may be advised, notwithstanding the sanction of the Scheme by this Court. Neither counsel seeks a finding by this Court with regard to the tax implications of the proposed Scheme. It is agreed that the Scheme may be sanctioned whilst relegating the parties to the appropriate fora to determine the tax liability, if any that may arise. No action which may be violative of a statute is being legitimized by approval of the Scheme, and the income tax authorities are free to move against any of the parties concerned, in case they are of the belief that there has been any impermissible evasion of payment of tax by the petitioners.

In my view, if the Court is indeed to sanction the Scheme, the powers of the Income Tax Department must remain intact. The authorities relied on by the petitioners also support this proposition, with the only exception being a situation where the Scheme itself has only one purpose, which is to create a vehicle to evade the payment of tax, rather than mere avoidance of tax. It is also true that the scope of objection that may be raised by the Central Government and the Regional Director is larger, and that of the tax authorities is confined to the question of revenue. It is not open to this Court, in the exercise of company jurisdiction, to sit over the views of the shareholders and Board of Directors of the petitioner companies, unless their views were against the framework of law and public policy, which, as discussed above, is not the conclusion reached here. It is purely a business decision based on commercial considerations.

In view of the approval accorded by the equity shareholders, secured and unsecured creditors of the petitioner companies, and the Regional Director, Northern Region, to the proposed Scheme of Arrangement, as well as the submissions of the Income Tax Department, there appear to be no further

impediments to the grant of sanction to the Scheme of Arrangement. Consequently, sanction is hereby granted to the Scheme of Arrangement under Sections 391 and 394 of the Companies Act, 1956 on the aforesaid terms while reserving the right of the Income Tax Authorities to the extent stated above. The petitioner companies will comply with the statutory requirements in accordance with law. Certified copy of this order be filed with the Registrar of companies within five weeks. It is also clarified that this order will not be construed as an order granting exemption from payment of stamp duty as payable in accordance with law. Upon the sanction becoming effective from the appointed date of Arrangement, that is 1st April, 2009, the passive infrastructure assets of the transferor companies No. 2, 5 and 6 shall stand merged in the transferee company.

## **SOUTH ASIAN PETROCHEM LIMITED & ORS v. THE REGISTRAR OF COMPANIES [Cal]**

**C.A. 387 of 2009 and C.P. 229 of 2009**

**I.P. Mukerji, J. [Decided on 05/04/2011]**

**Companies Act, 1956 - Sections 209(A), 211(1) (2), 217(1)(a), and 633(2)-inspection of accounts of the company- Eight show cause notices initiating criminal proceedings- Company and directors/officers sought relief from the High court- Whether relief could be granted- Held, yes.**

**Brief facts:** An inspection under Section 209(A) of the Companies Act, 1956 of the books of accounts and other records of the company was commenced on 29th December, 2008 and was completed in February, 2009.

On 23rd February, 2009 the respondent issued a notice under Section 209(A), alleging that the company had violated several provisions of the said Act along with Companies (Disclosure of particulars in the report of Board of Directors) Rules, 1988 and accounting standards. The auditor of the company was also required to file a reply to the said notice. Both the company, and its chartered accountant replied to such notice of the Central Government. The company replied on 6th March, 2009, the auditor on 9th March, 2009. Eight show-cause notices were issued on 28th April, 2009 against the company and it is said directors/ officers who were the petitioners before the Court.

**Decision:** Petition allowed.

**Reason:** I have scrutinized all the show-cause notices. I have also scrutinized the reply dated 6th March, 2009 of the company. There is sufficient explanation to the first, second, third, fourth and fifth show-cause notices. The notices alleged failure to disclose facts or information. According to the company such disclosure was properly made. When the ingredient of an offence like an act or omission of an act is controverted by another fact which tends to show that the act or omission may not have been committed, then the basic ingredient of the offence is absent. Moreover, in this particular case when the above act or omission alleged is based on opinion about the type of and extent to which disclosure is required, a criminal prosecution cannot be maintained, because there is a difference of opinion, and both opinions are tenable. Such is the case here.

Similarly, the sixth, seventh and eighth show-cause notices deal with accounts. Here, also if there is a bonafide dispute between the parties as to the accounting standards to be applied and accounting standards actually applied and the accused is able to advance a reasonable justification for the accounting, in my opinion, there cannot be any case for criminal prosecution, as the factual ingredient is missing. Here, by its reply and the letter of its auditor, who is a professional, specially skilled in preparation of accounts and balance-sheets, the company has been able to show that it adopted and applied an accounting standard which was thought by a professionally qualified auditor to be proper. In such a case there cannot be any criminal prosecution. As I have said there cannot be any criminal prosecution if there is a difference of opinion between two professionals regarding the method to be applied for preparation of accounts, balance-sheet, director's report etc., provided both the views are reasonable by ordinary professional standards.

When such is the factual position it cannot be said that the directors and other officers of the company who are petitioners before me have "failed to take reasonable steps". Moreover, the mental element like intention or negligence or recklessness is also missing.



In my view, the approach taken by the company is quite reasonable. For the above reasons, including the ground of limitation, the petitioners have to be discharged. Therefore, this application is allowed by passing orders discharging the petitioners from the offences alleged in the show-cause notices mentioned in the summons for direction.

## GENERAL LAWS

**M/s.BADEMIYA, MUMBAI & ORS v. MUBIN AHMED ZAHURISLAM [Bom]**

**Notice of Motion No.386 of 2011 in Suit No.292 of 2011**

**S J Kathawalla, J. [Decided on 25/03/2011]**

**Trade Marks Act, 1999 read with Section 69(2) of Partnership Act, 1932 – Suit for injunction against infringement of trademark-unregistered firm- whether the suit is barred for want of registration-Held, No.**

**Brief facts:** In the present Notice of Motion the plaintiffs have prayed for an order and injunction restraining the defendant from in any manner using in relation to any business of manufacturing and selling or dealing in eatables the trading name "BADEMIYAN" or any other trading name consisting of the word "BADEMIYA" written in any script or the impugned trademark and the impugned logo mark as appearing in the photograph Exhibit-H to the plaint, or any other deceptively similar mark so as to infringe the plaintiffs registered trademark bearing number 641759 in Class-29 and the plaintiffs' registered trademark bearing number 1738175 in Class-42 and to further restrain the defendant from passing off their goods and/or services as those of the plaintiffs. By consent of the parties the Notice of Motion is at the ad-interim stage taken up for final hearing.

The defendant contended that (a) that the plaintiffs' partnership firm is unregistered and hence the suit is not maintainable;(b) that the plaintiffs' trademark is registered under Class-29 for goods and not under Class-42 for rendering services and as the defendant is rendering the services by providing food items, the plaintiffs' trademark is not infringed by using the impugned trademark;(c) that the plaintiffs are carrying on an illegal business without any licenses; and (d) that the defendant's impugned mark is distinct and different from the plaintiffs' trademark.

**Decision:** Injunction granted.

**Reason:** The question whether Section 69(2) is a bar to a suit filed by an unregistered firm even if a statutory right is being enforced or even if only a Common Law right is being enforce came up directly for consideration in this Court in M/s. Raptokas Brett Co. Ltd. v. Ganesh Property, [1998] SCC 184. In that case, the Bench clearly expressed the view that Section 69(2) cannot bar the enforcement by way of suit by an unregistered firm in respect of a statutory right or a common law right. On the facts of that case, it was held that the right to evict a tenant upon expiry of the lease was not a right 'arising from a contract' but was a common law right or a statutory right under the Transfer of Property Act. The fact that the plaint in that case referred to a lease and to its expiry, made no difference. Hence, the said suit was held not barred. It appears to us that in that case the reference to the lease in the plaint was obviously treated as a historical fact. That case is therefore directly in point. Following the said judgment, it must be held in the present case too that a suit is not barred by Section 69(2) if a statutory right or a common law right is being enforced.

The next question is as to the nature of the right that is being enforced in this suit. It is well settled that a passing off action is a common law action based on tort (vide) Bengal Waterproof Ltd. v. Bombay Waterproof Manufacturing Company and Anr., [1997] 1 SCC99. Therefore, in our opinion, a suit for perpetual injunction to restrain the defendant not to pass-off the defendant's goods as those of plaintiff's by using the plaintiffs' trade mark and for damages is an action at common law and is not barred by Section 69(2). 11. Likewise, if the reliefs of permanent injunction or damages are being claimed on the basis of a registered trade mark and its infringement, the suit is to be treated as one based on a statutory right under the Trade Marks Act and is, in our view, not barred by Section 69(2).

As regards the contention of the defendant that the plaintiffs do not possess any licences or the permissions to carry on the business at the food stall situate at Colaba, Mumbai, the plaintiffs have

tendered a compilation of licenses set out in paragraph 13 above. The said licences show that the plaintiffs are not carrying on the business unlawfully or illegally. An attempt has been made on behalf of the defendant to contend that the plaintiffs are not operating within the scope of the said licences. However, the said issues cannot be decided in this suit and it would be open to the defendant to raise the same before the appropriate authorities/forums.

As regards the contention of the defendant that Class-42 is amended, it is true that pursuant to the said Notification, the description "services for providing food and drink..." is shifted from Class-42 to Class-43. However, prima facie I am of the view that until the plaintiffs apply for the purpose of re-classification of the plaintiffs existing registration in Class-42 and the same is considered and dealt with, the plaintiffs cannot be deprived of any benefit in respect of the existing registration.

The impugned trademark of the defendant is thus visually and phonetically identical or deceptively similar to the plaintiffs registered trademarks. The defendant is, therefore, guilty of infringing the plaintiffs' trademarks registered under Clauses-29 and 42 of the Trademarks Act, 1999.

### **BHILWARA SPINNERS LTD v. UNION OF INDIA & ORS [Bom]**

**Writ Petition No. 9259 of 2010**

**J.P. Devadhar & R.S, Dalvi, JJ. [Decided on 16/03/2011]**

**Foreign Trade (Regulation) Rules, 1993 - Rule 8- EPCG licence-Conversion of licence- Import could not be made to the value of Rs.20 crore- Authorities initiated adjudication- To avoid penalty and duty licence converted after the expiry period and initiation of adjudication –whether licence can be converted with retrospective effect- Held, Yes. Whether imposition of duty and penalty sustainable-Held, No.**

**Brief facts:** The petitioner is engaged in the business of manufacture and sale of yarn. The petitioner had applied for and obtained EPCG licence dated 14/1/1998, with obligation to export goods 6 times the CIF value of the capital goods imported. At the relevant time, there were two types of EPCG licences namely 10% basic duty EPCG licence (10% Basic duty + Nil CVD) and zero duty EPCG licence ('Nil' Basic duty + 10% CVD). The petitioner opted for zero duty EPCG licence. Para 6.3 of the Foreign Trade Policy as well as condition No.5 of Notification No.29/97 governing zero duty EPCG licence provided that the minimum CIF value of capital goods to be imported under zero duty EPCG licence should be Rs.20 crores and if the same is not complied, the importer shall be liable to pay full duty with interest.

The petitioner who had obtained zero duty EPCG licence could not import the capital goods of the value of Rs.20 crores and therefore applied and revalidated the licence and yet even within the extended period, capital goods worth Rs.20 crores could not be imported.

In these circumstances, the customs authorities issued various show cause notices calling upon the petitioner to show cause as to why the capital goods imported by the petitioner should not be confiscated for violating condition No.5 of Notification No.29/97 and why duty with interest and penalty should not be recovered from the petitioner.

The petitioner thereupon applied for conversion of licence from zero duty EPCG licence' into '10% duty EPCG licence' so that there is no requirement of importing capital goods worth Rs.20 crores and consequently there is no violation of the condition No.5 in Notification No.29/97 and the conversion was granted by the EPCG Committee consisting of both the licensing authorities and the customs authorities.

In the meantime one of the show cause notice was adjudicated and it was held that the failure to import capital goods worth Rs.20 crores under zero duty EPCG licence was in violation of condition No.5 in Notification No.29/97 and, therefore, the petitioner was liable to duty, interest and penalty.

The petitioner challenged the above demand by filing an appeal before the CESTAT. During the pendency of appeal, since the zero duty EPCG licence was converted into 10% duty EPCG licence by order dated 8/9/2003, the question arose as to whether the conversion of licence would apply retrospectively. The Division Bench of CESTAT referred the matter to the larger bench which held that the licensing authorities do not have the power to amend the licence retrospectively, the petitioner cannot escape duty liability on account of the conversion of licence. The appellant challenged this before the High court under writ.

**Decision:** Petition allowed.

**Reason:** In the present case, the application for conversion of licence was made by the petitioner after the expiry of the licence period and after the customs authorities had adjudicated that the petitioner had violated condition No.5 of Notification No.29/97 and accordingly confirmed the duty with interest and imposed penalty. The object of making an application for conversion of the licence after the expiry of the licence period was obviously with a view to overcome the difficulty in complying with condition No.5 in Notification No.29/97.

The fact that the licensing authorities as also the EPCG Committee which consists of both the licensing authorities as well as the customs authorities have permitted conversion of licence even after the licence had expired long back, clearly shows that the said conversion was allowed obviously with a view to enable the petitioner to overcome the condition No.5 of Notification No.29/97.

Once the EPCG Committee after considering the case of the petitioner, decide to convert zero duty EPCG licence into 10% duty EPCG licence, it is obvious that the imports made under zero duty EPCG licence would have to be treated as imports made under 10% EPCG licence and consequently condition No.5 of Notification No.29/97 would not be applicable and the 10% CVD paid under zero duty EPCG licence would have to be treated as 10% basic customs duty paid under the 10% duty EPCG licence. Thus, on conversion of licence there was no obligation to import capital goods worth Rs.20 crores and consequently there was no obligation to comply with condition No.5 of Notification No.29/97.

Since the policy empowers the DGFT to exempt any person from any provision of Foreign Trade Policy or any procedure, in the facts of the present case, bonafide decision was taken by the EPCG committee / licensing authority to convert the licence so as to relieve the petitioner from complying with condition No.5 of the Notification No.29/97. Therefore, the larger Bench of the CESTAT was not justified in holding that the licensing authorities do not have the power to amend the licence retrospectively especially when the Foreign Trade Policy and the Rules framed thereunder empower the DGFT to do the needful in deserving cases.

## TAX LAWS

**GUFFIC CHEM P. LTD. v. C.I.T., BELGAUM & ANR [SC]**

**Civil Appeal No.2522 of 2011 (arising out of S.L.P. (C) No. 6081 of 2010)**

**S. H. Kapadia, K.S. Panicker Radhakrishnan, & Swatanter Kumar, JJ.**

**[Decided on 16/03/2011]**

**Income Tax Act -Receipt of non-compete fee- assessment year 1997-98 – Whether capital receipt-Held, Yes.**

**Brief facts:** During the assessment year 1997-98 the assessee received Rs. 50,00,000/- (Rupees Fifty Lakhs only) from Ranbaxy as non-competition fee. The said amount was paid by Ranbaxy under an agreement dated 31.3.1997. Assessee is a part of Gufic Group. Assessee agreed to transfer its trademarks to Ranbaxy and in consideration of such transfer assessee agreed that it shall not carry on directly or indirectly the business hitherto carried on by it on the terms and conditions appearing in the agreement. Assessee was carrying on business of manufacturing, selling and distribution of pharmaceutical and medicinal preparations including products mentioned in the list in Schedule-A to the agreement. The agreement defined the period, i.e., a period of 20 years commencing from the date of the agreement. The agreement defined the territory as territory of India and rest of the world. In short, the agreement contained prohibitive/restrictive covenant in consideration of which a non-competition fee of Rs. 50 lakhs was received by the assessee from Ranbaxy. The agreement further showed that the payment made to the assessee was in consideration of the restrictive covenant undertaken by the assessee for a loss of source of income.

The assessing officer considered this as revenue receipt while Commissioner (Appeals) considered this as capital receipt not taxable under the Act. This decision was affirmed by the Tribunal. However, the High Court reversed the decision of the Tribunal by placing reliance on the judgment of the Supreme Court in the case of *Gillanders Arbuthnot and Co. Ltd. v. CIT, Calcutta 53 ITR 283*. Against the said decision of the High Court assessee has come to this Court by way of petition for special leave to appeal, hence this civil appeal.

**Decision:** Appeal allowed

**Reason:** The position in law is clear and well settled. There is a dichotomy between receipt of compensation by an assessee for the loss of agency and receipt of compensation attributable to the negative/restrictive covenant. The compensation received for the loss of agency is a revenue receipt whereas the compensation attributable to a negative/restrictive covenant is a capital receipt.

The above dichotomy is clearly spelt out in the judgment of this Court in Gillanders' case (supra). In the present case, the Department has not impugned the genuineness of the transaction. In the present case, we are of the view that the High Court has erred in interfering with the concurrent findings of fact recorded by the CIT (A) and the Tribunal.

One more aspect needs to be highlighted. Payment received as non-competition fee under a negative covenant was always treated as a capital receipt till the assessment year 2003-04. It is only vide Finance Act, 2002 with effect from 1.4.2003 that the said capital receipt is now made taxable [See: Section 28 (va)]. The Finance Act, 2002 itself indicates that during the relevant assessment year compensation received by the assessee under non-competition agreement was a capital receipt, not taxable under the 1961 Act. It became taxable only with effect from 1.4.2003. It is well settled that a liability cannot be created retrospectively. In the present case, compensation received under Non-Competition Agreement became taxable as a capital receipt and not as a revenue receipt by specific legislative mandate vide Section 28(va) and that too with effect from 1.4.2003. Hence, the said Section 28(va) is amendatory and not clarificatory.

In the present case, both CIT (A) as well as the Tribunal, came to the conclusion that the agreement entered into by the assessee with Ranbaxy led to loss of source of business; that payment was received under the negative covenant and therefore the receipt of `50 lakhs by the assessee from Ranbaxy was in the nature of capital receipt. In fact, in order to put an end to the litigation, Parliament stepped in to specifically tax such receipts under non-competition agreement with effect from 1.4.2003.

For the above reasons, we set aside the impugned judgment of the Karnataka High Court dated 29.10.2009 and restore the order of the Tribunal. Consequently, the civil appeal filed by the assessee is allowed with no order as to the costs.

## **LABOUR LAWS**

**RAYMOND LTD & ANR v. TUKARAM TANAJI MANDHARE & ANR [SC]**

**Civil Appeal No. 5077 Of 2006**

**Markandey Katju & Gyan Sudha Misra, JJ. [Decided on 09/03/2011]**

**Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971 - Sections 3(5), 28; Bombay Industrial Relations Act, 1946 - Sections 3(13) and 3 (14)- Status of employees employed through contractor- Supreme Court refers the issue to a larger bench.**

**Brief facts:** The petitioners filed complaints before the Industrial Court/Labour Court for certain reliefs claiming that they are employees of the respondent company. The respondent company in all these writ petitions has disputed the status of the employees and has contended in its written statement that there is no relationship of employer employee with any of the petitioners. The company has contended that the complainants were employed through the contractors and that the issue regarding maintainability of the complaints would have to be decided by the court. During the pendency of these complaints, the judgments in the case of Vividh Kamgar Sabha vs. Kalyani Steel Ltd, (2001) 2 SCC 381 and in the case of Cipla Ltd. vs. Maharashtra General Kamgar Union, (2001) 3 SCC 101 were pronounced by the this Court, and relying upon these decisions, an application was made by the respondent company before the court that the complaints were liable to be dismissed as there was no employer employee relationship between it and the complainants. The Industrial Court/Labour Court upheld the preliminary objection raised by the respondent company by holding that the judgments in Kalyani Steel Ltd and Cipla Ltd (supra) were

applicable to the facts involved in the complaints and, therefore, the complaints deserve to be dismissed. The complaints were accordingly dismissed.

Thereafter the petitioners filed the present writ petitions challenging the dismissal of the complaints. In the meantime by its judgment in *Sarva Shramik Sangh vs. Indian Smelting and Refining Co Ltd*, (2003) 10 SCC 455 this Court has reiterated the view taken in *Kalyani Steel Ltd. (supra)* and *Cipla Ltd. (supra)*.

The learned single Judge before whom the writ petitions came up for hearing noted that all these cases decided by the this Court were in respect of industries governed by the Industrial Disputes Act, 1947, whereas the present petition relates to an industry covered by the provisions of the Bombay Industrial Relations Act, 1946 (hereinafter referred to as the BIR Act). The learned single Judge noted that in the case of *Dattatraya Kashinath and others vs. Chhatrapati Sahakari Sakhar Karkhana Ltd and others*, 1996 II LLJ 169 and in *Sakhar Kamgar Union vs. Shri Chhatrapati Rajaram Sahakari Sakhar Karkhana Ltd and others*, 1996 II CLR 67 Srikrishna J., as he then was, had held that a conjoint reading of section 3(5) of the MRTU and PULP Act and sections 3(13) and 3 (14) of the BIR Act would indicate that even a person employed through a contractor in an industry governed by the BIR Act is regarded as an employee under the MRTU and PULP Act and the complaint filed by such an employee is maintainable under the MRTU and PULP Act. The learned single Judge however, felt that another learned single Judge of this Court (Khandeparkar J.) in *Nagraj Gowda and others vs. Tata Hydro Electric Power Supply Co Ltd, Bombay and others*, 2003 III CLR 358 had expressed a contrary view considering the judgments of the this Court in *Kalyani Steel Ltd*, *Cipla Ltd (supra)* and *Sarva Shramik Sangh (supra)* as also the judgment of the Division Bench of this Court in the case of *Hindustan Coca Cola Bottling Pvt Ltd. vs. Bharatiya Kamgar Sena*, 2001 III CLR 1025. The learned single Judge therefore decided to make a reference to a larger Bench in view of the conflicting decisions of the learned single Judges of the High Court.

The questions, which were referred to the Full Bench of the High Court were:-

- 1) Whether a person who is employed by a contractor who undertakes contracts for the execution of any of the whole of the work or any part of the work which is ordinarily work of the undertaking is an employee within the meaning of section 3(5) of the MRTU and PULP Act?
- 2) Whether a complaint filed under the MRTU and PULP Act by an employee as defined under section 3(13) of the Bombay Industrial Relations Act, is maintainable although no direct relationship of employer employee exists between him and the principal employer?
- 3) Whether a complaint filed under the MRTU and PULP Act by employees under section 3(13) of the BIR Act can be dismissed if the employer claims that they are not his direct employees but are employed through a contractor, in view of the judgments of the Supreme Court in *Cipla (supra)*, *Kalyani Steels Ltd (supra)* and *Sarva Shramik Sangh v. Indian Smelting and Refining Co Ltd (supra)*?

The Full Bench of the Bombay High Court answered the question numbers 1 and 2 referred to it in the affirmative, and question number 3 in the negative provided the contractors workmen were employed to do the work of the whole or part of the undertaking.

It is this decision which has been challenged before the Supreme Court of India.

**Decision:** Referred to a larger bench

**Reason:** A large numbers of decisions have been cited before us. In our opinion, in view of the difference of opinion in some of these decisions and the importance of the controversy involved and its application particularly in the State of Maharashtra, an authoritative decision is required by a larger bench on the issues involved.

# CONSUMER LAWS

**RUBI (CHANDRA) DUTTA v. UNITED INDIA INSURANCE CO. LTD. [SC]**

**Civil Appeal No. 2588 of 2011**

**Dalveer Bhandari & Deepak Verma, JJ. [Decided on 18/03/2011]**

**Consumer Protection Act, 1986 – damages to insured bus- claim rejected on the ground that driver was not having valid licence- District Forum found that he was having duplicate licence- compensation allowed with interest - State Commission reduced the quantum but agreed with the finding- National commission set aside the orders – Whether Correct- Held, No. Whether interest can be allowed- Held, Yes.**

**Brief Facts:** Appellant is the owner of bus and had taken an Insurance Policy Cover from Respondent Insurance Company with respect to the bus, for the period between 13.1.2003 to 12.1.2004 and had paid the insurance premium for the same, acknowledging which, the Respondent had issued the receipt in her favour. On the intervening night of 4/5.07.2003 on National Highway No. 34 the said Bus met with an accident in which not only the body of bus but its internal systems also suffered extensive damage. The passengers travelling therein were also injured.

The Appellant had promptly informed the Respondent Insurance Company about the said accident and the consequent damage caused to the bus. Accordingly, she then requested for assessment of loss sustained including cost of repairs. The Respondent assessed the loss at Rs.2,72,517.90/-. However, according to the Appellant the loss was Rs. 5,33,782/- but the Respondent failed to pay the said amount despite repeated demands. Respondent, in fact, repudiated the Appellant's Claim.

Thus, the Appellant was constrained to file a complaint before the District Forum. The bone of contention before the District Forum was whether at the relevant point of time, Sirajul Haque, driver of the bus was holding a valid driving licence or not. Respondent placed reliance on the deposition made by an employee of R.T.A., Murshidabad before the Claims Tribunal in Case No. 115/2004 that the driver of the said bus was not holding a licence and no driving licence OD- 676/96 was issued in his favour. To controvert the said averment, Appellant had filed Xerox copy of the original license issued in favour of Sirajul Haque before that Tribunal.

Considering the matter from all angles the District Forum was pleased to allow the complaint of the Appellant and directed the Respondent to pay to the Appellant a total sum of Rs. 4,00,000/- together with an interest at the rate of 9%, if the payment was not made within two months from the date of the said order. This order was challenged before the State Consumer Disputes Redressal Commission, which agreed with the findings that at the relevant point of time bus was being driven by a person holding a valid driving licence. However, it came to the conclusion that Appellant would be entitled to a sum of Rs. 2,72,517/- only, which was assessed as damages by the Surveyor. The amount was ordered to be paid within six weeks failing which it will carry interest at the rate of 9% per annum till the amount is paid in full.

Against the aforesaid orders of District Forum and State Commission, Respondent preferred a Revision Petition before the National Consumer Disputes Redressal Commission which set aside and quashed the orders passed by District Forum and State Commission. Hence this Appeal.

**Decision:** Appeal allowed.

**Reason:** In the appeal the sole ground to be examined by us is whether at the relevant point of time Sirajul Haque was having a valid driving licence or not. We have once again critically gone through the evidence produced by the parties, and the statements made by the authorized officer of the RTO and other material documents filed by the parties. In the light of the admission of the witness, who had appeared with the relevant records from the office of RTO, we have absolutely no doubt in our mind that at the relevant point of time Sirajul Haque was having a valid driving licence.

No doubt, it is true that the original application of Sirajul Haque bearing No. 676/96 was missing in the Register of Driving Licences but on the strength of other available documents, he was issued a duplicate licence by the same RTO, a fact admitted by the Court witness. After having gone through the copy of the duplicate licence we are further reassured that the same was duly issued following normal procedure by the Licensing Authority.

Also, it is to be noted that the revisional powers of the National Commission are derived from Section 21(b) of the Act, under which the said power can be exercised only if there is some prima facie jurisdictional error appearing in the impugned order, and only then, may the same be set aside. In our considered opinion there was no jurisdictional error or miscarriage of justice, which could have warranted the National Commission to have taken a different view than what was taken by the two Forums. The decision of the National Commission rests not on the basis of some legal principle that was ignored by the Courts below, but on a different (and in our opinion, an erroneous) interpretation of the same set of facts. This is not the manner in which revisional powers should be invoked. In this view of the matter, we are of the considered opinion that the jurisdiction conferred on the National Commission under Section 21(b) of the Act has been transgressed.

Obviously, it goes without saying that at the time of giving employment to Sirajul Haque, the owner of the bus must have examined the licence issued to him and after satisfaction thereof, he must have been given employment. Nothing more was required to have been done by the Appellant. After all, at the time of giving employment to a driver, owner is required to be satisfied with regard to correctness and genuineness of the licence he was holding. After taking the test, if the owner is satisfied with the driving skills of the driver then, obviously, he may be given an appointment. In the light of the aforesaid discussion, we are of the considered opinion that the impugned order passed by National Commission cannot be sustained in law.

It is correct that the Act does not contain any provision for grant of interest, but on account of catena of cases of this Court that interest can still be awarded, taking recourse to Section 34 of the Code of Civil Procedure, to do complete justice between the parties. We accordingly do so. This principle is based upon justice, equity and good conscience, which would certainly authorize us to grant interest, otherwise, the very purpose of awarding compensation to the Appellant would be defeated. We accordingly deem it fit to award interest at the rate of 9% per annum on the aforesaid amount from the date of filing the complaint till it is actually paid.

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#### **ATTENTION STUDENTS!**

**Applicability of the latest Finance Act and other changes for Company Secretaries June, 2011 Examination.**

#### **DIRECT TAXES**

All students may note that for the June 2011 Examination Session in respect of Direct Taxes the applicable Assessment Year shall be 2011-12 (Previous Year 2010-11). Thus, they will have to study Finance Act, 2010 for June 2011 Examination. Further as per the Syllabus, (of Executive Programme and Professional Programme) students are required to update themselves about all the Circulars, Clarifications, Notifications, etc., issued by the CBDT & Central Government, which come into effect on or before six months prior to the date of the respective examinations.

Gift Tax Act has been excluded from the scope of the examination from June 1999 session onwards unless otherwise informed.

### **INDIRECT TAXES**

Students appearing in the 'Tax Laws' (Indirect Tax Portion to the extent of topics covered in the syllabus, of 'Executive Programme') and Advanced Tax Laws and Practice (Professional Programme) respectively may take note of the following changes applicable for June 2011 Examination.

1. All changes made by the Finance Act, 2010.
2. All Circulars, Clarifications/Notifications issued by CBEC / Central Government which became effective six months prior to the date of examination.

## **NEWS AND ANNOUNCEMENTS**

### **INSTITUTE NEWS**

#### **Brand Building - Telecast / Broadcast of TV / Radio Spots on CS**

With a view to creating Media Visibility for the CS Course & Profession, the Institute of Company Secretaries of India (ICSI) telecast / broadcast Spots on Company Secretaries Course on DD National / DD News/ DD Bharti / Radio Mirchi 98.3 FM / All India Radio (AIR) - National Channel for brand building.

DD- National is the Number one Channel in terms of absolute viewership. It covers 92% of the population reaching out to interiors / rural / semi urban/ metros.

DD News is the first & the only terrestrial news Channel.

Beginning from 12th March and continuing till last week of March 2011, the CS Spots were aired for an activity period of 15-20 days. The Spots were also hosted on the Homepage of ICSI website.

Links for TV/Radio Spots: <http://www.youtube.com/watch?v=xbLOfcoMCM0> (TV Spot)  
<http://www.youtube.com/watch?v=HOa7R8a-8qs> (Radio Spot)

### **EASTERN INDIA REGIONAL COUNCIL**

#### **NORTH EASTERN CHAPTER**

#### **2nd Student Induction Programme**

From 6.1.2011 the North Eastern Chapter of EIRC of The ICSI organized the 7 days Student Induction Programme (SIP) for the second time in Guwahati for Executive Programme students. The Programme was held at Dighalipukhuri East, Guwahati. Altogether 242 (Two Hundred & Fourty Two) students participated in the programme. On 6.1.2011 the programme was inaugurated in the presence of the then Chairman of NE Chapter of EIRC of the ICSI Ashok Kumar Agarwala and the then Managing Committee Members of NE Chapter of EIRC of ICSI and Faculties for SIP. The Programme schedule which was prepared covering all the topics as per guidelines & consultation with the faculties were announced in the inaugural session and copies of the Programme were distributed among the students. The Managing Committee Members expressed hope that the students will be benefited from the programme. The Programme continued for seven days in a smooth & satisfactory manner and as per schedule & topics prescribed by the Institute. The deliberations on the subjects were made with power-point presentation in all the sessions. As far as possible, emphasis was given to practical approach based on the subjects and guidelines. Attendance of the students & session wise feedback from the students were taken at the end of every session. Candidates filled up the Final Reaction Sheet at the end of the Programme. The participants were encouraged to put forth their queries, views and suggestions. The sessions were marked with lively interactions.

#### **Study Circle Meeting on Critical Analysis on Meetings**

On 24.2.2011 the North Eastern Chapter (Guwahati) of EIRC of the ICSI organised a Study Circle Meeting on Critical Analysis on Meetings.

Avinash Goyal, Professional Programme student with Power Point presentation dealt with the subject Critical Analysis on Meetings. He explained in detail various types of meetings, various terms like quorum, proxy, resolution and so on for the better understanding of the subject. He elaborated what a Board meeting is and how a resolution is passed in a board meeting. He further stated in detail the General-Meeting and its various-types. He narrated about statutory meeting, statutory report and consequences on failing to commence a Statutory Meeting. He explained in detail the Annual General Meeting and workings of Annual General Meeting as well as the Extra-Ordinary General Meeting. He explained the requirements for a valid General



Meeting and quorum for conducting a General Meeting. Further he proceeded to explain the types of resolutions passed in a General Meeting.

During Question-Answer session that followed several students raised various important queries which were satisfactorily replied by the speaker and the CS Members present. The interactions-were marked with overwhelming response.

### **Five Days Training Orientation Programme(TOP)**

From 20.01.2011 to 25.01.2011 the Chapter conducted the five days Training Orientation Programme. Altogether 21(twenty one) students participated in the programme. On 20.1.2011 the programme was inaugurated by CS Raj Kumar Sharma, Chairman, CS Pankaj Jain, Vice-Chairman, and CS Neha Qureshi, Secretary, NE Chapter of EIRC of the ICSI. Raj Kumar Sharma in his address apprised the students about the benefits of TOP. Pankaj Jain, also expressed the benefit of all kinds of training programmes provided by the ICSI. Neha Qureshi, requested the students to take the training programme seriously and should put their concentration on the programme. The Programme schedule which was prepared covering all the topics as per guidelines & consultation with the faculties were announced in the inaugural session and copies of the Programme were distributed among the students. The Office bearers expressed hope that the students will be benefited from the programme. The Programme continued for five days in a smooth & satisfactory manner and as per schedule & topics prescribed by the Institute. The deliberations on the subjects were made with power-point presentation in all the sessions. As far as possible, emphasis was given to practical approach based on the subjects and guidelines. Attendance of the students and session wise feedback from the students were taken at the end of every session. Candidates filled up the Final Reaction Sheet at the end of the Programme. The participants were encouraged to put forth their queries, views and suggestions. The sessions were marked with lively interactions.

On 25.1.2011 at the valedictory session of the programme certificates were distributed to the participants.

### **Study Circle Meeting on Compliances on Government Company**

On 26.2.2011 a Study Circle Meeting was organised by the Chapter on Compliances on Government Company at Guwahati. As the result of CS Exams for December 2010 was declared on 25th February 2011, a felicitation programme was held and the students who have completed Professional I Final exams of Company Secretaryship course in December 2010 CS exams were felicitated by the CS Members present in the programme. The students also shared their experience with the audience in the session. Guest speaker CS Sabita Tamuli, Company Secretary, Assam Industrial Development Corporation Limited, Guwahati was honoured by Neelam Navalakha, Professional passed student of Company Secretaryship course. CS Sabita Tamuli- made Power Point presentation on the subject 'Compliances on Government Company' and explained in detail the Compliances which the Government Companies need to comply with and the role and functioning of Government companies. She proceeded to explain the exemptions and privileges enjoyed by the Government Companies and the future prospects of an individual while he / she is playing the role of a Company Secretary in a Government Company. In the Question-Answers session that followed several participants raised various important queries which were satisfactorily replied by the speakers and the office bearers of the Managing Committee of NE Chapter of EIRC of the ICSI. The interactions were marked with overwhelming response.

### **Study Circle Meeting on Project Finance**

On 19.2.2011 the North Eastern Chapter (Guwahati) of EIRC of the ICSI organized a Study Circle Meeting by way of a workshop on Project Finance. The speakers were Vivek Jalan, Practicing Chartered Accountant from Guwahati; Purushottam Gagger, Past Chairman, NE Chapter of EIRC of the ICSI and Practicing Chartered Accountant from Guwahati, Praveen Gupta, General Manager, State Bank of India, Guwahati.

Vivek Jalan started delivering his speech with Power Point presentation on the subject 'Project Finance'. Starting from the root level he explained in detail what a Project means, how to prepare it, the practical aspects of Project using excel sheets. He explained in detail the role of the promoters in making a project successful. He analyzed the very minutes which one should keep in mind while choosing a project and the practical steps of getting the project financed from Banks.

Purushottam Gagger while delivering his speech using Power Point presentation on the subject 'Project Finance' emphasized mainly on the accounts part. He explained the basic details which one should keep in mind while allocating the various resources to be used in a project. For better understanding of the subject he showed a demo of a "Par boiled Rice Manufacturing project" so that all present can understand the pros and cons of preparing a project report.

Praveen Gupta, General Manager, State Bank of India explained the gathering in detail about the role of banks in financing a project. He also explained the gathering in details the requirements to be fulfilled in getting the project financed and certain specific banking terms used in the project.

During the Question-Answer session that followed several participants raised various important queries pertaining to project finance and the future prospects, if one wants to indulge in the field of project financing. The queries were satisfactorily replied

by the speakers on the occasion and the office bearers of the managing committee of NE Chapter of EIRC of the ICSI. The interactions were marked with overwhelming response.

### **Celebration of Saraswati Puja**

On 8.2.2011 Saraswati; the Goddess of Learning, was worshipped at North Eastern Chapter office of The ICSI. The Managing Committee Members of the Chapter with office staff and students attended the puja. The ritual 'Prasad' was distributed after the Puja. The Chapter was seen decked up in gorgeous colours and was crowded since morning. The programme continued till 3.00 pm amidst large participants. Arrangements were highly satisfactory and the whole programme was smoothly and successfully celebrated.

### **Study Circle Meeting - Deliberation on Section 25 Company**

On 12.2.2011 the North Eastern Chapter of EIRC of the ICSI organized a Study Circle Meeting by way of deliberation on Section 25 Company. CS Biman Debnath, Practising Company Secretary, Guwahati was the speaker who with Power Point presentation on the subject explained in details the basic foundation of Section 25 Companies and every aspect of the same. The basic differences between, a trust, society and Section 25 Companies' and why should people opt for it were also explained by him. What are the- key requirements for 'incorporating the Company?', Compliances with the Regional Director and Registrar of Companies and the procedure for publishing the details in the newspaper, what are the benefits and loopholes of such an organization; the auditorial procedure; its compliances and the procedure of winding up were also dealt with by the speaker.

During the Question-Answer session that followed several participants raised various important queries which were satisfactorily replied by the Speaker and the office bearers of the Managing Committee of NE Chapter of EIRC of the ICSI. The interactions were marked with overwhelming response.

### **NORTHERN INDIA REGIONAL COUNCIL**

#### **Two day Program on Advantage – Personality Grooming for students**

On 21-22.4.2011, NIRC of the ICSI organized Two day Program on Advantage – Personality Grooming for students at Lok Kala Manch Auditorium, Lodi Road, New Delhi. T.R. Mehta, Executive Officer, NIRC initiated the proceedings of the program and welcomed the dignitaries and students. Deepak Kukreja, Vice-Chairman, NIRC encouraged the participants by giving various tips for being successful.

N K Jain, Secretary & CEO, the ICSI delivering his inaugural address appreciated the initiative of NIRC for conducting workshop on Soft Skills for the students. He referred to the survey conducted about the delivery mechanism and expectations of the organizations. One of the findings of survey, he said was that members of the Institute have good knowledge but they are unable to deliver. Since the CS students are coming from diverse areas, he said that the idea of such workshop is to bridge the gap between the expectations and the delivery.

He advised the students to follow the following measures for best delivery of services to the corporate sector.

Energy level of professional must be of high level Professionals must update themselves and invest on them on long term basis The services provided should be of quality, timely and cost effective Setting up of priority in handling the jobs

He at the end wished the students best of luck.

Ranjeet Pandey, Chairman, NIRC thanked N.K. Jain for agreeing to be the Chief Guest and showering his blessings to the participants. He gave some practical tips to the participants and offered his best wishes to all the participants.

At the Program Suneel Keswani, Corporate Trainer, spoke on Self Development, CA Anil Gupta spoke on Self Awareness, CS Gaurav Arora spoke on Life Skills and CS G.P. Madaan, Past Chairman, NIRC-ICSI spoke on Avenues & Expectations. The tips shared by them at the program were found to be of immense use by the students for their future academic as well as professional career.

Atul Mittal, Council Member, the ICSI, Ashu Gupta, Secretary, NIRC and Vineet K Chaudhary, Regional Council Member, NIRC also shared their experiences with the students and encouraged them.

The program was attended by more than 160 students

### **Valedictory Function of 151st MSOP**

On 15.4.2011 at the Valedictory Function of 151st MSOP J K Teotia, Additional Director, Serious Fraud Investigation Office, Ministry of Corporate Affairs was the Chief Guest.  
15th SIP

From 11 to 20.4.2011 the Regional Council conducted its 15th Student Induction Programme wherein Members of the Institute and other Professionals were the Chief Guest / Guest Speakers.

### **16th SIP**

From 22 to 30.4.2011 the Regional Council conducted its 16th Student Induction Programme wherein Members of the Institute and other Professionals were the Chief Guest / Guest Speakers.

### **75th TOP**

From 18 to 22.4.2011 the Regional Council conducted its 75th Training Orientation Programme wherein Members of the Institute and other Professionals were the Chief Guest / Guest Speakers. Deepak Kukreja distributed the training completion certificates.

### **76th TOP**

From 25 to 29.4.2011 the Regional Council conducted its 76th Training Orientation Programme wherein Members of the Institute and other Professionals were the Chief Guest / Guest Speakers.

### **Inauguration of 152nd MSOP**

On 2.5.2011 the Inaugural function of 152nd MSOP conducted by the regional council was inaugurated by Chief Guest D N Jain, Vice President (Finance) and Company Secretary, Sanden Vikas (India) Limited.

### **Valedictory Function of 149th MSOP**

On 11.2.2011 at the Valedictory Function of 149th MSOP conducted by the Regional Council C.K. Chaturvedi, District Judge, Tis Hazari Court was the Chief Guest of the function.

### **Training Orientation Programmes**

From 14.2.2011 to 18.2.2011 the Regional Council conducted its 72nd Training Orientation Programme for students. Ranjeet Pandey was the speaker.

Again from 21.2.2011 to 25.2.2011 the Regional Council conducted its 73rd Training Orientation Programme for students. Avtar Singh was the speaker. Apart from students, Members and other professionals were also present in the programme.

### **Student Induction Programmes (SIPs)**

From 8.2.2011 to 15.2.2011 the Regional Council conducted its 11th Student Induction Programme (SIP).

Again from 17.2.2011 to 24.2.2011 the Regional Council conducted its 12th Student Induction Programme (SIP). Apart from students, Members and other professionals were also present in the programme.

### **Academic Development Programmes**

On 18.2.2011 the Regional Council conducted Academic Development Programme for Students. Ranjeet Pandey was the speaker.

Again on 20.2.2011 the Regional Council conducted another Academic Development Programme for Students. Avtar Singh was the speaker. Apart from students, Members and other professionals were also present in the programme.

### **Inauguration of 150th MSOP**

On 28.2.2011 the inauguration of 150th MSOP conducted by the Regional Council was organized. K.R. Radhakrishnan, Group Company Secretary, GE India was the Guest Speaker.

### ***ICSI-Mother Teresa Institute of Management and Vocational Studies Oral Tuition Centre***

#### **Oral Coaching Classes for Foundation and Executive Programmes Modules-I & II\*- December 2011 Session**

**Oral Coaching Classes for Foundation and Executive Modules-I & II\* are likely to commence from 28.5.2011 and 22.6.2011 respectively for December 2011 session of Examinations.**

#### **Course Fee:**

**Foundation Rs. 4,000/-**

Executive Module-I Rs. 4,500/-  
Executive Module-II Rs. 4,000/-

Timings: 4.00 to 5.30 P.M. (Monday to Saturday)

Registration open on all working days between 9:00 A.M. and 5:00 P.M.  
Admission on First-Come-First-Served basis.

(\*Provided sufficient number of students are registered for Group-II).

For further details, contact:

Shri J. K. Chawla, Mother Teresa Institute of Management  
& Vocational Studies, C-Block, Preet Vihar,  
Delhi-110092. Phones: 22057200, 42420552,  
42420553. Fax: 22509200  
E-mail: [mtim@vsnl.net](mailto:mtim@vsnl.net)

#### **CHANDIGARH CHAPTER**

##### **Coaching Classes for December, 2011 Examination**

Chandigarh Chapter proposes to conduct the Oral Coaching Classes for December, 2011 Examination for Foundation Programme (2.30 p.m. to 4.30 p.m), Executive Programme and Professional Programme from 01.07.2011 (5.30 p.m. to 7.30 p.m).

Fee for each module/group is Rs.5000/-. These classes will be held subject to the availability of sufficient number of students.

For further details, students may contact the Chandigarh Chapter's Office at GGSDS College, Sector 32-C, Chandigarh, between 10.00 a.m. to 6.00 p.m. on all working days.

#### **JAIPUR CHAPTER**

##### **12TH STUDENT INDUCTION PROGRAMME**

On 25.2.2011 Jaipur Chapter commenced its 12th Student Induction Programme at its premises. The programme was inaugurated by Girish Goyal, Chapter Chairman who while delivering his address detailed about the seven days programme and advised the students to make maximum use of the programme. He also spread the awareness about the company secretary ship course and opportunities both in employment and in whole time practice. Animesh, Executive Officer informed that the training programme is useful for updating the knowledge and such programme provide opportunity to know about the course, opportunities available after completing the course, know about self and happenings across the globe and also advised to be more interactive with the resource persons of the programme. Around 104 students participated in the programme.

##### **Management Skills Orientation Programme (MSOP)**

On 1.3.2011 the Chapter commenced its 1st MSOP at Jaipur. The Programme was inaugurated by Prof. Kusum Jain, Principal Mahrani's College, Chief Guest. S M Surana, Sr. Advocate was the Guest of Honour. Girish Goyal, Chapter Chairman initiated the proceedings of the programme and congratulated the participants for passing their final examination. He also detailed about the programme, its importance and advised the participants to make best use of the programme and to be more interactive with the faculty of the programme. Shyam Agrawal while addressing the participants advised them to develop communication and managerial skills so as to deliver better to the profession and also stressed the participants to be loyal to the profession and not to compromise on the principles.

On 16.3.2011 at the valedictory session of the MSOP Kailash C Bhansali, MLA, Jodhpur was the Chief Guest. Chandrika Prasad Sharma, Member Rajasthan State Consumer Forum and Anoop Pareek, Member, Rajasthan Bar Council were the Guests of Honour. The training completion certificates were distributed to the participants.

##### **Career Awareness Programme**

On 11.3.2011 the Chapter organized Career Awareness Programmes at Mahala Residential Public School and Vidyagram International School.

Girish Goyal, Chapter Chairman elaborated about the CS Course, procedure for registration, scope, enrolment criteria, examination procedure, future prospects of the profession and other allied issues. More than 350 students participated in the

programme with full enthusiasm. Brochures explaining brief details of the Company Secretaryship Course were distributed to the students. Frequently asked queries such as how to take admission in Foundation Programme as well Executive Programme, procedure for getting admission to the oral classes being conducted by the Chapter, about the new training programmes etc. were very well replied by Dr. Girish Goyal. He also highlighted various opportunities available in the global market for the CS profession.

## **Noida Chapter**

### **1st Student Induction Programme**

From 7.3.2011 to 13.3.2011 the Noida Chapter of NIRC of the ICSI successfully conducted its 1st Student Induction Programme at C-37, Sec-62, Institutional Area, Noida. The programme was inaugurated by Pranav Kumar, Practising Company Secretary in the presence of Ashutosh Kumar Pandey, Secretary, Noida Chapter and the other Members of the Chapter. The programme designed to cover various aspects of CS was full of learning. The faculties included were CS Pranav Kumar, CS Anuj Agrwal, Mr. Deepak Goel, CS Payal Gupta, CS Naresh Kumar Goel, Mr. Saurabh Jain, Mr. Brajesh Kumar, CS Ravi Bhushan Kumar, CS Megha Bhutani, CS AK Gurnani, CS Mr. Pradeep Arora, CS Ankush Aggarwal and the various topics covered were: Professional Duty and Liabilities, Information Technologies and Communication, Personality Development and presentation skill, Communication skill and Analysis, Managerial Excellence & Team Building, Know your Institute & Introduction to Course Contents, Electives, Legal Drafting, Factors affecting the success in life, Interview Skills, SWOT Analysis, Role of CS and analysis of contractual analysis. The Valedictory Session of 1st SIP was conducted on 13.3.2011. The occasion was graced by Vineet K Chaudhary, a Practising Company Secretary and Regional Council Member of NIRC of ICSI, who shared his valuable thoughts with the students. On this occasion Ashutosh Kumar Pandey, Secretary of the Chapter and Ravi Bhushan Kumar, Member & Chairman, Students Services Committee of the Chapter were also present. The valedictory session got over with distribution of the Training completion certificates to all participants.

## **SOUTHERN INDIA REGIONAL COUNCIL**

### **08th MANAGEMENT SKILLS ORIENTATION PROGRAMME**

From 13.6.2011 to 29.6.2011 the ICSI-SIRC is conducting its 08th Management Skills Orientation Programme (MSOP) from at ICSI-SIRC House, 9, Wheat Crofts Road, Nungambakkam, Chennai - 600 034. The last date for registering to the program is 6.6.2011. For further details contact the Regional Office at the above mentioned address. The telephone No. is 044-28279898 / 28268685. E-mail : [siro@icsi.edu](mailto:siro@icsi.edu) / v. [balaji@icsi.edu](mailto:balaji@icsi.edu) / [icsisirc@gmail.com](mailto:icsisirc@gmail.com)

### **05th Executive Development Programme**

From 4.4.2011 to 12.4.2011 the 05th Executive Development Programme was conducted. 52 students enrolled for the programme and 50 students successfully completed the eight days training programme. The eight day Executive Development Programme was handled by 16 faculties. Important topics like Companies Bill 2009, Due Diligence, IPR. Etc. were handled during the training programme.

### **06 Student Orientation Programme**

From 11.4.2011 to 19.4.2011 the 06th Student Induction programme of the ICSI-SIRC was organized. 74 students enrolled for the programme and 64 students successfully completed the seven days training programme. The seven days Student Induction Programme was handled by 13 faculties. A session on 'Know Your Institute' was organized by the ICSI-SIRC. Other topics handled in the programme were Communication Skills, Corporate Governance, Role of ROC/CLB/SEBI etc. The power point presentation on the online services of the ICSI was also explained in detail to the participants.



**THE INSTITUTE OF  
Company Secretaries of India**  
IN PURSUIT OF PROFESSIONAL EXCELLENCE  
Statutory body under an Act of Parliament

SOUTHERN  
INDIA  
REGIONAL  
COUNCIL

## **COMMENCEMENT OF ORAL COACHING CLASSES:**

SIRC OF THE ICSI commenced Oral Coaching Classes for Executive Programme Module-I (Morning) and Module-II (Evening) on 25th April, 2011 for December 2011 examinations at "ICSI-SIRC" House, 9, Wheat Crofts Road, Nungambakkam, Chennai – 600 034.

## Oral Coaching Classes - December 2011 Examinations

Stage	Date of Commencement	Timings	Fee	Last date of Receipt of applications
Foundation Programme (Morning)	18.7.2011	09.00 A.M. to 11.00 A.M	Rs.3500	11.7.2011
Foundation Programme (Evening)	18.7.2011	04.00 P.M. to 06.00 P.M	Rs.3500	11.07.2011
Executive Programme (Module II Morning)	25.7.2011 25.7.2011	06.30 A.M.to 08.30 A.M.	Rs.4500/- per Module	18.07.2011
Executive Programme (Module I- Evening)	25.7.2011 25.7.2011	06.00 P.M. to 08.00 P.M	Rs.4500/ per module	18.7.2011

### BANGALORE CHAPTER

#### 8th Student Induction Programme

On 8.2.2011 the Chapter organised the Inaugural Function of the 8th Student Induction programme (SIP). Y H Anegundi, Chairman, Bangalore Chapter of the ICWAI was the Chief Guest and inaugurated the programme. He while addressing motivated the candidates to complete the CS Course as early as possible because of the bright future and opportunities available for company secretaries in the corporate world.

On 15.2.2011 at the Valedictory Function of the SIP, Tejas Gandhi and Divya Sudhakar, Participants, shared their feedback about the SIP. CS GM Ganapathi, Chapter Chairman addressed the participants and also distributed SIP certificates to them.

#### 3rd Executive Development Programme

On 14.2.2011 the Chapter organised the Inaugural Function of the 3rd Executive Development programme at Bangalore. CS Subramanyam S, Co- founder & CEO, Ascent Consulting Services Pvt Ltd. Bangalore was the Chief Guest who inaugurated the programme. CS Subramanyam in his address gave an insight on the role of a Company Secretary in the corporate world and how the communication skills - both oral and written influence a person's functioning & performance in an organization. He also encouraged the participants to be more participative in the EDP sessions and also be an all rounder in the Corporates which would help them to gain experience, in understanding the business and also in managing people.

On 24.2.2011 at the Valedictory Function Anupama Madanan Nair & Ram Prasad, Participants shared their feedback about the EDP Programme. CS GM Ganapathi, Chapter Chairman then addressed the participants and impressed upon the importance of regularly updating their knowledge and advised the students to attend various study circle meetings and seminars conducted by the Bangalore Chapter. H M Dattatri, Member of the Managing Committee, Bangalore Chapter of the ICSI also addressed the participants. Thereafter CS. GM Ganapathi and CS. HM Dattatri distributed the EDP certificates to all the participants.

#### Seventh State Level Students' Conference - Milaap 2011

On 19 & 20.2.2011 the Bangalore Chapter of the ICSI organised the Seventh State Level Students' Conference - Milaap 2011 at The Institution of Agricultural Technologists, Bangalore. CS DK Prahlada Rao, Past President the ICSI , Past Chairman, Bangalore Chapter of the ICSI was the Chief Guest and CS C. Dwarkanath, Secretary, SIRC of the ICSI was the Special Guest.

Inaugural Session: On 19.2.2011 Chief Guest CS DK Prahlada Rao inaugurated the conference and addressed the gathering. CS C. Dwarkanath also addressed the students. 374 Students from Bangalore, the accredited centres, Mysore, Tumkur, Tiptur, Dharwad, and Chennai attended the Conference on both the days.

Milaap - 2011 had educative and entertainment programmes such as Showcase Event - Appearing before CLB, Presentations by Students on topics pertaining to Corporate and other Laws; Management Games; Business Quiz; Mock Parliament and Cultural Programme.

Valedictory Session: On 20.2.2011 CS. GM Ganapathi, Chairman, Bangalore Chapter of the ICSI, welcomed all present and introduced the Chief Guest CS Gopalakrishna Hegde, Member, Central Council, CS Nagendra D Rao, Member, SIRC of the ICSI was

also present. CS Gopalakrishna Hegde distributed prizes to the winners of the Management Games; and Business Quiz and also addressed the students, wherein he inspired them to focus on their goals and reach greater heights in their careers.

### **Career Awareness Programmes**

The Bangalore Chapter of the ICSI conducted three Career Awareness Programmes during the month of February 2011 the details of which are as under: On 3.2.2011 the Career Awareness Programme on "Career as a Company Secretary" was held at Abbas Khan College for Women, Bangalore for 1 years B.Com & BBM Students; On 16.2.2011 at SJR College for Women, Bangalore for 1 year & 2nd Year B.Com Students; on 24.2.2011 at Cauvery College of Management, Bangalore for 2nd & 3rd Years students of B.Com. Nearly 370 students participated. The programmes were addressed by one or the other of the following jointly or severally. CS Dwarakanath C, Secretary SIRC Of the ICSI & Ex- Officio Member, Bangalore Chapter of the ICSI; CS R Vittal, Company Secretary, Sasken Communication Technologies Ltd, Bangalore and Sangeetha Flora, Assistant Director of the Chapter Office, Noor Sumayya, Management Trainee, Bangalore Chapter of the ICSI.

The speakers explained in detail the course offered by the Institute, eligibility criteria, examination, requirements of training, etc., the role of a Company Secretary and importance of the profession of Company Secretary in the changing economic scenario. The speakers then highlighted the opportunities available to those who complete the Company Secretaryship course. Further they enumerated the emerging areas of practice and the changing role of Company Secretary. They also focused on what would be the mindset and preparation required from a student who wanted to pursue the Company Secretaryship Course. Brochures explaining Company Secretaryship Course were distributed to the students and the resource persons also replied the queries raised by the participants.

### **HYDERABAD CHAPTER**

#### **Valedictory session of 5th Student Induction Programme**

On 1.3.2011 the Chapter organized the Valedictory session of 5th Student Induction Programme at its premises. Dr. T. Vidya Kumari, Dean, Faculty of Law, Osmania University was the Chief Guest who in her address cautioned the students about the terrible competition in the outer world, and shared her experiences. She said self introspection for choosing a specific profession was required, shared the importance of updating things, the opportunities available, importance of ethics in real world, and threw light on the IPR, Liberalisation, HR and others aspects.

CS. C. Sudhir Babu, Council Member, the ICSI briefed about the programme and shared the skills demanded by a company secretary and how this programme enabled the aspirants to develop the skills.

CS S. S. Marthi, Vice Chairman, SIRC briefed about the topics covered in training programme.

Certificates for the successful completion of the programme were also handed over to the participants on the occasion. A few students also shared their experiences about the session.

Earlier, CS P. Chiranjeevulu, Chairman of the Chapter gave a report on the programme and advised the students to attend the programmes organized by the Institute.

#### **5th Executive Development Programme**

On 3.3.2011 the 5th Executive Development Programme organised by the Chapter was inaugurated at the Chapter premises. CS P. Chiranjeevulu, Chairman of the Chapter addressed the students. Prof. K. Nageshwar, Member of AP Legislative Council & Professor in the Department of Journalism, Osmania University, Hyderabad was the Chief Guest who inaugurated the programme. He in his address shared his views on the ability of India to fight recession and emerge with resilience. He cautioned the youngsters that it was the "era of oppurnities not the era of challenges"

On 11.3.2011 at the Valedictory session CS P. Chiranjeevulu, Chairman of the Chapter gave a report on Executive Development Programme and wished the students all the best.. Prof. P L Visweswara Rao, Dean, Dept. of Communication & Journalism, Osmania University, Hyderabad was the Chief Guest of the valedictory session. He spoke on India and global economy, Communication skills required for Students and also advised the students to read the English News Papers and watch English channels. Chief Guest and other dignitaries distributed the certificates to the students who successfully completed the EDP. Ramyanka Yadav, was adjudged as the best student participant and awarded for it.

#### **3rd Management Skills Orientation Program**

On 14.3.2011 the Chapter organized the inaugural session of its 3rd Management Sills Orientation Programme. CS P Chiranjeevulu, in his welcome address congratulated the students on their successful completion of the professional level examinations. The chairman requested the students to register for CSBF while applying for membership of the Institute. A. Dinakar Babu, IAS, Vice Chairman & MD, AP State Civil Supplies, Govt. of AP inaugurated the MSOP. He in his address, with a few

golden words explained the students the importance of professionalism and shared his personal experiences. CS Sudhir Babu, gave a brief overview of the MSOP programme. CS S S Marthi, while speaking on the occasion requested the students to become a part of CSBF.

On 30.3.2011 at the valedictory session Dr. V.C. Vivekanandan, MHRD-IP-Chair Professor, Coordinator, NALSAR Proximate Education, NALSAR University was the Chief Guest. CS P. Chiranjeevulu, Chairman of the Chapter in his welcome address advised the participants to enroll themselves as CSBF Member and also advised them to attend the programmes conducted by the Chapter.

Dr. V.C. Vivekanandan, spoke about target Goals, personality development, Creating confidence and performance of duties. He advised the participants to serve the Institute and society in a better way. The Chief Guest presented participation certificates to those present.

Other prizes presented on the occasion were: Best Participant Award to M. Sunil Kumar. Best Project Presentation award for the Project Topic Corporate Governance and its team members comprising Khusboo Laxmi Bhagar, Khushboo Joshi, Pooja Niphadkar and Nikhil Gupta. The Best Speaker award presented to Khusboo Laxmi Bhagat, Better Speaker award to C. Raghavendra Koundinya and Good speaker award to Rashi Tiwari.

### **Student Induction Programmes**

On 8.2.2011 the Chapter organized its 5th Student Induction Programme. CS S.S.Marthi, Vice Chairman, The ICSI- SIRC inaugurated the programme. CS P. Chiranjeevulu, Chapter Chairman presided over the function. He spoke on the importance of the Student Induction programme and advised the participants to interact effectively with the faculty. While congratulating the participants for choosing the Company Secretaryship Course CS S. S. Marthi said that the ICSI was gearing-up the students to meet the future challenges in the corporate world by conducting various training programmes. He also explained the purpose of conducting SIP.

On 15.2.2011 at the valedictory session CS P. Chiranjeevulu, Chapter Chairman gave a report on the Student Induction Programme. CS C. Sudhir Babu, Council Member, the ICSI was the Chief Guest who in his address explained why Institute introduced the SIP and highlighted the importance of the Training Programme. He advised the students to improve their communication skills and also update their knowledge from time to time. He ended his talk by wishing the students all success. CS S. S. Marthi, Vice Chairman, SIRC also graced the occasion. Chief Guest there after distributed programme completion certificates to the students.

Again from 21.2.2011 the 6th Student Induction Programme organized by the Chapter was held. CS P. Chiranjeevulu, Chapter Chairman in his welcome address informed the students about the Institute and importance of the Student Induction Programme. CS Shujath Bin Ali, Chapter Vice Chairman addressed the students. CS R. Ramakrishna Gupta, Chapter Secretary advised the students to interact with the faculty and obtain clarifications, if any.

### **MADURAI CHAPTER**

#### **FIRST STUDENT INDUCTION PROGRAMME (SIP)**

Madurai Chapter of ICSI Organised First Student Induction Programme from March 14th to March 20TH, 2011 at Madurai Productivity Council Hall, West Masi Street, Madurai. About 90 students from Madurai Town and neighbouring districts of Dindigul, Virudhunagar, Tirunelveli, Tuticorin, Kanyakumari etc. benefited from the Programme.

The programme was inaugurated by Er S Rajagopal, CMD, SIPPO Madurai. Immediately after inauguration T. Murali the Regional General Manager (The Hindu) Madurai, addressed the students about the usefulness of reading the newspaper. On offer made by T. Murali, a visit of the programme participants to The Hindu office was organised on 15th March, 2011, by which the students were exposed to newspaper making and printing. Eminent faculties from the industry and teaching profession handled classes on the prescribed subjects. CS. S.Kumararajan Vice Chairman, Madurai Chapter of ICSI discussed about the ICSI and online services available to students and CS. R. K. Bapulal, Chairman- Madurai Chapter of ICSI addressed students on the opportunities in practice and employment for the qualified company secretaries. The valedictory session was carried out by CS. D. Sivasubramanian, past Chairman -Madurai Chapter of ICSI.

#### **Executive Development Programme**

The Second EDP was organised by Madurai Chapter of ICSI from 22.3.11 to 29.3.11 between 10 am to 5 pm at Madurai Chapter of ICSI class rooms. 25 students participated. The programme was inaugurated by K.K.Gnanaprabaharan, Secretary, Sourashtra Chamber of Commerce, Madurai and Managing Director, Varuni Chemicals P. Ltd.. CS. Ahalada Rao, Practising Company Secretary, Hyderabad and past Chairman of Hyderabad Chapter made a Power Point Presentation on SIGNIFICANCE OF TRAINING AND CODE OF CONDUCT. Company Secretaries in Practice and in employment in and around Madurai addressed the students on their prime subjects. The professors from colleges and faculties from industries handled classes on the scheduled sessions. Dr. Mayilmurugan, Professor, Madura College, Madurai and Chairman of Madurai Chapter of ICWAI and CA. P.V.



Rajarajeswaran, Member of SIRC of ICAI were a few notable dignitaries among various faculties who took classes. The valedictory session was attended by Baiju Ramachandran, Treasurer of SIRC of ICSI and a Practising Company Secretary at Trivandrum.

CA. Rajavel, Student Committee Chairman- Madurai Chapter of ICSI and CS. R.K. Bapulal, Chairman of Madurai Chapter of ICSI addressed the students on the allotted topics. programme co-ordinator WAS CS. S. Kumararajan, Vice- chairman of Madurai Chapter of ICSI and T.Raja, office in-charge of Madurai Chapter of ICSI. They organised the programme in the most successful way and doing yeoman services to the students community at large.

### **Career Counselling Programme**

State level Seminar on HIGHER EDUCATION IN COMMERCE- PROSPECTS AND CHALLENGES was organised by Aditanar College of Arts and Sciences college, Thiruchendur on 29th January 2011 and CS. S Kumararajan, Vice-Chairman, Madurai Chapter of ICSI participated and interacted with the students from various colleges, on the prospects of company Secretary ship.

CAREER AWARENESS PROGRAMME –CUM- EXHIBITION OF JOB OPPORTUNITIES was organised by the Kendriya Vidyalaya, Narimedu, Madurai on 15/02/2011 for their 10+2 Students, mainly from the Commerce Stream. CS. R.K. Bapulal, Chairman, Madurai Chapter of ICSI participated and highlighted about the Institute of Company Secretaries of India, CS. course, methodology of enrolling for the Foundation Course and Career Opportunities in employment as well as in the Practice Field. HOD of Orthopaedics Department of Rajaji Government Hospital, Madurai, Practising Architect from Madurai, and Lt. Colonel from Navy were the other dignitaries, who explained the students about their respective fields.

On 9.3.2011 Madurai Chapter Organised a Career counselling programme at GTN Arts & Science College, Dindugal. The Principal of the college explained that their college was reputed for Commerce course, as more than 1000 students were undergoing the course each year. Between 11.00 A.M. and 12.30 P.M. one batch of about 200 students from Commerce and Economics streams (Government aided course) was counselled. Between 12.45 P.M. to 1.45 P.M. second batch of about 150 students from the same streams (self financing course) was counselled. In both the batches CS R.K.Bapulal, Chairman, Madurai Chapter delivered in his speech about the institute, CS course and opportunities in employment and practice. CS S.Kumararajan, Vice –chairman, Madurai Chapter informed the benefits available and advised the students to join the course at the earliest, so that they can have one upper edge in the employment market when they come out of their college..T.Raja, chapter office in charge distributed brochures and clarified the doubts of the students.

Govt.Arts college,Paramakudi organised National Seminar on Banking Services-Rights and Responsibilities of consumers on 19th & 20th March 2011. CS. S Kumararajan, Vice-Chairman, Madurai Chapter of ICSI participated and explained about the Institute, the Company Secretary ship course and Role of a Company Secretary in Banking Sector. He, then, interacted with the students from various colleges, on matters relating to banking and furnished clarifications on queries raised by them in regard to the Company Secretary ship course .

Yadava College, Madurai organised INDUSTRY ACADEMIA INTERFACE on 01-04-2011. CS. S Kumararajan, Vice-Chairman, Madurai Chapter of ICSI participated in the programme. He explained to the audience, which comprised students from various colleges in and around Madurai, about the Institute, the A.C.S. Course and role of a Company Secretary in industries. He emphasised the need for creating awareness amongst the small and medium enterprises about the role of a qualified Company Secretary in helping them complying with various legislative requirements in smooth conducting of their business.

On 7.4.2011 a career counselling programme was conducted at Alagappa Univeristy, Karaikudi for MBA Corproate Secretaryship students. Around 100 students participated. CS S.Kumararajan, Vice-chairman, Madurai Chapter of ICSI gave a lecture on the CS course, the common areas of study between the MBA (CS) course and the CS course, due to which the exemptions available from appearing for examination in the related papers as per the ICSI guidelines. He also explained the students about the study pattern required for successfully completing the CS course.

### **MYSORE CHAPTER**

#### **Career Awareness Programmes**

The Chapter undertook extensive Career Awareness Programmes during the months of February and March and covered 24 colleges at difference locations around Mysore city. CS. Anshuman AS, Past Chairman of Mysore Chapter, addressed around 2,635 students covering Mysore, Gonikoppal, Kushalnagar, Srirangapatna, Mandya, Priyapatna, Hunsur, Bilikere, Hullahalli, Nanjangud, K R Nagar, Paduvalahippe, Holenarasipura, Saligrama, Konanur, K R Pet, K R Sagara, Pandavapura, T Narasipura and Yelandur. He informed the students about the role and importance of a CS in current scenario. Students were given brochures which explain the course structure, cut off dates, duration of the course and other related information.

#### **National Corporate Law Moot Court**

From 11 to 13.2.2011 the Chapter joined hands with the JSS Law College which hosted the Surana & Surana National Corporate Law Moot Court Competition at JSS Law College, Mysore and rendered its support by arranging the judges for the competitions. Law students participated from 42 colleges all over India, and members of the Mysore Chapter judged the talent of the students in the event. A team comprising Abhilash and Kunal represented the Chapter in the event.

### **Student Induction Programme**

From 14.2.2011 to 20.2.2011 the Student Induction Programme for Executive programme students of CS course was held at JSS Law College, Mysore. 66 students participated in this 7 Day training programme which consisted of 19 Technical Sessions. Faculty for the technical sessions were experts in their own fields and comprised of a judicious mix of Academicians, Industry Experts, Soft skills Trainers and Professional Consultants. The feedback received from the students in respect of the choice of topics for the Technical Sessions, faculty, arrangements made at the venue were extremely encouraging.

On 20.2.2011 at the Valedictory Session Sadiya Parween was adjudged as the Best Participant and Taha Sakeeb was awarded the Best Participation in Group Discussion.

### **Professional Development Programmes**

The Chapter conducted Two Professional Development Programs for the benefit of the members and students of the Chapter. On 20.02.2011, a programme on How to Incorporate a Company - Practical Approach was held at the Chapter premises and CS. Sunil Kumar B.G., Practising Company Secretary and the Chapter Secretary spoke on the topic. On 27.02.2011 the programme was on Charges-Practical Approach and CS. Parvati K.R., Chapter Treasurer and also Company Secretary of M/s. Sree LPG Private Limited of Mysore was the speaker. Both the sessions were very interactive and all the participants were immensely benefitted. PCH and ADP were given to the practising members and students.

### **Study Circle Meeting**

Eight Student Study Circle Meets were conducted on 6th, 12th, 13th, 16th, 22nd, 24th and 27th March. The Students of the Chapter discussed various topics of academic interest in these study circles and the members of the Chapter were present to guide the students.

### **Participation in Milaap**

On 19 and 20.2.2011 the Chapter participated actively in the Students' Meet MILAAP conducted by the Bangalore Chapter and participated in a number of programs like a mock session on Arbitration, Mime show and a presentation on Competition Law. The Chapter also participated in Mr. and Ms. Milaap contest wherein Soundarya, an Executive Programme Student was crowned as Ms. Milaap.

### **Inter College Competitions**

On 27.2.2011 as a part of the Annual Students' Programme, Inter College Competitions were conducted by the Chapter. Students from various colleges in Mysore actively participated in preliminary round of Elocution, Essay Writing and Quiz competitions and teams were selected for the final round of competitions which was to be held on 6.3.2011.

### **Annual Day Celebration**

On 6.3.2011 the students of Mysore Chapter celebrated the Annual Talents' Day of the Chapter - UMANG'11 at Tourism Development Institute Auditorium, KRS Road. The program was inaugurated by The Guest of Honour CS. Gopalakrishna Hegde, Central Council Member, the ICSI, Chief Guest, Ashok Rao, President and Whole Time Director, Automotive Axles Limited, Mysore, CS. Dwarakanath, Secretary, SIRC of the ICSI, CS. Baiju Ramachandran, Treasurer, SIRC of the ICSI. The new members of the Mysore Chapter were welcomed and the students who brought laurels to the Chapter by their remarkable representations in Regional and National Level Competitions were honoured. Competitions like Elocution, Business Quiz and Essay writing were organized as a part of the programme. The event to follow was the Technical Presentations by students from Mysore and Bangalore Chapters on topics like LLP, Graphology, Heaven on Earth, Excess Payment of Remuneration and so on. The post lunch sessions included Management games and a Mock Session on Arbitration. The Valedictory Session was graced by CS. Sabareeshan C K, Past Chairman of Mysore Chapter and CS. P R Ramanathan, DGM CA & CS - MSPL Limited – Hospet. Winners of the competitions were awarded at the Valedictory Session. In the Cultural Extravaganza which followed, the audiences were thoroughly entertained by the versatile talents of the students.

The program was attended by around 150 delegates including students and members. The programme Umang'11 - the zeal to excel truly exhibited the zeal of students on both academic and non-academic fronts.

### **Constitution Quiz 2011**

On 23.1.2011 the Chapter organised the Quiz on the Constitution of India at its premises. The programme aimed to create awareness and recite the importance of the Constitution of India among the budding company secretaries. 10 students participated in the competition. Students were quizzed on Preamble, Fundamental rights, Directives, Fundamental Duties, Union & State Governments, President and Governor etc. Pavan Kumar M.S. was the winner. Second and Third positions were bagged

by Guruprasad Bhat and Rahul R.B. respectively. The winners were awarded prizes and certificates by the Past President of the Institute CS. PVS Jagan Mohan Rao on 26.1.2011 during the Republic Day function. The event was coordinated by CS. Omkar N.G.

## **WESTERN INDIA REGIONAL COUNCIL**

### **Campus Placement for Management as well as final placement**

WIRC is in the process of organizing campus placement for management trainee as well as final placement. The two exclusive IDs have been created.

Final Placement: [wirc.cs\\_placement@gmail.com](mailto:wirc.cs_placement@gmail.com);

Management Trainee: [wirc.mt@gmail.com](mailto:wirc.mt@gmail.com)

Interested candidates please write e-mail with your CV.

Sudipto Pal, joint Director, WIRC-ICSI

### **Career Awareness Programmes**

The Regional Council organized Career Awareness Programmes as under:

On 17.2.2011 the Career Awareness Programmes were held at Bhausaheb Nene College, and Dr. Patangrao Kadam Arts & Commerce College, Pen; on 23.2.2011 at M.P. Shah Women's College of Arts & Commerce, Matunga; on 24.2.2011 at Konkan Gyanpeeth Uran College of Commerce & Arts, Uran and Veer Vajekar College of Arts Science & Commerce, Phunde, Uran; on 26.2.2011 at Vivek Vidyalaya, Goregaon(W) and on 4.3.2011 at J.S.M. College of Arts, Science & Commerce and Janata Shikshan Mandal's College of Law, Alibag. Altogether around 1700 students participated. The Career Awareness Programmes were coordinated, counseled and arranged by Laxhmi Bhatt (Desk Officer-CA) and Deepak, Chapter Official. Antony Paul, (Ex-Director, CCGRT) coordinated the programme held at Vivek Vidyalay, Goregaon (West).

## **AHMEDABAD CHAPTER**

### **Student Induction Programmes**

The 18th Student Induction Programme conducted by the Chapter was held from 6.2.2011 to 12.2.2011 at Ahmedabad. Forty-one students were present at the training. Sumali Parikh took the session on Know your Institute and CS Anand Soni deliberated on CS Programme and Future prospects of the profession. Prasun Kumar led the sessions of the training. He conducted training in areas of SWOT which motivated the participants towards acquiring their goals. Rahul Sinha led the lectures of vocal expressions. Gaurav Vatsa provided valuable guidance to students on SWOT analysis. Participants were impressed by the special skills which they acquired during the week long training.

The 19th Student Induction Programme was held from 7.2.2011 to 13.2.2011 at Times Business School, Ahmedabad. Suresh Patel and the team deliberated on SWOT analysis. Fifty students attended the training. Sanjay Sharma took a different approach of the training by adding the Yoga session in morning which really gave a good impression on the minds of the students who attended the training. Their confidence level was built up. On last day Sumali Parikh took the session on Know your Institute and CS Anand Soni deliberated on CS Programme and Future prospects of the profession.

The 20th Student Induction Programme was held from 13.2.2011 to 19.2.2011 at Generation 'Y' School, Ahmedabad. In the inaugural session Sumali Parikh explained the importance of Student Induction Programme. She also led the session on Know your Institute. The next session was conducted by Anand Soni on Course Contents and Future prospects of Company Secretary. Prasun Kumar explained the importance of Reading Newspapers in one's life. Gaurav Vatsa had demeanour SWOT session. The training involved specific objective of identifying various factors that are favorable and unfavorable to achieve the objective. It was highly appreciated by the students. Abida Durani led session on Effective Speaking skills. She also conducted the sessions on improving the Communication Skills. Thirty-nine students attended the training and were awarded the training completion certificate.

The 21st Student Induction Programme was held from 14.2.2011 to 20.2.2011 at Times Business School, Ahmedabad. Suresh Patel, Jwalant Bhavsar and Sanjeev Sharma deliberated the sessions on SWOT, Improve the communication skills and Importance of Computer and Technology. During the training students were shown the movie clip of Kiran Bedi which was quite motivating to work on the Social Responsibilities. On last day of the training Anand Soni explained the partaker the Course Contents of CS Executive and CS Professional programme. Chirag Shah deliberated on know your Institute. At the Valedictory Session Sumali Parikh distributed the training completion certificate. Students were stimulated by the training; a blood donation camp was arranged with help of Suresh Patel on the last day of the training programme.

The 22nd Student Induction Programme was held from 21.2.2011 to 27.2.2011 at Aadarsh Ahmedabad, Navrangpura, Ahmedabad. Suresh Patel and Jwalant Bhavsar deliberated on improve the communication skills and Importance of Computer and Technology. Bharatbhai Shah conducted the session on 'How to win your Weaknesses'. The session was well enjoyed by the

students. On last day of the training Dhawal Jadhav explained Course Contents of CS Executive and Professional programmes. Chirag Shah deliberated on know your Institute and future prospects of the profession. Sumali Parikh, Administrative Officer, Ahmedabad Chapter Office of the ICSI distributed the training completion certificates. Forty-seven students attended the programme.

## **PUNE CHAPTER**

### **6th Students Induction Programme**

Pune Chapter had organized its 6th SIP programme from 20.3.2011 to 29.3.2011 for CS students who registered for Executive Programme level. Total 100 students attended the programme at Pudumjee Hall, Maharashtra Chamber of Commerce, Industries and Agriculture (MCCIA) tilak Road, pune. Certificates were distributed to the participants on last day of the programme.

### **Student Induction Programmes**

The Pune Chapter of WIRC of the ICSI, as per the guidelines of the Institute, conducted for all the students registered for Executive programme the Student Induction Programmes. The main intention of this programme is to introduce to the students, the course, the Institute and the functions of Company Secretary.

From 31.01.2011 to 07.02.2011 the 4th Students Induction Programme (SIP) and from 17.02.2011 to 24.02.2011 the 5th Students Induction Programme (SIP) were conducted by the Chapter at Pudumjee Hall, MCCIA, Pune.

### **Student Orientation Programme**

On 20.2.2011 the Student Orientation Programme conducted by the Chapter was held which was attended by around 80 students. The full day event of students was handled by the students of the Chapter. They were given authority along with the responsibility to arrange the programme under the able leadership of Soumitra Dole and Omkar Kaulgud, Student Committee Members. The Programme commenced with a welcome by Neha Paygude, Student Co-coordinator, address by CS Vikas Agarwal, Chairman, Pune Chapter of WIRC of ICSI and address by CS. R Balakrishnan, Chief Guest for the programme. He motivated the students and provided valuable suggestions. The programme consisted of various presentations like Paper Presentation, Mock Board meetings, Corporate Quiz and Corporate Debate. The observers for these various presentations were CS Jayavant Bhawe, CS Manoj Soni, CS Kuldeep Ruchandani, CS Mandar Wagh, Girish Paralikar, CS Kunal Mandwale and CS Omkar Deosthale.



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Statutory body under an Act of Parliament

**NORTHERN  
INDIA  
REGIONAL  
COUNCIL**

## **11<sup>th</sup> All India Company Law Quiz**

NIRC of ICSI is organizing 11<sup>th</sup> All India Company Law Quiz Program for Students

on

**Friday, the 22<sup>nd</sup> July, 2011**

at

ICSI-NIRC Building, 4, Prasad Nagar Institutional Area, New Delhi-110005

It will be a three tier program:

- Chapter Level
- Regional Level
- National Level

All the Chapters in the first instance would conduct Company Law Quiz Program for the students at their Chapter and send the winning team consisting of two students in the event to be organized by the respective Regional Council. The Regional Councils to organize the Company Law Quiz in their Region and send a team comprising of not more than two students (winners) to participate in the National level event to be organized by NIRC at New Delhi on **Friday, the 22<sup>nd</sup> July, 2011**

A Memento/Commendation Certificate would be presented to the winner/winning team of the national level event at the Inaugural Session of 39<sup>th</sup> National Convention of the Institute scheduled to be held at Agra from 13<sup>th</sup> -15<sup>th</sup> October 2011.

For further details, interested students may contact their concerned Chapter / Regional Council.

( Regional Level Program of NIRC to select the best two students to represent NIRC at National Level event will be held on Friday, 1<sup>st</sup> July, 2011 at ICSI-NIRC Building 4, Prasad Nagar Institutional Area, New Delhi-110 005 )



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NORTHERN  
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## NORTHERN REGION PCS CONFERENCE – 2011

*Theme :*

### CALLIBRATING COMPETENCE FOR PROFESSIONAL EXCELLENCE

*Sub-themes :*

- Recent Developments and Changing Dimensions of Practice
- Embracing Emerging Technologies for Professional Growth
- Safeguarding Innovation – Management of IPR
- Challenges for Establishment of PCS firms & Building Effective Team

*Day, Date & Time:*

**Friday & Saturday, the 17<sup>th</sup> & 18<sup>th</sup> June, 2011 – 2.30 PM onwards**

*Venue :*

**Hotel Shilton, Library Bazar, Gandhi Chowk, Mussoorie**

*Speakers :*

**Eminent Faculty with comprehensive exposure to the practical aspects of the topics will address & interact with the participants**

*Participants:*

Company Secretaries in Practice & Employment and other Professionals in Secretarial, Legal and Management disciplines would be benefited by participating in the Conference.

#### Delegate Fees

Residential	Non-Residential
<b>Members / Licentiates / Students : Rs. 8000/-</b> <b>Corporate Members of NIRC-ICSI : Rs. 7500/-</b> <b>Accompanying Spouse &amp; Children</b> <b>above 5 years : Rs. 5000/-</b>	<b>Members / Licentiates / Students : Rs. 3500/-</b> <b>Corporate Members of NIRC-ICSI : Rs. 3000/-</b> <b>Accompanying Spouse &amp; Children</b> <b>above 5 years : Rs. 3000/-</b>

**AN EARLY BIRD INCENTIVE OF RS.500/- EACH WILL BE GIVEN TO MEMBERS/CORPORATE MEMBERS/STUDENTS WHO REGISTER FOR THE CONFERENCE ON OR BEFORE 10<sup>TH</sup> JUNE, 2011**

The delegate registration fee will cover the cost of background material, tea, lunch and dinner (Friday, June 17, 2011). The residential delegates will also get breakfast on 18<sup>th</sup> & 19<sup>th</sup> June and dinner on 18<sup>th</sup> June, 2011.

Accommodation on 'first come first served' basis is being arranged at Mussoorie for outstation delegates. The delegate fee once paid shall not be refunded in any case.

***NIRC of ICSI will arrange pickup from Dehradun to Mussoorie on 17<sup>th</sup> afternoon at around 1.00 PM. Members may please plan their travel in advance to avoid last minutes inconvenience.***

<b>Program Director</b>	<b>Program Co-ordinators</b>		<b>Program Facilitator</b>
<b>Mr. Ranjeet Pandey</b> Chairman, NIRC-ICSI Mobile: 09810558049	<b>Mr. Manish Gupta</b> Chairman, PCS Committee, NIRC-ICSI Mobile: 09212221110	<b>Mr. Vineet K Chaudhary</b> Regional Council Member, NIRC-ICSI Mobile: 9811577123	<b>Mr. Rajeev Kumar Jha</b> Chairman, Dehradun Chapter Mobile: 09411108794

Members may send cheque drawn in favour of NIRC of the ICSI for the requisite fee to Executive Officer, NIRC-ICSI, 4, Prasad Nagar Institutional Area, New Delhi. Tel Nos. 25816593 Fax : 25722662; E-mail : [niro@icsi.edu](mailto:niro@icsi.edu)

### SECRETARIAL MODULAR TRAINING PROGRAMME ORGANISED BY H.Q./REGIONAL COUNCILS/CHAPTERS

ELIGIBILITY OF PARTICIPANTS: ICSI Final/Professional programme passed candidates and have completed 15 months training or exempted there from. SMTP COURSE CONTENTS: Module I – MCA21, Module II – Practical & Procedural Aspects of Convening and Conducting Board Meetings & Annual General Meetings and Related Aspects, Module III – Managing Public Issues, Module IV – Loan Documentation, Joint Ventures & Foreign Collaborations, Raising Finance through EURO Issues & Export and Import Procedures and Documentation, Module V – Practical and Procedural Aspects relating to Appearance before CLB/Under SICA, Consumer Protection Act and Case Studies in RTP/UTP. In addition, the participants would be exposed to case studies and mock board/general meeting, etc.

Organised By	Duration of the Programme	Venue of the Programme	Contact
<b>SECRETARIAL MODULAR TRAINING PROGRAMME / MANAGEMENT SKILLS ORIENTATION PROGRAMME</b>			
SIRO	MSOP 13 <sup>th</sup> June 2011 to 29 <sup>th</sup> June 2011 12 <sup>th</sup> Sept. 2011 to 28 <sup>th</sup> Sept. 2011 16 <sup>th</sup> Nov. 2011 to 02 <sup>nd</sup> Dec. 2011	Office Premises	Ms. Sarah Arokiaswamy Dy. Director ICSI-SIRC HOUSE No. 9, Wheat Crofts Road Nunganalla, Chennai-600034 Ph. 044-28279898 / 28222212, Telefax:28268685 E.Mail: <a href="mailto:siro@icsi.edu">siro@icsi.edu</a> , <a href="mailto:icsisirc@md3.vsnl.net.in">icsisirc@md3.vsnl.net.in</a>
Bangalore Chapter	MSOP September 5 – 21, 2011 November 8 – 25, 2011	Office Premises	Ms. Sangeetha Flora Assistant Director & Programme Co-ordinator Bangalore Chapter of the ICSI Sheriff Chambers, 3 <sup>rd</sup> Floor Rear Block, 14, Cunningham Road Bangalore – 560 052 Phone: 22286574/22287158 Tele Fax: 22261861 (STD Code: 080) E-Mail: <a href="mailto:bangalore@icsi.edu">bangalore@icsi.edu</a> ; <a href="mailto:icsibc@sify.com">icsibc@sify.com</a>
WIRO	MSOP 23/5/2011 to 08/6/ 2011	Office Premises	Mr. Sudipto Pal, Joint Director, <a href="mailto:sudipto.pal@icsi.edu">sudipto.pal@icsi.edu</a> or Ms. Manisha at <a href="mailto:wiro@icsi.edu">wiro@icsi.edu</a> , Phone - 22047580, 22047604 Fax - 22850109 Email: <a href="mailto:wiro@icsi.edu">wiro@icsi.edu</a> / <a href="mailto:sudipto.pal@icsi.edu">sudipto.pal@icsi.edu</a> WIRC Premises, 13 Jolly Maker Chambers No II,1st Floor, Nariman Point, Mumbai 400 021.
<b>STUDENT INDUCTION PROGRAMME</b>			
SIRO	SIP 30 <sup>th</sup> May 2011 to 07 <sup>th</sup> June 2011 11 <sup>th</sup> July 2011 to 19 <sup>th</sup> July 2011 04 <sup>th</sup> August 2011 to 12 <sup>th</sup> August 2011 04 <sup>th</sup> August 2011 to 12 <sup>th</sup> August 2011 05 <sup>th</sup> September 2011 to 13 <sup>th</sup> September 2011 17 <sup>th</sup> October 2011 to 25 <sup>th</sup> October 2011 14 <sup>th</sup> November 2011 to 22 <sup>nd</sup> November	Office Premises	Ms. Sarah Arokiaswamy Dy. Director ICSI-SIRC HOUSE No. 9, Wheat Crofts Road Nunga,nalla, Chennai-600034 Ph. 044-28279898 / 28222212 Telefax:28268685 E.Mail: <a href="mailto:siro@icsi.edu">siro@icsi.edu</a> , <a href="mailto:icsisirc@md3.vsnl.net.in">icsisirc@md3.vsnl.net.in</a>

	2011 12 <sup>th</sup> December 2011 to 20 <sup>th</sup> December 2011		
NIRO	SIP 23 <sup>rd</sup> May, 2011 to 31 <sup>st</sup> May, 2011 13 <sup>th</sup> June, 2011 to 20 <sup>th</sup> June, 2011 22 <sup>nd</sup> June, 2011 to 30 <sup>th</sup> June, 2011	Office Premises	The Executive Officer NIRC of the ICSI ICSI-NIRC Building Plot No. 4, Prasad Nagar Institutional Area, New Delhi- 110005 Tel. 25763090/ 25767190/ 25816593 Fax: 25722662 (STD CODE:011) E-Mail: <a href="mailto:niro@icsi.edu">niro@icsi.edu</a> / <a href="mailto:icsi@eth.net">icsi@eth.net</a>
Bangalore Chapter	June 6 – 14, 2011 July 4 – 12, 2011 August 1 – 9, 2011 September 6 – 14, 2011 October 10 – 18, 2011 November 14 – 22, 2011 December 12 – 20, 2011	Office Premises	Ms. Sangeetha Flora Assistant Director & Programme Co-ordinator Bangalore Chapter of the ICSI Sheriff Chambers, 3 <sup>rd</sup> Floor Rear Block, 14, Cunningham Road Bangalore – 560 052 Phone: 22286574/22287158 Tele Fax: 22261861 (STD Code: 080) E-Mail: <a href="mailto:bangalore@icsi.edu">bangalore@icsi.edu</a> ; <a href="mailto:icsibc@sify.com">icsibc@sify.com</a>
WIRO	13/5 2011 to 20/5/2011	Venue	Mr. Sudipto Pal, Joint Director <a href="mailto:sudipto.pal@icsi.edu">sudipto.pal@icsi.edu</a> or Ms. Manisha at <a href="mailto:wiro@icsi.edu">wiro@icsi.edu</a> Phone - 22047580, 22047604 Fax - 22850109 Email: <a href="mailto:wiro@icsi.edu">wiro@icsi.edu</a> / <a href="mailto:sudipto.pal@icsi.edu">sudipto.pal@icsi.edu</a> KES College, B Desai Road, Kandivali West), Mumbai
<b>ENTREPRENURE DEVELOPMENT PROGRAMME</b>			
SIRO	18 <sup>th</sup> May 2011 to 27 <sup>th</sup> May 2011 07 <sup>th</sup> September 2011 to 16 <sup>th</sup> September 2011 10 <sup>th</sup> October 2011 to 19 <sup>th</sup> October 2011 21 <sup>st</sup> November 2011 to 30 <sup>th</sup> November 2011	Office Premises	Ms. Sarah Arokiaswamy Dy. Director ICSI-SIRC HOUSE No. 9, Wheat Crofts Road Nunga,nalla, Chennai-600034 Ph. 044-28279898 / 28222212 Telefax:28268685 E.Mail: <a href="mailto:siro@icsi.edu">siro@icsi.edu</a> <a href="mailto:icsisirc@md3.vsnl.net.in">icsisirc@md3.vsnl.net.in</a>
WIRO	23rd May 2011 to 31st May 2011	Venue	Mr. Sudipto Pal, Joint Director, <a href="mailto:sudipto.pal@icsi.edu">sudipto.pal@icsi.edu</a> or Ms. Manisha at <a href="mailto:wiro@icsi.edu">wiro@icsi.edu</a> , Phone - 22047580, 22047604 Fax - 22850109 Email: <a href="mailto:wiro@icsi.edu">wiro@icsi.edu</a> / <a href="mailto:sudipto.pal@icsi.edu">sudipto.pal@icsi.edu</a> K.E.S.Shroff College of Arts, Bhulabai Desai Road, Kandivali (W),Mumbai
Bangalore Chpater	June 13 – 22, 2011 July 5 – 14, 2011 August 17 – 26, 2011 October 11 – 20, 2011 December 13 – 22, 2011	Office Premises	Ms. Sangeetha Flora Assistant Director & Programme Co-ordinator Bangalore Chapter of the ICSI Sheriff Chambers, 3 <sup>rd</sup> Floor Rear Block, 14, Cunningham Road Bangalore – 560 052 Phone: 22286574/22287158 Tele Fax: 22261861 (STD Code: 080) E-Mail: <a href="mailto:bangalore@icsi.edu">bangalore@icsi.edu</a> ; <a href="mailto:icsibc@sify.com">icsibc@sify.com</a>

SIRO	20th May 2011 27 <sup>th</sup> May 2011 10 <sup>th</sup> June 2011 08 <sup>th</sup> July 2011 22 <sup>nd</sup> July 2011 12 <sup>th</sup> August 2011 26 <sup>th</sup> August 2011 09 <sup>th</sup> Sept. 2011 23 <sup>rd</sup> September 2011 14 <sup>th</sup> October 2011 28 <sup>th</sup> October 2011 11 <sup>th</sup> November 2011 25 <sup>th</sup> November 2011 09 <sup>th</sup> December 2011 23 <sup>rd</sup> December 2011	Office Premises	Ms. Sarah Arokiaswamy Dy. Director ICSI-SIRC HOUSE No. 9, Wheat Crofts Road Nunga,nalla, Chennai-600034 Ph. 044-28279898 / 28222212 Telefax:28268685 E.Mail: <a href="mailto:siro@icsi.edu">siro@icsi.edu</a> <a href="mailto:icsisirc@md3.vsnl.net.in">icsisirc@md3.vsnl.net.in</a>
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*LIST OF THE COMPANIES REGISTERED FOR IMPARTING TRAINING DURING THE MONTH OF MARCH- 2011*

<i>REGION</i>	<i>TRAINING TYPE</i>	<i>STIPEND (Rs).</i>
<b>NORTHERN</b>		
Avantha Holdings Limited Thaper House, 124 Janpath New Delhi-110001	15 Months Training	Suitable
Dunar Foods Limited E-254, LGF, Greater Kailash-II New Delhi-110048	15 Months Training	Suitable
Oscar Investments Limited 55. Hanuman Road Connaught Place New Delhi-110001	15 Months Training	Suitable
Saumya DSM Infratech Limited B-274, Sector-50 Noida-201301 UP	15 and 03 Months Practical Training	Suitable
Technopak Advisors Pvt. Ltd. 4 <sup>th</sup> Floor, Tower A, DLF Building 8 DLF Cyber City, Phase-II Gurgaon-122002	15 Months Training	Suitable
Teracom Limited Teracom House B-84, Sector-60 Noida-201301 UP	15 Months Training	4000
Turboatom-TPS Projects Limited 45, M Block Commercial Complex Greater Kailash-II New Delhi-110048	15 Months Training	Suitable
Sigma Freudenberg NOK Pvt. Ltd. B-70, Industrial Area Sector-73 (Ph-VII) Mohali-160055 Punjab	15 and 03 Months Practical Training	Suitable
Mohnot Stainless Steel Industries Pvt. Ltd.	15 and 03 Months	Suitable



11-A, Heavy Industrial Area Jodhpur-342003 Rajasthan	Practical Training	
D D Resorts Private Limited 11, Ring Road Lajpat Nagar IV New Delhi-110024	15 Months Training	Suitable
Compound-Kumar Oxygen Ltd. Rampur Road Rudrapur, U.S.Nagar Uttarakhand	15 Months Training	12,000
H-D Motor Company India Pvt. Ltd. 1105, Ashoka Estate 24, Barakhamba Road New Delhi-110001	15 and 03 Months Practical Training	Suitable
J.K.White Cement Works P.O.Gotan-342902 Distt. Nagaur Rajasthan	15 Months Training	Suitable
Suzuki Powertrain India Limited Plot No.1, Phase 3A IMT Manesar Gurgaon-122051 Haryana	15 and 03 Months Practical Training	Suitable
WESTERN		
Asset Reconstruction Company (India) Ltd. Times Tower, 9 <sup>th</sup> Floor, Kamala Mills Compound Senapati Bapat Marg Lower Parel (W) Mumbai-400013	03 Months Practical Training	Suitable
Madhusudan Securities Ltd. 6/A-2, Court Chambers 6 <sup>th</sup> Floor, 35 New Marine Lines Mumbai-400020	15 Months Training	8000
Aam India Manufacturing Corporation Pvt. Ltd. 401-402, "D" Wing Weikfield Infopark Pune-Nagar Road Pune-411014	15 Months Training	5000
Autoline Industries Limited Survey Nos. 313/314 Nanekarwadi Chakan, Tal: Khed Pune-410501	15 Months Training	Suitable
Poonawalla Holdings Pvt.Ltd. Sarosh Bhavan, 16/B-1 Dr. Ambedkar Road Pune-411001	15 Months Training	Suitable
Texmo Pipes and Products Limited	15 Months Training	Suitable

98, Bahadarpur Road  
Burhanpur-450331  
MP

Menon Pistons Ltd.  
Shiroli  
Kolhapur-416122

15 Months Training

Suitable

Prudent Corporate Advisory Services Ltd.  
701, Sears Tower, Gulbai Tekra  
Off. C.G.Road  
Ahmedabad-380006

15 and 03 Months  
Practical Training

3500

Jhajjar Power Limited  
15<sup>th</sup> Floor, Oberoi Commerz  
International Business Park  
Oberoi Garden City  
Off. Western Express Highway  
Goregaon (East)  
Mumbai-400063

15 Months Training

Suitable

Ess Dee Aluminium Limited  
Ess Dee House, Akurli Road  
Kandivali(East)  
Mumbai-400 101

03 Months Practical Training

Suitable

Quant Securities Private Limited  
612-617, 6<sup>th</sup> Floor  
Maker Chamber IV  
Nariman Point  
Mumbai-400021

15 Months Training

Suitable

Zydus Wellness Ltd.  
Zydus Tower, Satellite Cross Roads  
Sarkkhej-Gandhinagar Highway  
Ahmedabad-380015

15 Months Training

2500 -- 3500

Landmarc Leisure Corporation Ltd  
"Avadh" Avadhesh Parisar  
G.K.Marg, Worli  
Mumbai-400018

15 Months Training

Suitable

CIMS Hospital Pvt. Ltd.  
Nr. Shukan Mall  
Off Science City Road  
Sola , Ahmedabad-380060

15 and 03 Months  
Practical Training

Suitable

Neo Corp International Limited  
Industrial Area, Sector-1  
Plot No. 62-63,  
Pithampur-454775  
Distt. Dhar (MP)

15 Months Training

Suitable

Garware Elastomerics Limited  
Plot No. 11, Block No. D-1  
MIDC, Chinchwad  
Pune-411019

15 and 03 Months  
Practical Training

Suitable

Hinduja National Power Corporation Ltd.  
Hinduja House, 171, Dr. A.B.Road  
Worli  
Mumbai-400018

15 and 03 Months  
Practical Training

Suitable

## SOUTHERN

Concorde Housing Corporation Pvt. Ltd. # 46/A,1 <sup>st</sup> Main, 3 <sup>rd</sup> Phase J.P.Nagar Bangalore-560078	03 Months Practical Training	Suitable
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Suryachakra Power Corporation Limited Suryachakra House, Plot No. 304-L-III Road No. 78, Jubilee Hills Hyderabad-500033	15 Months Training	5000
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Kamaz Vectra Motors Limited 7 & 8 Sipcol Phase-1 Hosur-635126 Tamil Nadu	15 Months Training	Suitable
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## EASTERN

Kedia Carbon Pvt. Ltd. 113, Prk Street 6 <sup>th</sup> Floor Kolkata-700016	15 Months Training	Suitable
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Prithvi Ferro Alloys Pvt. Ltd. CF-366., Salt Lake City Sector-1 Kolkata-700064	15 Months Training	Suitable
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Tide Water Oil Co.(India ) Ltd Yule House, 8 Dr Rajendra Prasad Sarani Kolkata- 700 001	03 Months Practical Training	3500
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Karan Merchant Bankers Limited 614, Jasmine Tower 31, Shakespear Sarani Kolkata-700017	15 Months Training	Suitable
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Sincere Commodities & Derivatives Markets Limited 52, Weston Street, 1 <sup>st</sup> Floor Room No. 102 Kolkata-700012	15 Months Training	3500
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Sincere Securities Limited 52, Weston Street Kolkata-700012	15 Months Training	3500
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Ushita Trading & Agencies Limited 52, Weston Street Kolkata-700012	15 Months Training	3500
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Sarvottan Caps Ltd. Azimganj House(First Floor) 7,Camac Street Kolkata-700017	15 Months Training	Suitable
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Century Plyboards (I) Ltd. 6, Lyons Range Kolkata-700001	15 Months Training	Suitable
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Emami Cement Limited	15 Months Training	Suitable
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687, Anandpur E.M. Bypass  
Kolkata-700107

Electrical Manufacturing Co.Ltd.                      15 Months Training                      Suitable  
Constantia Office Complex  
8<sup>th</sup> Floor (South Block)  
11,Dr. U.N. Brahmachari Street  
Kolkata-700017

Hindustan Steelworks Construction Ltd.                      15 Months Training                      Suitable  
( A Govt.of India Undertaking)  
P 34 A, Gariahat Road (South)  
Kolkata-700031

Spencer's Retail Limited                      03 Months Practical                      Suitable  
Duncan House                      Training  
1<sup>st</sup> Floor, 31, Netaji Subhas Road  
Kolkata-700001

### **LIST OF PRACTISING MEMBERS REGISTERED FOR THE PURPOSE OF IMPARTING TRAINING DURING THE MONTH OF MARCH, 2011**

MR./MS. P. DAKSHAYANI                      PCSA – 2489  
COMPANY SECRETARY IN PRACTICE  
# 780, 2ND D CROSS, 3RD STAGE  
3<sup>RD</sup> BLOCK, 8<sup>TH</sup> MAIN  
BASAWESWARA NAGAR  
BANGALORE – 560 079

MR./MS. BHAKTA BATSAL KAR                      PCSA – 2490  
COMPANY SECRETARY IN PRACTICE  
HOUSE NO.C/9, TAGORE NAGAR  
RAIPUR (C.G.)- 492 001

MR./MS. VANDANA SINGH                      PCSA – 2491  
COMPANY SECRETARY IN PRACTICE  
C-15, CARLTON ESTATE  
DLF PHASE –V  
GURGAON -122 002

MR./MS. PRADEEP KUMAR CHAWLA                      PCSA – 2492  
COMPANY SECRETARY IN PRACTICE  
12/199, GEETA COLONY  
DELHI -110 031

MR./MS. MILAN MEHTA                      PCSA-2493  
COMPANY SECRETARY IN PRACTICE  
503-E, SHREE ADINATH TOWER  
OPP. NANCY COLONY  
NEAR NATIONAL PARK  
BORIVALI (EAST)  
MUMBAI-400066

MR./MS. SASMITA PARIDA                      PCSA – 2494  
COMPANY SECRETARY IN PRACTICE

P-7B(BASEMENT),GREEN PARK EXTN.  
NEW DELI -110 016

MR./MS. MUKTA SUYAL  
COMPANY SECRETARY IN PRACTICE  
302, BASANT COMPLEX  
38 VEER SAVARKAR BLOCK  
SHAKARPUR  
NEW DELHI

PCSA -2495

MR./MS. MADHU GUPTA  
COMPANY SECRETARY IN PRACTICE  
IV/43, BHOLA NATH NAGAR  
BEHIND GEETA BHAWAN  
SHAHADARA  
DELHI – 110 032

PCSA – 2496

MR./MS. GAUTAM PRANAB BANDYOPADHYAY  
COMPANY SECRETARY IN PRACTICE  
E-403, IMPERIAL RESIDANCE  
BESIDE AWHAKHAN PALACE  
KALYANI NAGAR, NAGAR ROAD  
PUNE – 411 006

PCSA - 2497

MR./MS. NARESH GARG  
COMPANY SECRETARY IN PRACTICE  
OFFICE NO. 41, FIRST FLOOR  
I.B. SCHOOL COMPLEX, G.T. ROAD  
PANIPAT (HARYANA) – 132 103

PCSA -2498

MR./MS. GOPALA KRISHNA SUBRAY BHAT  
COMPANY SECRETARY IN PRACTICE  
NO. 28, II FLOOR, 4TH CROSS  
2ND MAIN, CHAMUNDESHWARI LAYOUT  
VIDYARANYAPURA  
BANGALORE – 560 097

PCSA – 2499

MR./MS. KHUSHBOO GUPTA  
COMPANY SECRETARY IN PRACTICE  
M-1042, ASHIANA COLONY  
LUCKNOW

PCSA – 2500

MR./MS. A.S.RAMKUMAR  
COMPANY SECRETARY IN PRACTICE  
# 10-2-289/4, 2ND FLOOR  
T NGO'S TRUST BUILDING, A C GUARDS  
HYDERABAD – 500 028

PCSA – 2501

MR./MS. UPENDRA KUMAR PATTNAIK  
COMPANY SECRETARY IN PRACTICE  
MIG -5, PHASE -1, KHANDAGIRI HOUSING BOARD  
KOLTHIA, CHIDARADA VIHAR

PCSA – 2502

BHUBANESHWARI – 751 030

MR./MS. M. BHAVANI  
COMPANY SECRETARY IN PRACTICE  
NO. 426, 2ND FLOOR  
5TH CROSS, 7TH BLOCK, JAYANAGAR  
BANGALORE -560 082

PCSA – 2503

MR./MS. BHASKAR P. YERUNKAR  
COMPANY SECRETARY IN PRACTICE  
3, DALMIA BUILDING  
T H KATARIA MARG  
MAHIM  
MUMBAI -400 016

PCSA –2504

MR./MS. CHIRAG A. VAJANI  
COMPANY SECRETARY IN PRACTICE  
OFFICE NO. -47, BLDG NO. -5  
AGARWAL NAGARI  
NR. PMC BANK, VASANT NAGARI  
VASAI (E) -401 208

PCSA –2505

MR./MS. SUMAN PANDEY  
COMPANY SECRETARY IN PRACTICE  
WA-92<sup>a</sup>, GALI NO -15, SHAKARPUR  
NEW DELHI -110 092

PCSA –2506

MR./MS. ABHIMANYU RAJPUROHIT  
COMPANY SECRETARY IN PRACTICE  
V-24, IIND FLOOR  
WEST PATEL NAGAR  
NEW DELHI -110 008

PCSA –2507

MR./MS. YOGINDUNATH SREENIVAS  
COMPANY SECRETARY IN PRACTICE  
SWASTIKA , ROOM NO. A-3  
44/1595, KALOOR  
KOCHI -682 017

PCSA –2508

MR./MS. KRISHNA PRASAD  
COMPANY SECRETARY IN PRACTICE  
NO. 32, OSBORNE ROAD  
NEAR LAKESIDE HOSPITAL  
ULSOOR  
BANGALORE -560 042

PCSA –2509

MR./MS. JAIPRAKASH R. SINGH  
COMPANY SECRETARY IN PRACTICE  
OFFICE NO -314, BIRYA HOUSE  
PERIN NARI MAN STREET FPRT  
MUMBAI -400 001

PCSA –2510

MR./MS. SUDHINDRA K.S. COMPANY SECRETARY IN PRACTICE NO 4 OJUS APTS, 4TH MAIN, 13TH CROSS MALLESWARAM BANGALORE -560 003	PCSA –2511
MR./MS. GAGANDEEP KAUR COMPANY SECRETARY IN PRACTICE 16/42, IIND FLOOR, OLD RAJENDER NAGAR NEW DELHI -110 060	PCSA –2512
MR./MS.DHRUMIL M. SHAH COMPANY SECRETARY IN PRACTICE 11, MAHESHWAR CHHAYA R.B. MEHTA ROAD GHATKOPAR (EAST) MUMBAI- 400 077	PCSA –2513
MR./MS. MANISH KUMAR DIXIT COMPANY SECRETARY IN PRACTICE C-418, BLOCK NO-10, ALBERT SQUARE GOLE MARKET, NR. RAM KRISHNA ASHRAM NEW DELHI -110 001	PCSA –2514
MR./MS. PADMINI R. SHANKAR COMPANY SECRETARY IN PRACTICE 6 <sup>a</sup> , ANUGRAHA APRTMENTS 41, NONGAMBAKKAM HIGH ROAD CHENNAI -600 034	PCSA –2515
MR./MS. NARESH GUPTA COMPANY SECRETARY IN PRACTICE G-83, ROOM NO-104 LAXMI NAGAR NEW DELHI – 110 092	PCSA –2516
MR./MS. KAPIL SALUJA COMPANY SECRETARY IN PRACTICE A-3/90, JANAK PURI NEW DELHI -110 058	PCSA –2517
MR./MS. ISHAN KUMAR VERMA COMPANY SECRETARY IN PRACTICE H.NO. 1502, BABA HARISH CHAND MARG CHAND POLE BAZAAR JAIPUR – 302 001	PCSA –2518
MR./MS. AMIT SAGAR KOCHAR COMPANY SECRETARY IN PRACTICE 7/1, YOGESH APRT. SHARAN PUR ROAD NASHIK -422 002	PCSA –2519

MR./MS. MANSIJ ARYA  
COMPANY SECRETARY IN PRACTICE  
2<sup>a</sup>, STREET NO. 1  
WEST GURU ANGAD NAGAR  
LAXMI NAGAR  
DELHI – 110 092

PCSA –2520

MR./MS. ROHIT CHAWLA  
COMPANY SECRETARY IN PRACTICE  
66, FIRST FLOOR, SHANKAR VIHAR  
NEW DELHI -110 092

PCSA -2521

MR./MS. RANJIT KUMAR TRIPATHY  
COMPANY SECRETARY IN PRACTICE  
A-80/81, GREEN HOUSE  
PANDAV NAGAR  
NEW DELHI -110 092

PCSA -2522

MR./MS. HEERAVATHI  
COMPANY SECRETARY IN PRACTICE  
NO.-8, SAMVRUDHI, CHINNAMMA LAYOUT  
PANCHVATI OFFICE COMPOUNT, CHOLANAGAR  
BANGALORE -560 032

PCSA -2523

MR./MS. JPSYULA VENKATA RAMA RAO  
COMPANY SECRETARY IN PRACTICE  
5-21-103, SARADA NILAYAM  
2/17, BRODIPET  
GUNTUR -522 002

PCSA–2524

MR./MS. SAMITA CHIRIMAR  
COMPANY SECRETARY IN PRACTICE  
OLD NO-724/725, 3RD FLOOR,AMINJIKARAI  
CHENNAI -600 029

PCSA –2525

MR./MS. M. ALAGAR  
COMPANY SECRETARY IN PRACTICE  
NO. -43C, 1ST FLOOR  
SOUTH MADA STREET, MYLAPORE  
CHENNAI -600 004

PCSA –2526

MR./MS. JIGNESH JASVANTLAL BRAHMBHATT  
COMPANY SECRETARY IN PRACTICE  
6, BALGAYATRI SOCIETY, PART-II  
OPP. PAREKH HOSPITAL  
SHYAMAL CROSS ROAD, SATELLITE  
AHMEDABAD

PCSA –2527

MR./MS. R. KANAKADURGA  
COMPANY SECRETARY IN PRACTICE  
3RD FLOOR, OLD NO. 724/725

PCSA –2528



NEW NO.- 486.  
POONAMALLEES HIGH ROAD  
AMINJIKARAI  
CHENNAI -600 029

MR./MS. NEHA KHUNTETA  
COMPANY SECRETARY IN PRACTICE  
S-72, FRONT OF DEEPAK COLONY  
BARKAT NAGAR, TONK PHATAK  
JAIPUR -302 015

PCSA –2529

MR./MS. KRISHNA KUMAR SINGH  
COMPANY SECRETARY IN PRACTICE  
3RD FLOOR, 14 RANI JHANSI ROAD  
NEW DELHI – 110 001

PCSA –2530

MR./MS. DEEPTI LOHIYA  
COMPANY SECRETARY IN PRACTICE  
LOHIYA SHOPPING CENTER  
NR. KAMAL KA KUWA BHOPAL GANJ  
BHILWARA -311 001

PCSA –2531

MR./MS. MUKESH KUMAR SINGH  
COMPANY SECRETARY IN PRACTICE  
H -13 B, GALI NO. -2, SANJAY PARK  
SHAKAR PUR  
DELHI -110 092

PCSA –2532

MR./MS. SHALINI MOHAN BHAT  
COMPANY SECRETARY IN PRACTICE  
A-60,/1220, AZAD NAGAR  
VEERA DESAI ROAD  
ANDHERI (W) , MAHARASHTRA  
MUMBAI -400 053

PCSA –2533

MR./MS. BHARAT GULATI  
COMPANY SECRETARY IN PRACTICE  
C-78, 1ST FLOOR, SILVER PARK  
CHANDAR NAGAR  
NEW DELHI -110 051

PCSA –2534

MR./MS. SUSHIL KUMAR ANTAL  
COMPANY SECRETARY IN PRACTICE  
1/27, 1ST FLOOR, LALITA PARK  
LAXMI NAGAR  
NEW DELHI -110 092

PCSA –2535