

NDA Update – Extension of time by MCA for various forms

Due to technical glitches on migration of various forms and fresh process of registration of users required on MCA portal, MCA has issued a circular (04/2023) on 21.02.2023 allowing extension of time for filing of various forms without additional fee.

- It has decided to allow further additional time till 31.03.2023 for filing of 45 forms, launched on version-3 with effect from 23.01.2023, which are due for filing between 07.02.2023 and 28.02.2023, without additional fees. Earlier MCA, vide circular no. 01/2023 dt 09-01-2023, has allowed additional time of 15 days without late fees, if due dates of these forms fall due for filing between 07.01.2023 to 22.01.2023. Vide circular no 03/2023 dt 07-02-2023 MCA has allowed further additional time of 15 days for filing of these forms without additional fees.

There is ambiguity in this circular in relation to the forms which were due for filing before 07.02.2023.

- Form PAS-03, whose due date for filing falls between 20.01.2023 and 28.02.2023, can be filed without payment of additional fees till 31.03.2023.
- The reservation period for the names which are reserved for a period of 20 days under sub-section (5) of section 4 of the Companies Act, 2013 is extended by a further period of 20 days.
- Under Rule 9 of the Companies (Incorporation) Rules, 2014, allows resubmission of application form for reservation or change of name for rectification of defects within 15 days of rejection of such form. The resubmission period falling between 23.01.2023 and 28.02.2023, is extended by 15 days.

<https://www.mca.gov.in/bin/dms/getdocument?mds=2wjQ2Yt5XCZLAoGRr2jfOQ%253D%253D&type=open>