

Ministry of Corporate Affairs Government of India

E-FILING ON MCA



CS Manish Baldeva – 30th June 2017

WHAT ARE WE COVERING TODAY?

- What is E-Filing
- What is E-Form
- Various E-Forms under Companies Act, 2013
- General Structure of E-Form
- How to file E-form
- Important E-forms
- Queries & Complaints

WHAT IS E-FILING ?

- The Ministry of Corporate Affairs, Government of India initiated the Electronic Filing of documents [E-Filing process] which is known as the MCA21 program, which means 'Ministry of Corporate Affairs in the 21st Century.
- Every artificial person registered as a Company is obliged to file forms, applications and returns as stipulated under the provisions of Companies Act, 1956 wherever applicable and Companies Act, 2013 read with rules & regulations framed thereunder from time to

time.



WEB 'E'-FILING COMPLEXITY TO SIMPLICITY

- The MCA-21 program has enabled E-Filing process, which provides the Corporate world with a lot of advantages like:
 - Registering a new Company and filing the documents from the place of business.
 - > Easy access to the public documents of a Company.
 - Filing the periodic returns of a Company and making online payments.
 - > DIN (Director Identification Number) Application.
 - > Digital Signature.
 - > Investor grievance redressal.



PREREQUISITE SOFTWARE FOR E-FILING

Windows 2000 or later





Internet explorer v6.0 & above, Mozilla Firefox

Adobe Reader version XI or later





JRE (Java Runtime Environment)

WHAT IS E-FORM?



- An e-Form is nothing but re-engineered conventional pdf form and represents a document in electronic format for filing with MCA authorities through the internet.
- This may be either a form filed for compliance or information purpose or an application seeking approval from the authorities under the Companies Act.

INSTRUCTION KIT WITH E-FORM

- An "Instruction Kit" contains the detailed instructions explaining how to fill an e-Form.
- > This facilitates proper understanding of the e-Form and filling of requisite details therein.
- An e-Form can be downloaded either with or without the Instruction Kit.

VARIOUS FORMS PRESCRIBED UNDER THE PROVISIONS OF COMPANIES ACT, 2013

- Forms under the new Act are numbered alpha-numeric.
- Initial of forms are started with alphabet of two or three letters based on the subject of the Chapter, followed by serial number of the form.

SUMMARY OF CHAPTER WISE NOMENCLATURE OF E-FORMS

Chapter No.	Particulars of Chapter	Form No. starts with
II	INCORPORATION OF COMPANY AND MATTERS	INC
III	PROSPECTUS AND ALLOTMENT OF SECURITIES	PAS
IV	SHARE CAPITAL AND DEBENTURES	SH
V	ACCEPTANCE OF DEPOSIT BY COMPANIES	DPT
VI	CHARGES	CHG
VII	MANAGEMENT AND ADMINISTRATION	MGT
VIII	DECLARATION ANY PAYMENT OF DIVIDEND	DIV
IX	ACCOUNTS OF COMPANIES	AOC
Х	AUDIT AND AUDITORS	ADT
XI	APPOINTMENT AND QUALIFICATIONS OF DIRECTORS	DIR

XII	MEETINGS OF BOARD AND ITS POWERS	MBP
XIII	APPOINTMENT AND REMUNERATION OF MANAGERIAL PERSONNEL	MR
XXI	COMPANIES AUTHORISED TO BE REGISTERED UNDEDR THIS ACT	URC
XXII	COMPANIES INCORPORATED OUTSIDE INDIA	FC
XXIV	REGISTRATION OFFICES AND FEES	GNL
XXVI	NIDHIS	NDH
XXIX	MISCELLANEOUS	MSC

E-FORMS UNDER COMPANIES ACT, 2013

APPROVAL SERVICES (HEADQUATERS)

e- Form No.	Purpose of form
CRA-2	Form for intimation of appointment of cost auditor by the company to Central Government
CG-1	Form for filing application or documents with Central Government

APPROVAL SERVICES (REGIONAL DIRECTOR)

ADT-2	Application for removal of auditor
INC-18	Application to Regional director for conversion of Section 8 company into company of any other kind
INC-23	Application to Regional Director for approval to shift the Registered Office
	from one state to another state or from jurisdiction of one Registrar to another
	within the same state
ADJ	Memorandum of Appeal
RD-1	Applications made to Regional Director
CHG-8	Application to RD for extension of time for filing particulars of registration of creation / modification / satisfaction of charge OR for rectification of omission or misstatement of any particular in respect of creation/ modification/ satisfaction of charge

APPROVAL SERVICES (REGISTRAR OF COMPANIES)

STK-2	Application by company to ROC for removing its name from register of Companies
INC-6	One Person Company- Application for Conversion
INC-24	Application for approval of Central Government for change of name
INC-27	Conversion form Pvt. To public or vice-versa
MSC-1	Application to Registrar for obtaining the status of dormant company
MSC-4	Application for seeking status of active company
GNL-1	Applications made to Registrar of Companies
INC-12	Application for grant of License under section 8

CHANGE SERVICES

INC-1	Application for reservation of name
INC-3	One Person Company- Nominee consent form
INC-4	One Person Company- Change in Member/Nominee
INC-22	Notice of situation or change of situation of registered office
INC-27	Conversion of public company into private company or private company into public company
SH-7	Notice to Registrar of any alteration of share capital

CHANGE SERVICES

DIR-12	Particulars of appointment of Directors and the key managerial personnel and the changes among them
FC-2	Return of alteration in the documents filed for registration by foreign company
FC-3	Annual accounts along with the list of all principal places of business in India established by foreign company
MR-2	Form of application to the Central Government for approval of appointment or reappointment and remuneration or increase in remuneration or waiver for excess or over payment to managing director or whole time director or manager and commission or remuneration to directors

CHARGE MANAGEMENT

CHG-1	Application for registration of creation, modification of charge (other than those related to debentures)
CHG-4	Particulars for satisfaction of charge thereof
CHG-6	Notice of appointment or cessation of receiver or manager
CHG-9	Application for registration of creation or modification of charge for debentures or rectification of particulars filed in respect of creation or modification of charge for debentures
GNL-3	Details of persons/directors/charged/specified

DIN FORMS

DIR-3	Application for registration of creation, modification of charge (other than those related to debentures)
DIR-5	Application for surrender of Director Identification Number
DIR-6	Intimation of change in particulars of Director to be given to the Central Government
DIR-9	A Report by a company to ROC for intimating the disqualification of the director
DIR-3C	Intimation of Director Identification Number by the company to the Registrar DIN services

INCORPORATION SERVICES

SPICe	New Version - Simplified Proforma for Incorporating Company Electronically (SPICe) - with mandatory PAN & TAN application included.
SPICe MOA	eMemorandum of Association (SPICe MoA)
SPICe AOA	eArticles of Association (SPICe AoA)
INC-1	Application for reservation of name
INC-3	One Person Company- Nominee consent form
URC-1	Application by a company for registration under section 366
INC-7	Application for Incorporation of Company (Part I Company and Company with more than Seven Subscribers)
FC-1	Information to be filed by foreign company

COMPLIANCE RELATED FILING

CRA-4	Form for filing Cost Audit Report with the Central Government.
DPT-3	Return of deposits
ADT-1	Information to the Registrar by Company for appointment of Auditor
ADT-3	Notice of Resignation by the Auditor
GNL-3	Details of persons/directors/charged/specified
DPT-4	Statement regarding deposits existing on the commencement of the Act
INC-5	One Person Company- Intimation of exceeding threshold
PAS-3	Return of allotment
SH-8	Letter of offer – Buy back

PROVISIONS RELATED TO MANAGERIAL PERSONNEL

MR-1	Return of appointment of MD/WTD/Manager
MR-2	Form of application to the Central Government for approval of appointment or reappointment and remuneration or increase in remuneration or waiver for excess or over payment to managing director or whole time director or manager and commission or remuneration to directors

COMPLIANCE RELATED FILING

SH-9	Declaration of Solvency
SH-11	Return in respect of buy-back of securities
MGT-14	Filing of Resolutions and agreements to the Registrar
DIR-11	Notice of resignation of a director to the Registrar
GNL-2	Form for submission of documents with the Registrar.
FC-4	Annual Return of a Foreign company
MSC-3	Return of dormant companies
MGT-6	Persons not holding beneficial interest in shares

INFORMATIONAL SERVICES

MGT-3	Notice of situation or change of situation or discontinuation of situation, of place where foreign register shall be kept
MGT-15	Form for filing Report on Annual General Meeting by listed companies
AOC-5	Notice of address at which books of account are maintained – other than RO
MGT-10	Changes in shareholding position of promoters and top ten shareholders
INC-20	Intimation to Registrar of revocation/surrender of license issued under section 8
INC-28	Notice of order of the Court or any other competent authority

ANNUAL FILING OF E-FORMS

AOC-4 (XBRL)	Form for filing XBRL document in respect of financial statement and other documents with the Registrar
MGT-7	Form for filing annual return by a company.
AOC-4	Form for filing financial statement and other documents with the Registrar
AOC-4 (CFS)	Form for filing consolidated financial statements and other documents with the Registrar

GENERAL STRUCTURE OF E-FORM

- Each e-Form contains the form reference and the description as well as the particular section of the Companies Act, 2013 or the relevant rules or regulations under which it is required to be submitted.
- It starts with Corporate Identification Number (CIN), which works as a unique identifier of a company.
- Sy entering the CIN, the Company details to the extent these are available in static form in the database, are automatically filled by using the pre-fill functionality.

WHAT IS PRE-FILL ...?

- Pre-fill is a functionality in an e-Form that is used for filling automatically, the requisite data from the system without repeatedly entering the same.
- For example, by entering the CIN of the company, the name and the registered office address of the company shall automatically be pre-filled by the system without any fresh entry.



MANDATORY FIELDS*

The e-Form contains number of mandatory fields which are required to be filled in.

✤Mandatory fields are marked as '*'.

Certain other fields are non-mandatory in nature which may be filled-in as may be relevant in any particular case.

An instruction kit is available for each e-Form, which contains details of the instructions for properly filling the form.



ATTACHMENTS

- An e-Form may require certain mandatory attachments to be attached along with it. The list of such attachments is displayed in the e-Form.
- An attachments refers to a document that is sent as an enclosure with an e-Form by means of an attached file – PDF only.
- The objective of the attachment is to provide further details relevant to the e-Form for processing.
- Optional attachments may also be attached with an e-Form.

Attachments

 Where the appointed partner is a body corporate, copy of resolution on the letterhead of such body corporate to become a partner in the proposed LLP and a copy of resolution/ authorization of such body corporate also on a letterhead mentioning the name and address of an individual nominated to act as nominee/designated partner on its behalf

Att

Att

Att

- 2. * Proof of address of registered office of LLP
- 3. *Subscribers' sheet including consent

DECLARATION

Next to attachment, there is a declaration that is sought from the person filing the e-Form to the effect that the information given in the e-Form and the attachments is correct and complete.

Declaration			
am Authorised by the Board of Directors of the company vide resolution no		dated	
DD/MM/YYYY) to sign this form and declare that all the requirements of the Com n respect of the subject matter of this form and matters incidental thereto have be	panies Act, 2013 an een compiled with. I	d the rules further dec	made thereunder lare that:
. Whatever is stated in this form and in the attachments thereto is true, co the subject matter of this form has been suppressed or concealed and is	rrect and complete a as per the original r	nd no infor ecords mai	mation material to intained by the company.
. All the required attachments have been completely and legibly attached	to this form.		
lote: Attention is also drawn to the provisions of Section 447, section 448 a ounishment for fraud, punishment for false statement and punishment for f	and 449 of the Com alse evidence resp	panies Ac ectively.	t, 2013 which provide for
o be digitally signed by			

SIGNING & CERTIFICATION

- Every e-Form requires the digital signature of the Managing Director or Director or Secretary of the Company or the Key Managerial Personnel of the Company for successful filing/submission.
- In most cases, a certification from the Company Secretary or Cost Accountant or Chartered Accountant in whole-time practice is also required to authenticate the particulars contained in the e-Form.
- Further the digital signature of the third party may also be required in certain cases.

To be digitally signed by



* Designation

Director

Name of liquidator

Director identification number of the director; or Income-tax PAN of the liquidator; DIN or Income-tax PAN of manager or CEO or CFO; or membership number of Company secretary;

00005813

Certificate by practicing professional

I declare that I have been duly engaged for the purpose of certification of this form, it is here by certified that I have gone through the provisions of the Companies Act, 2013 and rules thereunder for the subject matter of this form and matters incidental thereto and I have verified the above particulars (including attachment(s)) from the original/certified records maintained by the Company/ applicant which is subject matter of this form and found then to be true, correct and complete and no information material to this form has been supressed. I further verify that:

i. The said records have been properly prepared, signed by the required officers of the Company and maintained as per the relevant provisions of the Companies Act, 2013 and were found to be in order;

ii.All the required attachments have been completely and legibly attached to this form.

To be digitally signed by	MANISH BALDEVA		
 Chartered Accountant (in who Company Secretary (in who 	ole-time practice) or e-time practice)	🔿 Cost Acc	ountant (in whole-time practice) or
whether Associate or Fellow		Eellow	
Membershin No			

CHECK FORM

- There are built-in facilities to check the filled in e-Form for requisite validations, to do prescrutiny and to modify the e-Form when we require to change the filled details.
- By clicking "Check Form", we can find out whether the mandatory fields in an e-Form are duly filled-in.





Digital signature of the authorising officer

Date of signing



.....

(DD/MM/YYYY)

PRE-SCRUTINY

- Pre-scrutiny is functionality that is used for checking whether certain core aspects are properly filled in the e-Form.
- The user has to attach necessary attachments in PDF format and affix the digital signatures as required before submitting the e-Form for pre-scrutiny.
- If there is any pre-scrutiny error showing, it has to be rectified and again have to pre-scrutinize the form.
- After pre-scrutiny level is successful form can be uploaded on MCA portal.

Membership No.	6180		
Certificate of practice number	11062		
Note: Attention is also drawn to pr statement and punishment for fals	rovisions of Section 44	8 and 449 which provide for punity.	ishment for false
Modify	Check Form	Prescrutiny	Submit

HOW TO FILE E-FORMS...?

- An e-Form can be submitted after it has been digitally signed and pre-scrutinized.
- The maximum permissible size to upload an e-Form is 6MB.

PROCEDURE



CREATION OF USER ID

- On MCA Portal Go to My Workspace
- Click on Register Now Tab
- Fill the Form for New User Registration– Create Username and Password for MCA portal.

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AFTER LOGGING IN MCA PORTAL

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HOME ABOUT MCA ACTS & RULES	MY WORKSPACE MCA SER	VICES DATA & REPORTS CONTAC	TS HELP & FAQS	Upda		Annual e-	Filing for LLP	Compliance	n Filing	Request for Scan	
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WINDOW FOR UPLO&DING OF E-FORMS

- Select the Normal Forms check box, in case of fresh uploads
- Select the e-form to be uploaded by clicking the button browse. The path of the e-form will be displayed in the box next to browse button.
- User may then click on 'Upload' button.

HOME	ABOUT MCA	ACTS & RULES	MY WORKSPACE	MCA SERVICES	DATA & REPORTS	CONTACTS	HELP & FAQS	
MCA Home	Services > MCA Services	> E-Filing > Upload	E-Form					
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UPLOADING OF E-FORM

MCA Services

Home > MCA Services > E-Filing > Upload E-Form

Upload E-Form

To View The Step-By-Step Video Of Filing Linked Eform, Click Here.

Forms versions are undergoing changes. Stakeholders are requested to check the latest version before filing http://www.mca.gov.in/MinistryV2/companyformsdownload.html.



GENERATION OF SRN



E-P&ÝMENT OF FEE

Two Options for payment: Pay fee now or Pay fee Later

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Fee For Services

	Transaction Details
Service Type :	Compliance related filing
CIN/FCRN/LLPIN/FLLPIN :	L29120MH1964PLC012955
Company/LLP Name :	HINDUSTAN COMPOSITES LIMITED
Address :	ManishBaldeva Office No.2, Tirupati Darshan Bldg. 2 CHS Ltd. Balaji Nagar, Station Road, Bhayandar (West), Thane, MH - 401101, IN



P&YMENT FOR FILING - NORM&L ROC FILING FEES



DEL&YED FILING WITH & DDITION&L FEES



APPROVAL OF FORMS UNDER STP (STRAIGHT THROUGH PROCESS) MODE

Definition: Straight through process means the process in which an e-Form is approved through system without manual interruption.

Mainly to avoid in process of forms filed with MCA and adhering to the standards of practicing professionals adopted with verification of forms, this Straight through process is adopted by MCA.

Forms under Companies Act, 2013	Particulars	STP (Straight Through Process)
DIR 12	Particulars of appointment of directors and key managerial personnel and the changes among them	The e-Form will be auto approved in case it is filed by the existing company (STP) and will be processed by the office of Registrar of Companies in case of new company (Non STP)
DIR 3	Application for allotment of Director Identification Number	If e-Form is certified by the practicing professional (CA/CS/CWA) (in whole time practice) and details of director have not been identified as a potential duplicate, then it shall be auto approved(STP) and in all other cases it will be processed by the DIN cell(NON STP)
DIR 6	Intimation of change in particulars of Director to be given to the Central Government	The e-Form will be auto approved (STP) in case no potential duplicate is identified by the system and will be sent for verification by the DIN cell. The e-Form will be processed by the DIN cell (Non STP) in case potential duplicate is identified by the system

Forms under Companies Act, 2013	Particulars	STP (Straight Through Process)
PAS 3	Return of allotment	The e-Form will be auto approved (STP)
MSC 1	Application to ROC for obtaining the status of dormant company	The e-Form will be auto approved (STP)
CHG 1	Application for registration of creation, modification (other than those related to debentures) including particulars of modification of charge by Asset Reconstruction Company in terms of Securitization and Reconstruction of Financial Assets and Enforcement of Securities Interest Act, 2002 (SARFAESI)	The form will be auto approved (STP)in case the e-Form is filed by the company within 300 days of creation or modification of the charge and processed by the office of Registrar of Companies in all other cases(Non STP)

SOME IMPORTANT E-FORMS

FORM SPICE

EASY WAY TO INCORPORATE A COMPANY

- SPICe
- SPICe MOA
- SPICe AOA





APPLICATION FOR INCORPORATION

A single application in E-form SPICe for reservation of name, incorporation of a new company and /or application for allotment of DIN, PAN & TAN has to be filed with the Central Registrar of Companies (CRC), Noida.

Attachments:

- Form No. INC-8 (Declaration by professionals)
- Form No. INC-9 (Affidavit from subscribers and first directors)
- Copies of utility bills that are not older than 2 months
- If the subscriber and director does not have DIN then Proof of identity and residential address has to be annexed
- Declaration / Consent of the appointee Director, in Form DIR-2
- Proof of Registered Office address (Conveyance/ lease deed/Rent Agreement along with the rent receipts), etc.
- Any other attachments, as required.

SPICe MOA AND SPICe AOA

SPICe MOA:

- This the linked form to SPICe. The Table of MOA applicable to the company has to be selected as notified under Schedule I.
- > The objects of the company are to be stated in the given table in the form.

SPICe AOA:

> This the linked form to SPICe. The table of AOA has to be selected and there is option to alter or add or delete any article in the form itself.

Note:

After filing the SPICe, SPICe MOA and SPICe AOA, upload all the linked forms on MCA.

The details of the subscribers are to be mentioned by attaching DSC.(Valid DIN/PAN/Passport number is compulsory)

Maximum 7 subscribers' information can be inserted. Company having more than this limit have to use INC-7 for Incorporation.



FORM FOR FILING XBRL DOCUMENT IN RESPECT OF FINANCIAL STATEMENTS & OTHER DOCUMENTS WITH THE REGISTRAR





- The following class of companies shall file their financial statements and other documents under section 137 of the Act, with the Registrar in e-form AOC-4 XBRL for the financial year commencing on or after 1st April, 2014 using the XBRL taxonomy, namely:-
- all companies listed with any Stock Exchange(s) in India and their Indian subsidiaries; or
- > all companies having paid up capital of rupees five crore or above;
- > all companies having turnover of rupees one hundred crore or above; or
- all companies which were hitherto covered under the Companies (Filing of Documents and Forms in Extensible Business Reporting Language) Rules, 2011 and Companies (Filing of Documents and Forms in Extensible Business Reporting Language) Rules, 2015

EXCLUSIONS

- The following companies are exempted to file Financial Statements in XBRL:
- Companies in Banking, Insurance, Power sectors
- Non Banking Financial Companies
- Housing Finance Companies



QUERIES & COMPLAINTS

In case of any queries related to downloading, signing or uploading of e-forms, complaints can be registered with the MCA portal.

HOME	ABOUT MCA	ACTS & RU	JLES	MY WORKSPACE	MC	A SERVICES	DATA & REPORTS	CONTACTS	HELP & FAQS	
DSC Services Acquire DSC		L	LLP Services Check LLP Name			Company Services Check Company Name		Document Related Services Get Certified Copies		
Associate DSC Update DSC			Find LLPIN Incorporation			Find CIN Incorporation		View Public Documents Request for Scanned Documents 🔒		
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View Director Master Data		Dartaar				Create Invest	tor/Serious Complaint			
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COMPLAINTS REGISTRATION FORM

Register Your Complaint with MCA21 Helpdesk

If your facing any issues in downloading an eform, signing the eform or uploading the eform click here to learn to troubleshoot the error.

*Name of Person		
*City		
*Country	Select	Ŧ
*Mobile Number		
*Email ID		
*Type	Select •	
*Severity	Select V	
For MCA Offices	Select	
Details		
*Description of Problem		
Supporting Documents (if any)		Browse
Company Name		
CIN / LLPIN		
DIN Number(if Applicable)		
*SRN Number (if not applicable enter NA)		
Please ent	er the SRN# in this field for quick resolution and update	e
*Form ID	Select V	
Logged Date & Time	23/06/2017 at 10:49	
	Submit Cancel	

IMPORTANT FIELDS OF FORM

- Companies Any issues related to e-filing of Forms related to company's user may select 'Companies' in type
- LLP Issues related to e-filing of Forms related to LLP user may select 'LLP'.
- CRC CRC is Central Registration Centre for providing speedy incorporation related services. Any issues related to incorporation of new companies are addressed to CRC.
- Suggestion In case of any suggestions user may select type as 'Suggestion'.









Once the 'TYPE' is selected additional field 'CATEGORY' & 'SUB-CATEGORY' will be added to the Form

*Туре	Companies v	If your facing any issues in downloadingSelect			
*Category	Select 🔻	to learn to troubleshoot the error.	Affix DSC related		
*Severity	Select Payment	Name of Person	Certificate related		
For MCA Offices	DSC	Uty *Country	Check form related Download eForm		
[*] Sub Area	eFiling	*Mobile Number	Resubmission related		
Details	Master Data	*Email ID	Prescrutiny related		
	Document Services	*Type	Form Upload related Transaction Status related		
*Description of Problem	Show Cause Notice IEPF Related	*Category	XBRL related Enforcement Complaints related		
e comption of Hostern	Prosecution	*Sub Category	Select		

Selection of 'CATEGORY' & 'SUB-CATEGORY' depends upon the query to be addressed to MCA.

Selection of MCA office & Sub-Area as per the jurisdiction of the

For MCA Offices
*Sub Area

Details

Registrar of Companies V
Select
Head Quarters
Regional Directors
Registrar of Companies

- Provide the description of the problem faced by the complainant.
- Attach supporting documents, if any relating to the problem addressed.
- Provide SRN No. of e-form for which the complaint is to be raised. In case SRN No. is not applicable, enter "NA".
- Select the Form ID as related to the e-form.
- Click on Submit button.

After submitting the complaint form, system generated ticket no. will be assigned through which you can track the complaint status.

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HOME ABOUT M	CA ACTS & F	RULES MY WORKSPACE	MCA SERVICES	DATA & REPORTS	CONTACTS	HELP & FAC	ĮS
MCA Services Home > MCA Services > Complaints > Create Service Related Complaint							
DSC Services	~	Create Service Related	l Complaint				
DIN Services	~	Ticket has been created Successfully. Your ticket number is SR430410 and Email Id is					
Master Data	~	kshama@csmanishb.in.					
LLP Services	~	Kindly note the ticket number and email ld for future reference. Also note that it will take two business days for resolution of your query.					
LLP Services For Business User \leadsto		For any queries/inputs, please drop a mail to appl.helpdesk@mca.gov.in					
e-Filing	~						
Company Services	~						



