Form No. INC-12

Application for grant of License to an existing company under Section 8
[Pursuant to section 8(5) of the Companies Act, 2013 and Rule 20 of the Companies (Incorporation) Rules, 2014]

सत्यमेव जयते

Form language

English Hindi

Refer instruction kit for filing the form.

*All fields marked in * are mandatory*

Company Information

1 (a) *Corporate Identity Number (CIN)

2 (a) *Name of the Company

(b) *Address of the Registered Office of the company

(c) *Email ID of the company

---

3 (a) *Company is
(Private company /Public company)

(b) *Category
(Company limited by shares/Company limited by guarantee)

(c) *Sub Category
(Union government company/State government company/Non-government company, Subsidiary of foreign company/Guarantee and association company)

(d)* Whether the company is having share capital
(Yes /No)

---

4 (a) Authorised capital of the company

(b) Maximum number of members

(c) Maximum number of members excluding present and past employees

---

5 (a)(i) *Main division of industrial activity of the company

(ii) *Description of the main division

(b)(i) *Main division of industrial activity of the company being pursued or

proposed to be done in pursuance of section 8

(ii) *Description of the main division of industrial activity of the company being pursued or proposed to be done in pursuance of section 8

(c) *Grounds on which application is made

Director(s) / KMP (s) Details

6 *Enter the number of Directors

Particulars of the directors

Designation ***(Director/Nominee Director/Managing director/Whole-time director/Alternate director/Additional director/Director appointed in casual vacancy)***	**Director identification number (DIN)**	**Name of the person**	**Name of the company or institution whose nominee the appointee is (Only in case of nominee director)**
(a)	**(b)**	**(c)**	**(d)**

7 *Enter the number of key managerial personnel

Particulars of the key managerial personnel

Designation ***(Manager/Secretary/CEO/CFO)***	**Director identification number (DIN) or Income-tax permanent account number (PAN)**	**Name of the person**	**Membership number (in case of Company secretary)**
(a)	**(b)**	**(c)**	**(d)**

8 (a) *Whether the Articles are entrenched ○ Yes ○ No

(If yes, entrenched Articles should be annexed thereto)

(b) Number of Articles to which provisions of entrenchment shall be applicable

Details of Articles to which provisions of entrenchment shall be applicable

Sr No	**Article Number**	**Content**

9 Estimation of future income and expenditure for the next three years

Period	Estimated income (in INR)	Estimated expenditure (in INR)	Estimated surplus / deficit (in INR)	Remarks (Source of Income, Objects of Expenditure)
(a)	(b)	(c)	(d)	(e)

10 *Whether resolution passed in Board meeting or General Meeting for conversion

○ Board Meeting ○ General Meeting

(a)* Date of passing resolution (DD/MM/YYYY)

(b) *Mode of Resolution

(c) *Number of votes casted in favour

(d)*Number of votes casted against

(e)*SRN of MGT-14

Attachments

(a) Approval/concurrence/NOC of the concerned authority/sectoral regulator, department or Ministry of the Central or State Government(s) — Max 2 MB | Choose File | Remove | Download

(b) *Statement showing in detail the assets and the liabilities of the company, as on the date of the preceding that date — Max 2 MB | Choose File | Remove | Download

(c) *Copy of resolution passed in board meeting — Max 2 MB | Choose File | Remove | Download

(d) Optional attachment, if any — Max 2 MB | Choose File | Remove | Download

Declaration

I* _____ authorised by the Board of Directors of the Company vide resolution number * _____

dated* _____ declare that:

☐ *All the requirements of Companies Act, 2013 and the Rules thereto made thereunder in respect of the subject matter of this form have been complied with.

☐ *All the information given herein above is true, correct and complete including the attachments to this form and nothing material has been suppressed.

☐ *The memorandum and articles of association have been drawn up in conformity with the provisions of Section 8 of the Companies Act, 2013 and Rules made thereunder relating to registration of the company under section 8 of the Act and matters precedent or incidental thereto have been complied with.

***To be digitally signed by** DSC BOX

*Designation
(*Director/Manager/ Company Secretary/CFO/CEO)*

* Director identification number of the director; or DIN or PAN of the manager or CEO or CFO; or Membership number of the company secretary

Declaration by Practicing Professional

☐ *The memorandum and articles of association have been drawn up in conformity with the provisions of section 8 of the Companies Act, 2013 and rules made thereunder; and

☐ *All the requirements of Companies Act, 2013 and the rules made thereunder relating to registration of the company under section 8 of the Act and matters precedent or incidental thereto have been complied witI further certify that:

*** To be digitally signed by** DSC BOX

○ Chartered accountant (in whole-time practice)

○ Cost accountant (in whole-time practice)

○ Company secretary (in whole-time practice)

○ Advocate (in whole-time practice)

Whether associate or fellow:

○ Associate ○ Fellow

Membership number

Certificate of practice number

Permanent Account Number

Save Submit

Note: Attention is drawn to provisions of Section 7(5) and 7(6) which, inter-alia, provides that furnishing of any false or incorrect particulars of any information or suppression of any material information shall attract punishment for fraud under Section 447.

Attention is also drawn to provisions of Section 448 and 449 of the Companies Act, 2013 which provide for punishment for false statement / certificate and punishment for false evidence respectively.

For office use only

eForm Service request number (SRN)

eForm filing date (DD/MM/YYYY)

Digital signature of the authorising officer

This eForm is hereby approved DSC BOX

This eForm is hereby rejected DSC BOX

Date of signing (DD/MM/YYYY)

Declaration

I * being the subscriber to the memorandum and named as first director in the articles, of the above-named proposed company, hereby solemnly declare and affirm that:

☐ *I have not been convicted of any offence in connection with the promotion, formation or management of any company during the preceding five years; and

☐ *I have not been found guilty of any fraud or misfeasance or of any breach of duty to any company under this Act or any previous company law during the preceding five years;

☐ I am required to obtain the Government approval under the Foreign Exchange Management (Non-debt Instruments) Rules, 2019 prior to subscription of shares and the same has been obtained, and is enclosed herewith; or

☐ I am not required to obtain the Government approval under the Foreign Exchange Management (Non-debt Instruments) Rules, 2019 prior to subscription of shares; and

☐ *All the documents filed with the Registrar for registration of the company contain information that is correct and complete and true to the best of my knowledge and belief.

☐ I provide my consent to the proposed conversion of the entity and have no objection to the same.

☐ I am a member of the company applying for registration under Part I of Chapter XXI of the Companies Act, 2013 and hereby undertake as per Rule 3(4) and Rule 5(i) of Companies (Authorised to Register) Rules that in the event of registration under this Part, necessary documents or papers shall be submitted to the registering or other authority with which the company was earlier registered, within 15 days, for its dissolution, as the case may be. I further undertake that no activity / business shall be carried out in the name and style of the previous / converted entity; and

☐ I declare that the proposed company has its objects in accordance with clause (a) of subsection (1) of section 8 of the Act and it intends to comply with the restrictions and prohibitions as mentioned respectively in clause (b) and clause (c) of that sub-section.

☐ The memorandum and articles of association have been drawn up in conformity with the provisions of section 8 and rules made thereunder; and

☐ All the requirements of Companies Act, 2013 and the rules made thereunder relating to registration of the company under section 8 of the Act and matters precedent or incidental thereto have been complied with

*DSC

DSC BOX

2(e) Particulars of directors (other than first subscribers)

2(e)(I) Block 1

***Director Identification Number (DIN)**

Declaration

I * being named as first director in the articles, of the above-named proposed company, hereby solemnly declare and affirm that:

☐ *I have not been convicted of any offence in connection with the promotion, formation or management of any company during the preceding five years; and

☐ *I have not been found guilty of any fraud or misfeasance or of any breach of duty to any company under this Act or any previous company law during the preceding five years; and

☐ *All the documents filed with the Registrar for registration of the company contain information that is correct and complete and true to the best of my knowledge and belief.

☐ The memorandum and articles of association have been drawn up in conformity with the provisions of section 8 and rules made thereunder; and

☐ All the requirements of Companies Act, 2013 and the rules made thereunder relating to registration of the company under section 8 of the Act and matters precedent or incidental thereto have been complied with

*DSC

DSC BOX

2(e)(II) Block 2

***Income-tax permanent account number (PAN)**

Declaration

I * being named as first director in the articles, of the above-named proposed company, hereby solemnly declare and affirm that:

☐ *I have not been convicted of any offence in connection with the promotion, formation or management of any company during the preceding five years; and

☐ *I have not been found guilty of any fraud or misfeasance or of any breach of duty to any company under this Act or any previous company law during the preceding five years; and

☐ *All the documents filed with the Registrar for registration of the company contain information that is correct and complete and true to the best of my knowledge and belief.

☐ The memorandum and articles of association have been drawn up in conformity with the provisions of section 8 and rules made thereunder; and

☐ All the requirements of Companies Act, 2013 and the rules made thereunder relating to registration of the company under section 8 of the Act and matters precedent or incidental thereto have been complied with

*DSC

DSC BOX