PARTNERSHIP
REGISTRATION PROCEDURE



BACKGROUND

- Is Registration Mandatory ?
- Two Important Dates: 01/01/1985 & 01/10/1989
- ✓ One Year Amnesty Penal Provisions w.e.f. 01/01/1986
- ✓ Marathi Translation & Notary w.e.f. 01/10/1989
- Section 4 of Indian Partnership Act, 1932
- ▶ Importance of Indian Contract Act, 1872
- ▶ Importance of Rule 16 of The Maharashtra Partnership Rules, 1989



Applicable Forms

- ► Form A Registration Once in Life Time of Any Firm
- Form B For Changes Name/PPB/Object
- Form C For Commencement or Discontinuation of APB
- Form D For Change in Name or Address of Partner/s
- Form E For Admission / Retirement of Partner/s OR Dissolution
- Form F For Recording Continuation or Discontinuation of Minor after attaining age of Majority



PROCESS

- Discussion
- Inspection
- Basic Draft of Deed
- Supplementary Deed
- Contents Order of Clauses Concise & Brief Direct Expression
- Names & Addresses of Partners
- Preamble
- Name / Address PPB, APB / Object / Duration / Capital / PSR
- Stamp Paper
- Notary



PROCESS

- Matching Deed with Forms
- Fees to be Paid
- Submission with Covering Letter
- Scrutiny of Documents at ROF Office
- ▶ Follow Up
- Rectification
- Resolve Objections
- Personal Hearing
- Penalty
- Entry on Record



TIPS

- No Copy Paste
- Spell Check Problem when Original Deed is in Marathi
- DO not Certify Photocopy unless Verified with Originals
- Original Deed not required to be Notarised
- Strictly Avoid Unwanted Information
- Preserve Photocopies of Submissions
- Always commence with latest Entry on Record / Submissions
- Compare Translation with Deed in English
- Be careful about Stamp Paper & Notarisation



SPECIMEN OBJECTIONS

- Change in Address in Deed without Filing Form""D"
- Changes in between are not Intimated
- Wrong Registration Number mentioned
- Deed not compared with Forms
- Date of Execution of Deed is Prior to the Date of Purchase orepresentif Stamp Paper
- Certain Objects require License / Permission Affidavit no Submitted
- Mismatch in Deed in English & Marathi Translation
- Hand-written changes on Certified True Copy
- Initials at Changes not obtained



SPECIMEN OBJECTIONS

- Initials at Changes not obtained
- Multiple Registrations of same Firm (Prior Inspection is Advisable)
- Words like Foundation / Charitable are not Allowed
- In Deed, in case of HUF as Partner, Name of Karta / Representative is necessary, However in case of Company or LLP name of representative Director or partner is not allowed (Allowed only at Signature)
- ▶ No English words to be typed in column provided for Marathi
- In case of Registration of Old Unregistered Firm after reasonable time gap declaration may be asked for
- ▶ In case of online Form "B" require to be filed to modify any reason, changes are required to be done in column provided for Marathi



