ENFORCEMENT OF PROVISIONS OF COMPANIES ACT, 2013 FROM DIFFERENT DATES APPLICABLE FOR DECEMBER 2019 TERM OF EXAMINATION

IMPORTANT: STUDENTS MAY NOTE THAT COMPANIES(AMENDMENT) ORDINANCE,
2018 WAS NOTIFIED ON AND EFFECTICE FROM 2-11-2018, WHICH CONTINUED AS
COMPANIES (AMENDMENT) ORDINANCE, 2019 (NOTIFIED ON 12TH JANUARY,2019)
AND THEREAFTER, COMPANIES (AMENDMENT) SECOND ORDINANCE, 2019
(NOTIFIED ON 21ST FEBRUARY) WITHOUT ANY CHANGE

Section	Heading	Date	Remarks
	CHAPTER I: Preliminary		
1	Short title, extent, commencement and	29-8-2013	
2	Definitions		
2(1)	"abridged prospectus"	12-9-2013	
2(2)	"accounting standards"	1-4-2014]	
2(3)	"alter" or "alteration"	12-9-2013	
2(4)	"Appellate Tribunal"	12-9-2013	
2(5)	"articles"	12-9-2013	
2(6)	"associate company"	12-9-2013	
2(7)	"auditing standards"	1-4-2014	
2(8)	"authorised capital" or "nominal capital"	12-9-2013	
2(9)	"banking company"	12-9-2013	
2(10)	"Board of Directors" or "Board"	12-9-2013	
2(11)	"body corporate" or "corporation"	12-9-2013	
2(12)	"book and paper" and "book or paper"	12-9-2013	
2(13)	"books of account"	1-4-2014	
2(14)	"branch office"	12-9-2013	
2(15)	"called-up capital"	12-9-2013	
2(16)	"charge"	12-9-2013	

12-9-2013

"chartered accountant"

2(17)

2(41)	"financial year"	1-4-2014	Amended by Companies Act, 2017 and further amended by
2(40)	"financial statement"	12-9-2013	
2(39)	"financial institution"	12-9-2013	
2(38)	"expert"	12-9-2013	
2(37)	"employees' stock option"	12-9-2013	
2(36)	"document"	12-9-2013	
2(35)	"dividend"	12-9-2013	
2(34)	"director"	12-9-2013	
2(33)	"derivative"	12-9-2013	
2(32)	"depository"	12-9-2013	
2(31)	"deposit"	1-4-2014	
2(30)	"debenture"	12-9-2013	Amended by Companies Act, 2017
2(29) [sub-clause (iv)]	"court"	18-05-2016	
2(29) [except sub-clause (iv)]	"court"	12-9-2013	
2(28)	"cost accountant"	12-9-2013	Amended by Companies Act, 2017
2(27)	"control"	12-9-2013	
2(26)	"contributory"	12-9-2013	
2(25)	"company secretary in practice"	12-9-2013	
2(24)	"company secretary" or "secretary"	12-9-2013	
2(23)	Company Liquidator	15-12-2016	Modified by IBC, 2016
2(22)	"company limited by shares"	12-9-2013	
2(21)	"company limited by guarantee"	12-9-2013	
2(20)	"company"	12-9-2013	
2(19)	"Chief Financial Officer"	12-9-2013	
2(18)	"Chief Executive Officer"	12-9-2013	
2(1/)	charterea accountant	12-9-2013	

		2-11-18	Companies(Amendment) Ordinance, 2019
2(42)	"foreign company"	1-4-2014	
2(43)	"free reserves"	12-9-2013	
2(44)	"Global Depository Receipt"	12-9-2013	
2(45)	"Government company"	12-9-2013	
2(46)	"holding company"	12-9-2013	
2(47)	"independent director"	1-4-2014	
2(48)	"Indian Depository Receipt"	1-4-2014	
2(49) No longer applicable	"interested director"	12-9-2013	
2(50)	"issued capital"	12-9-2013	
2(51)	"key managerial personnel"	12-9-2013	Amended by Companies Act, 2017
2(52)	"listed company"	12-9-2013	
2(53)	"manager"	12-9-2013	
2(54)	"managing director"	12-9-2013	
2(55)	"member"	12-9-2013	
2(56)	"memorandum"	12-9-2013	
2(57)	"net worth"	12-9-2013	Amended by Companies Act, 2017
2(58)	"notification"	12-9-2013	
2(59)	"officer"	12-9-2013	
2(60)	"officer who is in default"	12-9-2013	
2(61)	"Official Liquidator"	12-9-2013	
2(62)	"One Person Company"	1-4-2014	
2(63)	"ordinary or special resolution"	12-9-2013	
2(64)	"paid-up share capital" or "share capital paid-up"	12-9-2013	
2(65)	"postal ballot"	12-9-2013	
2(66)	"prescribed"	12-9-2013	

2(67) [except sub-clause (ix)]	"previous company law"	12-9-2013	
2(68)	"private company"	12-9-2013	
2(69)	"promoter"	12-9-2013	
2(70)	"prospectus"	12-9-2013	
2(71)	"public company"	12-9-2013	Amended by Companies Act, 2017
2(72)	"public financial institution"	12-9-2013	Amended by Companies Act, 2017
2(73)	"recognised stock exchange"	12-9-2013	
2(74)	"register of companies"	12-9-2013	
2(75)	"Registrar"	12-9-2013	
2(76)	"related party"	12-9-2013	Amended by Companies Act, 2017
2(77)	"relative"	12-9-2013	
2(78)	"remuneration"	12-9-2013	
2(79)	"Schedule"	12-9-2013	
2(80)	"scheduled bank"	12-9-2013	
2(81)	"securities"	12-9-2013	
2(82)	"Securities and Exchange Board"	12-9-2013	
2(83)	"Serious Fraud Investigation Office"	1-4-2014	
2(84)	"share"	12-9-2013	
2(85)	"small company"	1-4-2014	Amended by Companies Act, 2017
2(86)	"subscribed capital"	12-9-2013	
2(87) [except the proviso and Explanation (d)]	"subsidiary company" or "subsidiary"	12-9-2013	
2(87) [Explanation (d)]	"subsidiary company" or "subsidiary"	1-4-2014	
2(88)	"sweat equity shares"	12-9-2013	
2(89)	"total voting power"	12-9-2013	
2(90)	"Tribunal"	12-9-2013	
2(91)	"turnover"	12-9-2013	Amended by Companies Act, 2017

2(92)	"unlimited company"	12-9-2013	
2(93)	"voting right"	12-9-2013	
2(94)	"whole-time director"	12-9-2013	
2(94 A)	"winding up"		Insertion by IBC, 2016
2(95)	words defined in allied Acts	12-9-2013	

CHAPTER II: Incorporation of Company and Matters Incidental thereto			
3	Formation of company	1-4-2014	
3 <i>A</i>	Members severally liable in certain cases	09-02-2018	Inserted by Companies Act, 2017
4	Memorandum	1-4-2014	Amended by Companies Act, 2017
5	Articles	1-4-2014	
6	Act to override memorandum, articles, etc.	1-4-2014	
7 [except subsection (7)]	Incorporation of company	1-4-2014	
7(7) [except clause (c) & (d)]	Incorporation of company	1-6-2016	
7(7) [clause (c) & (d)]	Incorporation of company	15-12-2016	
8[except subsection (9)]	Formation of companies with charitable objects, etc. ,	1-4-2014	
8[sub-section (9)]	Formation of companies with charitable objects, etc. ,	15-12-2016	Modified by IBC, 2016
9	Effect of registration	1-4-2014	
10	Effect of memorandum and articles	1-4-2014	
10 <i>A</i>	Commencement of business	2-11-2018	Inserted by Companies (Amendment) Ordinance, 2019
11 No longer applicable	Commencement of business, etc	-	
12	Registered office of company	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
13	Alteration of memorandum	1-4-2014	
14 [except second proviso to sub-section (1) and subsection (2)]	Alteration of articles	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019

14 [second proviso to sub-section (1) and subsection (2)]	Alteration of articles	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
15	Alteration of memorandum or articles to be noted in every copy	1-4-2014	
16	Rectification of name of company	1-4-2014	
17	Copies of memorandum, articles, etc., to be given to members	1-4-2014	
18	Conversion of companies already registered	1-4-2014	
19	Subsidiary company not to hold shares in its holding company	12-9-2013	
20	Service of documents	1-4-2014	
21	Authentication of documents, proceedings and contracts	12-9-2013	Amended by Companies Act, 2017
22	Execution of bills of exchange, etc.	12-9-2013	

	CHAPTER III: Prospectus and Allotment of Securities				
23 [except clause (b) of sub-section (1) and sub- section (2)]	Public offer and private placement	12-9-2013			
23 [clause (b) of sub-section (1) and sub-section (2)]	Public offer and private placement	1-4-2014			
	Power of Securities and Exchange Board to regulate issue and transfer of securities, etc.	12-9-2013			
	Document containing offer of securities for sale to be deemed prospectus	12-9-2013			
25 [sub-section (3)]	Document containing offer of securities for sale to be deemed prospectus	1-4-2014			
26	Matters to be stated in prospectus	1-4-2014	Amended by Companies Act, 2017		
27	Variation in terms of contract or objects in prospectus	1-4-2014			
28	Offer of sale of shares by certain members of company	1-4-2014			
29	Public offer of securities to be in de-materialized form	12-9-2013			

30	Advertisement of prospectus	12-9-2013		
31	Shelf prospectus	12-9-2013		
32	Red herring prospectus	12-9-2013		
33 [except subsection (3)]	Issue of application forms for securities	12-9-2013		
33 [Sub-section (3)]	Issue of application forms for securities	1-4-2014		
34	Criminal liability for mis-statements in prospectus	12-9-2013		
35 [except clause (e) of sub-section (1)]	Civil liability for mis-statements in prospectus	12-9-2013	Amended by Companies Act, 2017	
35 [Clause (e) of sub-section (1)]	Civil liability for mis-statements in prospectus	1-4-2014		
36	Punishment for fraudulently inducing persons to invest money	12-9-2013		
37	Action by affected persons	12-9-2013		
38	Punishment for personation for acquisition, etc., of securities	12-9-2013		
39 [except subsection (4)]	Allotment of securities by company	12-9-2013		
39 [Sub-section (4)]	Allotment of securities by company	1-4-2014		
40 [except subsection (6)]	Securities to be dealt with in stock exchanges	12-9-2013		
40 [Sub-section (6)]	Securities to be dealt with in stock exchanges	1-4-2014		
41	Global depository receipt	1-4-2014		
42	Offer or invitation for subscription of securities on private placement	1-4-2014		
CHAPTER IV: Share Capital and Debentures				
43	Kinds of share capital	1-4-2014		
44	Nature of shares or debentures	12-9-2013		
45	Numbering of shares	12-9-2013		
46	Certificate of shares	1-4-2014		

47	Voting rights	1-4-2014	Amended by Companies Act, 2017
48	Variation of shareholders' Rights	15-12-2016	
49	Calls on shares of same class to be made on uniform basis	12-9-2013	
50	Company to accept unpaid share capital, although not called up	12-9-2013	
51	Payment of dividend in proportion to amount paid-up	12-9-2013	
52	Application of premiums received on issue of shares	1-4-2014	
53	Prohibition on issue of shares at discount	1-4-2014	Amended by Companies Act, 2017
		2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
54	Issue of sweat equity shares	1-4-2014	Amended by Companies Act, 2017
55 [except subsection (3)]	Issue and redemption of preference shares	1-4-2014	
55 [sub - section (3)]	Issue and redemption of preference shares	1-6-2016	
56	Transfer and transmission of securities	1-4-2014	
57	Punishment for personation of shareholder	12-9-2013	
58	Refusal of registration and appeal against refusal	12-9-2013	
59	Rectification of register of members	12-9-2013	
	Publication of authorised, subscribed and paid-up capital	12-9-2013	
61 [except proviso to clause (b) of sub-section (1)]	Power of limited company to alter its share capital	1-4-2014	
61 [Proviso to clause (b) of sub-section (1)]	Power of limited company to alter its share capital	1-6-2016	
62 [except subsections (4) to (6)]	Further issue of share capital	1-4-2014	Amended by Companies Act, 2017
62 [sub - sections (4) to (6)]	Further issue of share capital	1-6-2016	
63	Issue of bonus shares	1-4-2014	

64	Notice to be given to Registrar for alteration of share capital	1-4-2014	Amended by Companies (Amendment) Ordinance, 2019	
65	Unlimited company to provide for reserve share capital on conversion into limited company	12-9-2013		
66	Reduction of share capital	15-12-2016		
66 (8)	Reduction of share capital	15-12-2016	Modified by IBC, 2016	
67	Restrictions on purchase by company or giving of loans by it for purchase of its shares	1-4-2014		
68	Power of company to purchase its own securities	1-4-2014		
69	Transfer of certain sums to capital redemption reserve account	12-9-2013		
70 [except subsection (2)]	Prohibition for buy-back in certain circumstances	12-9-2013		
70 [sub-section (2)]	Prohibition for buy-back in certain circumstances	1-4-2014		
71 [except subsections (9) to (11)]	Debentures	1-4-2014		
71 [sub - sections (9) to (11)]	Debentures	1-6-2016		
72	Power to nominate	1-4-2014		
	CHAPTER V: Acceptance of Deposits by (Companies		
73	Prohibition on acceptance of deposits from public	1-4-2014		
74 [sub-section (1)]	Repayment of deposits, etc., accepted before commencement of this Act	1-4-2014		
74 [sub-sections (2) and (3)]	Repayment of deposits, etc., accepted before commencement of this Act	6-6-2014		
75	Damages for fraud	1-06-2016		
76	Acceptance of deposits from public by certain companies	1-4-2014		
76 <i>A</i>	Punishment for contravention of section 73 or section 76.	29.5.2015	Amended by Companies Act, 2017	
	CHAPTER VI: Registration of Charges			
77	Duty to register charges, etc.	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019	

77/0)	S	4 4 0044	44 J.C. 11 TD4 0044
77(3)	Duty to register charges, etc.	1-4-2014	Modified by IBC, 2016
78	Application for registration of charge	1-4-2014	Amended by Companies Act, 2017
79	Section 77 to apply in certain matters	1-4-2014	
80	Date of notice of charge	1-4-2014	
81	Register of charges to be kept by Registrar	1-4-2014	
		µ	
82	Company to report satisfaction of charge	1-4-2014	
83	Power of Registrar to make entries of satisfaction and release in absence of intimation from company	1-4-2014	
84	Intimation of appointment of receiver or manager	1-4-2014	
85	Company's register of charges	1-4-2014	
86	Punishment for contravention	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
87	Rectification by Central Government in register of charges	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
	CHAPTER VII: Management and Admini	stration	
88	Register of members, etc.	1-4-2014	
89	Declaration in respect of beneficial interest in any share	1-4-2014	Amended by Companies Act, 2017
90	Investigation of beneficial ownership of shares in certain cases	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
91	Power to close register of members or debenture holders or other security holders	12-9-2013	
92	Annual return	2-11-2018	Amended by Companies Act, 2017 Also amended by Companies(Amendment)
			Ordinance, 2019
93	Return to be filed with Registrar in case promoters' stake changes	1-4-2014	

94	Place of keeping and inspection of registers, returns, etc.	1-4-2014	
95	Registers, etc., to be evidence	1-4-2014	
96	Annual general meeting	1-4-2014	
97	Power of Tribunal to call annual general meeting	1-06-2016	
98	Power of Tribunal to call meetings of members, etc.	1-06-2016	
99	Punishment for default in complying with provisions of sections 96 to 98	1-06-2016	
100 [except sub-section (6)]	Calling of extraordinary general meeting	12-9-2013	Amended by Companies Act, 2017
100 [Sub-section (6)]	Calling of extraordinary general meeting	1-4-2014	
101	Notice of meeting	1-4-2014	Amended by Companies Act, 2017
102	Statement to be annexed to notice	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
103	Quorum for meetings	12-9-2013	
104	Chairman of meetings	12-9-2013	
105 [except the third and fourth proviso of subsection (1) and subsection (7)]	Proxies	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
105 [Third and Fourth proviso to sub-section (1) and subsection (7)]	-	1-4-2014	
106	Restriction on voting rights	12-9-2013	
107	Voting by show of hands	12-9-2013	
108	Voting through electronic means	1-4-2014	
109	Demand for poll	1-4-2014	
110	Postal ballot	1-4-2014	Amended by Companies Act, 2017
111	Circulation of members' resolution	12-9-2013	
112	Representation of President and Governors in meetings	12-9-2013	

113 (Clause (b) of sub- section (1)] 114 Ordinary and special resolutions 115 Resolutions requiring special notice 116 Resolutions requiring special notice 117 Resolutions and agreements to be filed 117 Resolutions and agreements to be filed 118 Minutes of proceedings of general meeting 119 (Amended by Companies (Amendment)) 119 (Except subsection) 119 (Except subsection) 119 (Sub-section (4)) 110 Inspection of minute-books of general meeting 110 Report on annual general meeting 1110 Report on annual general meeting 1111 Report on annual general meeting 1112 Report on annual general meeting 112 Applicability of this Chapter to One Person Company 112 Applicability of this Chapter to One Person Company 113 Declaration of dividend 114 Amended by Companies 115 Amended by Companies 116 Amended by Companies 117 (Amendment) Ordinance, 118 Amended by Companies 119 (Except subsection) 119 (Except subsection) 119 (Except subsection) 110 (Except subsection) 110 (Except subsection) 1110 (Except subsection) 1111 (Except subsection) 1120 Admintenance and inspection of documents in 1-4-2014 1121 Report on annual general meeting 1122 Applicability of this Chapter to One Person Company 1123 Declaration of dividend 1124 Amended by Companies 1125 Applicability of this Chapter to One Person Company 1126 Amended by Companies 1127 Applicability of this Chapter to One Person Company 1128 Amended by Companies 1129 Applicability of this Chapter to One Person Company 1120 Applicability of this Chapter to One Person Company 1121 Amended by Companies 1222 Applicability of this Chapter to One Person Company 1123 Amended by Companies 1124 Amended by Companies 1125 Accepted to the manner of administration of dividend Account 1126 (S) (with respect to the manner of administration of the Investor 1127 Education and Protection 1128 Amended by Companies 1129 Applicability of this Chapter to One Person Company 1129 Applicability of this Chapter to One Person Company 1129 Applicability of this Chapter to One Person Company 1129 Applicability of th				
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Minutes of proceedings of general meeting, meeting of Board of Directors and other meeting and resolutions passed by postal ballot	117 (3)(f)	Resolutions and agreements to be filed		Modified by IBC, 2016
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(4) 119 [sub - section (4)] Inspection of minute-books of general meeting 1-6-2016 120 Maintenance and inspection of documents in electronic form 1-4-2014 1	118	of Board of Directors and other meeting and	1-4-2014	
Maintenance and inspection of documents in electronic form 121 Report on annual general meeting 2-11-2018 Amended by Companies (Amendment) Ordinance, 2019 122 Applicability of this Chapter to One Person Company 1-4-2014 CHAPTER VIII: Declaration and Payment of Dividend 123 Declaration of dividend 1-4-2014 Amended by Companies Act, 2017 124[sub-section (1) - (4), (6) [with respect to the manner of administration of the Investor Education and Protection Fund] and (7)] 124 [(5) & (7)] Unpaid Dividend Account Not yet	119 [except subsection (4)]	Inspection of minute-books of general meeting	1-4-2014	
electronic form Report on annual general meeting 2-11-2018 Amended by Companies (Amendment) Ordinance, 2019 Applicability of this Chapter to One Person Company 1-4-2014 CHAPTER VIII: Declaration and Payment of Dividend 123 Declaration of dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended by Companies of Dividend of Dividend 1-4-2014 Amended by Companies of Dividend 1-4-2014 Amended	119 [sub - section (4)]	Inspection of minute-books of general meeting	1-6-2016	
Applicability of this Chapter to One Person Company 1-4-2014 CHAPTER VIII: Declaration and Payment of Dividend 123 Declaration of dividend 1-4-2014 Amended by Companies Act, 2017 124[sub-section (1) -(4), (6) [with respect to the manner of administration of the Investor Education and Protection Fund] and (7)] 124 [(5) & (7)] Unpaid Dividend Account Not yet	120		1-4-2014	
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Declaration of dividend 1-4-2014 Amended by Companies Act, 2017 124[sub-section (1) -(4), (6) [with respect to the manner of administration of the Investor Education and Protection Fund] and (7)] 124 [(5) & (7)] Unpaid Dividend Account Not yet	122	Applicability of this Chapter to One Person Company	1-4-2014	
Act, 2017 124[sub-section (1) -(4), (6) [with respect to the manner of administration of the Investor Education and Protection Fund] and (7)] 124 [(5) & (7)] Unpaid Dividend Account Not yet		CHAPTER VIII: Declaration and Payment of	of Dividend	
(6) [with respect to the manner of administration of the Investor Education and Protection Fund] and (7)] Unpaid Dividend Account Not yet	123	Declaration of dividend	1-4-2014	
<u> </u>	(6) [with respect to the manner of administration of the Investor Education and Protection Fund] and (7)]			
	124 [(5) & (7)]	Unpaid Dividend Account	•	

125 [except sub-section (5), (6) (7)]	Investor Education and Protection Fund	Not yet enforced	205 <i>C</i>
125 [sub-section (5), (6) [except with respect to the manner of administration of the Investor Education and Protection Fund] and (7)]	Investor Education and Protection Fund	13-01-2016	
125 [sub-section (8) to (11)]	Investor Education and Protection Fund	07-09-2016	
126	Right to dividend, rights shares and bonus shares to be held in abeyance pending registration of transfer of shares	1-4-2014	
127	Punishment for failure to distribute dividends	12-9-2013	
	CHAPTER IX: Accounts of Compan	ies	
128	Books of account, etc., to be kept by company	1-4-2014	
129	Financial statement	1-4-2014	Amended by Companies Act, 2017
130	Re-opening of accounts on Court's or Tribunal's orders	1-6-2016	Amended by Companies Act, 2017
131	Voluntary revision of financial statements or Board's report	1-6-2016	-
132	Constitution of National Financial Reporting Authority	21-03-2018	Amended by Companies Act, 2017
132 [Sub – section (3) and (11)]	Constitution of National Financial Reporting Authority	21-03-2018	
133	Central Government to prescribe accounting standards	12-9-2013	
134	Financial Statement, Board's report, etc	1-4-2014	
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135	Corporate Social Responsibility	1-4-2014	
136	Right of member to copies of audited financial statement	1-4-2014	Amended by Companies Act, 2017 Also amended by Companies(Amendment) Ordinance, 2019
137	Copy of financial statement to be filed with Registrar	2-11-2018	Amended by Companies (Amendment) Ordinance,

			2019
138	Internal Audit	1-4-2014	
	CHAPTER X: Audit and Auditors	3	
139	Appointment of auditors	1-4-2014	Amended by Companies Act, 2017
140	Removal, resignation of auditor and giving of special notice		Amended by Companies Act, 2017
		2-11-2018	Amended by Companies(Amendment) Ordinance, 2019
141	Eligibility, qualifications and disqualifications of auditors	1-4-2014	Amended by Companies Act, 2017
142	Remuneration of auditors	1-4-2014	
143	Powers and duties of auditors and auditing standards	1-4-2014	Amended by Companies Act, 2017
144	Auditor not to render certain services	1-4-2014	
145	Auditors to sign audit reports, etc	1-4-2014	
146	Auditors to attend general meeting	1-4-2014	
147	Punishment for contravention	1-4-2014	Amended by Companies Act, 2017
148	Central Government to specify audit of items of cost in respect of certain companies	1-4-2014	Amended by Companies Act, 2017
	CHAPTER XI: Appointment and Qualification	of Directors	
149	Company to have Board of Directors	1-4-2014	Amended by Companies Act, 2017
150	Manner of selection of independent directors and maintenance of data bank of independent directors	1-4-2014	
151	Appointment of director elected by small shareholders	1-4-2014	
152	Appointment of directors	1-4-2014	Amended by Companies Act, 2017
153	Application for allotment of Director Identification Number	1-4-2014	Amended by Companies Act, 2017
154	Allotment of Director Identification Number	1-4-2014	

155	Prohibition to obtain more than one Director Identification Number	1-4-2014	
156	Director to intimate Director Identification Number	1-4-2014	
157	Company to inform Director Identification Number to Registrar		Amended by Companies Act, 2017
		2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
158	Obligation to indicate Director Identification Number	1-4-2014	
159	Punishment for contravention	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
160	Right of persons other than retiring directors to stand for directorship	1-4-2014	Amended by Companies Act, 2017
161 [except subsection (2)]	Appointment of additional director, alternate director and nominee director	12-9-2013	Amended by Companies Act, 2017
161 [Sub-section (2)]	Appointment of additional director, alternate director and nominee director	1-4-2014	
162	Appointment of directors to be voted individually	12-9-2013	
163	Option to adopt principle of proportional representation for appointment of directors	12-9-2013	
164	Disqualifications for appointment of director	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
165	Number of directorships	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
166	Duties of directors	1-4-2014	
167	Vacation of office of director	1-4-2014	Amended by Companies Act, 2017
168	Resignation of director	1-4-2014	Amended by Companies Act, 2017
169 [except subsection (4)]	Removal of directors	1-4-2014	
169 [sub - section (4)]	Removal of directors	1-6-2016	
170	Register of directors and key managerial personnel and their shareholding	1-4-2014	

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171	Members' right to inspect	1-4-2014	
172	Punishment	1-4-2014	
	CHAPTER XII: Meeting of Board and it:	s Powers	
173	Meetings of Board	1-4-2014	Amended by Companies Act, 2017
174	Quorum for meetings of Board	1-4-2014	
175	Passing of resolution by circulation	1-4-2014	
176	Defects in appointment of directors not to invalidate actions taken	12-9-2013	
177	Audit committee	1-4-2014	Amended by Companies Act, 2017
178	Nomination and remuneration committee and stallholders relationship committee	1-4-2014	Amended by Companies Act, 2017
179	Powers of Board	1-4-2014	
180	Restrictions on powers of Board	12-9-2013	Amended by Companies Act, 2017
181	Company to contribute to bona fide and charitable funds, etc	12-9-2013	
182	Prohibitions and restrictions regarding political contributions	12-9-2013	
183	Power of Board and other persons to make contributions to national defence fund, etc	12-9-2013	
184	Disclosure of interest by director	1-4-2014	Amended by Companies Act, 2017
185	Loan to directors, etc	12-9-2013	Substituted by Companies Act, 2017
186	Loan and investment by company	1-4-2014	Amended by Companies Act, 2017
187	Investments of company to be held in its own name	1-4-2014	
188	Related party transactions	1-4-2014	Amended by Companies Act, 2017
189	Register of contracts or arrangements in which directors are interested	1-4-2014	
190	Contract of employment with managing or whole-time	1-4-2014	

	directors		
	Payment to director for loss of office, etc., in connection with transfer of undertaking, property or shares		Amended by Companies (Amendment) Ordinance, 2019
	Restriction on non-cash transactions involving directors	12-9-2013	
193	Contract by One Person Company	1-4-2014	
	Prohibition on forward dealings in securities of company by director or key managerial personnel	12-9-2013	
195 No longer applicable	Prohibition on insider trading of securities	12-9-2013	

CHAPTER XIII: Appointment and Remuneration of Managerial Personnel			
196	Appointment of managing director, whole-time director or manager	1-4-2014	
197	Overall maximum managerial remuneration and managerial remuneration in case of absence or inadequacy of profits	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
198	Calculation of profits	1-4-2014	
199	Recovery of remuneration in certain cases	1-4-2014	
200	Central Government or company to fix limit with regard to remuneration	1-4-2014	
201	Forms of, and procedure in relation to, certain applications	1-4-2014	
202	Compensation for loss of office of managing or whole- time director or manager	12-9-2013	
203	Appointment of key managerial personnel	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
204	Secretarial audit for bigger companies	1-4-2014	
205	Functions of company secretary	1-4-2014	
CHAPTER XIV: Inspection, Inquiry and Investigation			
206	Power to call for information, inspect books and conduct inquiries	1-4-2014	
207	Conduct of inspection and inquiry	1-4-2014	

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208	Report on inspection made	1-4-2014	
209	Search and seizure	1-4-2014	
210	Investigation into affairs of company	1-4-2014	
211	Establishment of Serious Fraud Investigation Office	1-4-2014	
		1-4-2014	
21 2 [Sub-section (8), (9) and (10)]	Investigation into affairs of company by Serious Fraud Investigation Office	24-08-2017	
213	Investigation into company's affairs in other cases	1-6-2016	
214	Security for payment of costs and expenses of investigation	1-4-2014	
215	Firm, body corporate or association not to be appointed as inspector	1-4-2014	
216 [except subsection (2)]	Investigation of ownership of company	1-4-2014	
216 [sub - section (2)]	Investigation of ownership of company	1-6-2016	
217	Procedure, powers, etc., of inspectors	1-4-2014	
218	Protection of employees during investigation	1-6-2016	
219	Power of inspector to conduct investigation into affairs of related companies, etc.	1-4-2014	
220	Seizure of documents by inspector	1-4-2014	
221	Freezing of assets of company on inquiry and investigation	1-6-2016	
222	Imposition of restrictions upon securities	1-6-2016	
223	Inspector's report	1-4-2014	Amended by Companies Act, 2017
224 [except subsection	Actions to be taken in pursuance of inspector's report	1-4-2014	

(2) and (5)]			
224 [sub - section (5)]	Actions to be taken in pursuance of inspector's report	1-6-2016	
224 [sub - section (2)]	Actions to be taken in pursuance of inspector's report	15-12-2016	Modified by IBC, 2016
225	Expenses of investigation ,	1-4-2014	
226	Voluntary winding-up of company, etc., not to stop investigation proceedings	15-12-2016	
227	Legal advisers and bankers not to disclose certain information	09-09-2016	
228	Investigation, etc., of foreign companies	1-4-2014	
229	Penalty for furnishing false statement, mutilation, destruction of documents	1-4-2014	
	CHAPTER XV: Compromises, Arrangement and	Amalgamations	
230 [Except sub-section (11) and (12)]	Power to compromise or make arrangements with creditors and members	15-12-2016	
230 [sub-section (1) & (6)]	Power to compromise or make arrangements with creditors and members	15-12-2016	Modified by IBC, 2016
231	Power of Tribunal to enforce compromise or arrangement	15-12-2016	
232	Merger and amalgamation of companies	15-12-2016	
233	Merger or amalgamation of certain companies	15-12-2016	
234	Merger or amalgamation of company with foreign company	13-04-2017	
235	Power to acquire shares of shareholders dissenting from scheme or contract approved by majority	15-12-2016	
236	Purchase of minority shareholding	15-12-2016	Amended by Companies Act, 2017
237	Power of Central Government to provide for amalgamation of companies in public interest	15-12-2016	
238	Registration of offer of schemes involving transfer of shares	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
239	Preservation of books and papers of amalgamated companies	15-12-2016	
240	Liability of officers in respect of offences committed prior to merger, amalgamation, etc.	15-12-2016	

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241	Application to Tribunal for relief in cases of oppression, etc.	1-6-2016		
242 [except clause (b) of sub-section (1), & clause (c) & (g) of sub-section (2)]	Powers of Tribunal	1-6-2016		
242 [except clause (b) of sub-section (1) & clause (c) & (g) of sub-section (2)]	Powers of Tribunal	09-09-2016		
243	Consequence of termination or modifications of certain agreements	1-6-2016		
244	Right to apply under section 241	1-6-2016		
245	Class action	1-6-2016		
246	Application of certain provisions to proceedings under section 241 or section 245	09-09-2016		
	CHAPTER XVII: Registered Value	rs		
247	Valuation by registered valuers	23-10-2017		
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248	Power of Registrar to remove name of company from register of companies	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019	
249	Restrictions on making application under section 248 in certain situations	26-12-2016		
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249 (1) (e)	Restrictions on making application under section 248 in certain situations	26-12-2016	Modified by IBC, 2016	
250	Effect of company notified as dissolved	26-12-2016		
251	Fraudulent application for removal of name	26-12-2016		
252	Appeal to Tribunal	26-12-2016		
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253 No longer applicable	Determination of sickness			
254 No longer applicable	Application for revival and rehabilitation			

	Exclusion of certain time in computing period of limitation	
256 No longer applicable	Appointment of interim administrator	
257 No longer applicable	Committee of creditors	
258 No longer applicable	Order of Tribunal	
259 No longer applicable	Appointment of administrator	
260 No longer applicable	Powers and duties of company administrator	
261 No longer applicable	Scheme of revival and rehabilitation	
262 No longer applicable	Sanction of scheme	
263 No longer applicable	Scheme to be binding	
264 No longer applicable	Implementation of scheme	
265 No longer applicable	Winding up of company on report of company administrator	
266 No longer applicable	Power of Tribunal to assess damages against delinquent directors, etc.	
267 No longer applicable	Punishment for certain offences	
268 No longer applicable	Bar of jurisdiction	
269 No longer applicable	Rehabilitation and Insolvency Fund	

	CHAPTER XX: Winding Up			
270	Modes of winding up	15-12-2016	Modified by IBC, 2016	
271	Circumstances in which a company may be wound up by Tribunal		Modified by IBC, 2016	
272	Petition for winding"up	15-12-2016	Modified by IBC, 2016	
273	Powers of Tribunal	15-12-2016		
274	Directions for filing statement of affairs	15-12-2016		
275	Company Liquidators and their appointments	15-12-2016		
275 (2)	Company Liquidators and their appointments	15-12-2016	Modified by IBC, 2016	
275 (4) No longer applicable	Company Liquidators and their appointments	15-12-2016		

276	Removal and replacement of liquidator	15-12-2016	
277	Intimation to company liquidator, provisional liquidator and Registrar	15-12-2016	
278	Effect of winding up order	15-12-2016	
279	Stay of suits, etc., on winding up order	15-12-2016	
280	Jurisdiction of Tribunal	15-12-2016	Modified by IBC, 2016
281	Submission of report by Company Liquidator	15-12-2016	
282	Directions of Tribunal on report of Company	15-12-2016	
283	Custody of company's properties	15-12-2016	
284	Promoters, directors, etc., to Company Liquidator	15-12-2016	
285	Settlement of list of application of assets	15-12-2016	
286	Obligations of directors and managers	15-12-2016	
287	Advisory Committee	15-12-2016	
288	Submission of periodical reports to Tribunal	15-12-2016	
289 No longer applicable	Power of Tribunal on application for stay of winding up		
290	Powers and duties of Company Liquidator	15-12-2016	
291	Provision for professional assistance to Company Liquidator	15-12-2016	
292	Exercise and control of Company Liquidator's	15-12-2016	
293	Books to be kept by Company Liquidator	15-12-2016	
294	Audit of Company Liquidator's accounts	15-12-2016	
295	Payment of debts by contributory and extent of setoff	15-12-2016	
296	Power of Tribunal to make calls	15-12-2016	
297	Adjustment of rights of contributories	15-12-2016	
298	Power to order costs	15-12-2016	
299	Power to summon persons suspected of having property of company, etc.	15-12-2016	

300	Power to order examination of promoters,	15-12-2016	
301	Arrest of person trying to leave India or abscond	15-12-2016	
302	Dissolution of company by Tribunal	15-12-2016	
303	Appeals from orders made before commencement of Act	15-12-2016	
304 No longer applicable	Circumstances in which company may be wound up voluntarily		
305 No longer applicable	Declaration of solvency in case of proposal to wind up voluntarily		
306 No longer applicable	Meeting of creditors		
307 No longer applicable	Publication of resolution to wind up voluntarily		
308 No longer applicable	Commencement of voluntary winding up		
309 No longer applicable	Effect of voluntary winding up		
310 No longer applicable	Appointment of Company Liquidator		
311 No longer applicable	Power to remove and fill vacancy of Company Liquidator		
312 No longer applicable	Notice of appointment of Company Liquidator to be given to Registrar		
	Cesser of Board's powers on appointment of Company Liquidator		
314 No longer applicable	Powers and duties of Company Liquidator in voluntary winding up		
315 No longer applicable	Appointment of committees		
316 No longer applicable	Company Liquidator to submit report on progress of winding up		
317 No longer applicable	Report of Company Liquidator to Tribunal for examination of persons		
318 No longer applicable	Final meeting and dissolution of company		
319 No longer applicable	Power of Company Liquidator to accept shares, etc., as consideration for sale of property of		
320 No longer applicable	Distribution of property of company		
321 No longer applicable	Arrangement when binding on company and creditors		

322 No longer applicable	Power to apply to Tribunal to have questions		
	determined, etc.		
323 No longer applicable	Costs of voluntary winding up		
324	Debts of all descriptions to be admitted to proof	15-12-2016	
325 No longer applicable	Application of insolvency rules in winding up of insolvent companies		
326	Overriding preferential payments	15-12-2016	Modified by IBC, 2016
327	Preferential payments	15-12-2016	
327 (7)	Preferential payments	15-12-2016	Inserted by IBC, 2016
327 [clause (c) of explanation]	Preferential payments	15-12-2016	Modified by IBC, 2016
328	Fraudulent preference	15-12-2016	
329	Transfers not in good faith to be void	15-12-2016	Modified by IBC, 2016
330	Certain transfers to be void	15-12-2016	
331	Liabilities and rights of certain persons fraudulently preferred	15-12-2016	
332	Effect of floating charge	15-12-2016	
333	Disclaimer of onerous property	15-12-2016	
334	Transfers, etc., after commencement of winding up to be void	15-12-2016	Modified by IBC, 2016
335	Certain attachments, executions, etc., in winding up by Tribunal to be void	15-12-2016	
336	Offences by officers of companies in liquidation	15-12-2016	Modified by IBC, 2016
337	Penalty for frauds by officers	15-12-2016	Modified by IBC, 2016
338	Liability where proper accounts not kept	15-12-2016	
339	Liability for fraudulent conduct of business	15-12-2016	
340	Power of Tribunal to assess damages against delinquent directors, etc.	15-12-2016	
341	Liability under sections 339 and 340 to extend to partners or directors in firms or companies	15-12-2016	
342	Prosecution of delinquent officers and members	15-12-2016	

343 Company Liquidator to exercise certain powers 15-12-2016 subject to sanction 343 (1) Company Liquidator to exercise certain powers 15-12-2016 Modified by TBC, 2018 subject to sanction 344 Statement that a company is in liquidation 15-12-2016 Modified by TBC, 2018 subject to sanction 346 Statement that a company to be evidence 15-12-2016 346 Inspection of books and papers by creditors and contributories 347 Disposal of books and papers of company 15-12-2016 Modified by TBC, 2018 subject to sanction subject to subject to sanction subject to sanction subject to sanction subject to sanction subject to subject to sanction subject to subject to sanction subject to subject	,	*		
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348 Information as to pending liquidations 15-12-2016 348 (1) Information as to pending liquidations 15-12-2016 Modified by IBC, 2016 349 Official Liquidator to make payments into public account of India 350 Company Liquidator to deposit monies into scheduled bank 351 Liquidator not to deposit monies into private banking account 352 Company Liquidation Dividend and Undistributed Assets Account 353 Liquidator to make returns, etc. 15-12-2016 354 Meetings to ascertain wishes of creditors or contributories 355 Court, Tribunal or person, etc., before whom affidavit may be sworn 356 Powers of Tribunal to declare dissolution of company 15-12-2016 Modified by IBC, 2016 357 Commencement of winding up by Tribunal 15-12-2016 Modified by IBC, 2016 358 Exclusion of certain time in computing period of limitation 359 Appointment of Official Liquidator 15-12-2016	346		15-12-2016	
348 (1) Information as to pending liquidations 15-12-2016 Modified by IBC, 2016 349 Official Liquidator to make payments into public account of India 350 Company Liquidator to deposit monies into scheduled bank 15-12-2016 account 15-12-2016 account 15-12-2016 Assets Account 15-12-2016 Assets Account 15-12-2016 acco	347	Disposal of books and papers of company	15-12-2016	Modified by IBC, 2016
349 Official Liquidator to make payments into public account of India 350 Company Liquidator to deposit monies into scheduled bank 351 Liquidator not to deposit monies into private banking account 352 Company Liquidation Dividend and Undistributed Assets Account 353 Liquidator to make returns, etc. 15-12-2016 354 Meetings to ascertain wishes of creditors or contributories 355 Court, Tribunal or person, etc., before whom affidavit may be sworn 356 Powers of Tribunal to declare dissolution of company void 357 Commencement of winding up by Tribunal 15-12-2016 Modified by IBC, 2016 358 Exclusion of certain time in computing period of limitation 15-12-2016	348	Information as to pending liquidations	15-12-2016	
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360 Powers and functions of Official Liquidator 15-12-2016	359	Appointment of Official Liquidator	15-12-2016	
	360	Powers and functions of Official Liquidator	15-12-2016	

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361	Summary procedure for liquidation	15-12-2016	
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363	Settlement of claims of creditors by Official Liquidator	15-12-2016	
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369	Saving of existing liabilities	1-4-2014	
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370 (proviso)	Continuation of pending legal proceedings	15-12-2016	Modified by IBC, 2016
371	Effect of registration under this Part	1-4-2014	
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381	Accounts of foreign company	1-4-2014	

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382	Display of name, etc., of foreign company	12-9-2013	
383	Service on foreign company	12-9-2013	
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395	Annual reports where one or more State Governments are members of companies	1-4-2014	

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399 [except reference of word 'Tribunal' in sub- section (2)]	= 2peer, p. caaer.en and erraence er accameme	1-4-2014		
399 [reference of word	Inspection, production and evidence of documents	1-6-2016		

'Tribunal' in sub-section (2)]	kept by Registrar		
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410	Constitution of Appellate Tribunal	12-9-2013	Amended by Companies Act, 2017
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412	Selection of Members of Tribunal and Appellate Tribunal	12-9-2013	Amended by Companies Act, 2017
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420	Orders of Tribunal	1-6-2016	
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422	Expeditious disposal by Tribunal and Appellate Tribunal	1-6-2016	
423	Appeal to Supreme Court	1-6-2016	
424	Procedure before Tribunal and Appellate Tribunal	1-6-2016	Modified by IBC, 2016
425	Power to punish for contempt	1-6-2016	
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429 (1)	Power to seek assistance of Chief Metropolitan Magistrate, etc.	1-6-2016	Modified by IBC, 2016
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ransfer of certain pending proceedings CHAPTER XXVIII: Special Courts stablishment of Special Courts Offences triable by Special Courts ppeal and revision pplication of Code to proceedings before a Special court ffences to be non-cognizable		Modified by IBC, 2016 Modified by IBC, 2016 Amended by Companies
CHAPTER XXVIII: Special Courts stablishment of Special Courts Offences triable by Special Courts ppeal and revision pplication of Code to proceedings before a Special ourt	18-05-2016 18-05-2016 18-05-2016 18-05-2016	Amended by Companies Act, 2017 Amended by Companies Act, 2017 Amended by Companies
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pplication of Code to proceedings before a Special ourt	18-05-2016	Act, 2017 Amended by Companies
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ourt		Act, 2017 Amended by Companies
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pplication of fines	12-9-2013	
actors for Determining level of punishment	09-02-2018	Inserted by Companies Act, 2017
esser penalties for One Person Companies or small ompanies	2-11-2018	Inserted by Companies Act, 2017 Amended by Companies (Amendment) Ordinance,
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447	Punishment for fraud	2-11-2018	Amended by Companies Act, 2017 Amended by Companies (Amendment) Ordinance, 2019
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452	Punishment for wrongful withholding of property 12-9-	2013	
453	Punishment for improper use of "Limited" or "Private Limited"	12-9-2013	
454	Adjudication of penalties	2-11-2018	Amended by Companies (Amendment) Ordinance, 2019
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463	Power of court to grant relief in certain cases	12-9-2013	
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465	Repeal of certain enactments and savings	Not yet enforced	2(10 <i>A</i>) 10E
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ENFORCEMENT OF PROVISIONS OF <u>INSOLVENCY & BANKRUPTCY CODE</u>, 2016 FROM DIFFERENT DATES

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1	Short title, extent and commencement	
2	Application	
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3(2)	"Bench"	01-11-2016
3(3)	"Bye-laws"	01-11-2016
3(4)	"charge"	01-11-2016
3(5)	"Chairperson"	19-08-16
3(6)	"claim"	01-11-2016
3(7)	"corporate person"	01-11-2016
3(8)	"corporate debtor"	01-11-2016
3(9)	"core services"	01-11-2016
3(10)	"creditor"	01-11-2016
3(11)	"debt"	01-11-2016
3(12)	"default"	01-11-2016
3(13)	"financial information"	01-11-2016
3(14)	"financial institution"	01-11-2016
3(15)	"financial product"	01-11-2016
3(16)	"financial service"	01-11-2016
3(17)	"financial service provider"	01-11-2016
3(18)	"financial sector regulator"	01-11-2016
3(19)	"insolvency professional"	01-11-2016
3(20)	"insolvency professional agency"	01-11-2016
3(21)	"information utility"	01-11-2016
3(22)	"notification"	19-08-16

3(23)	"person"	01-11-2016
3(23)	person	01-11-2010
3(24)	"person resident in India"	01-11-2016
3(25)	"person resident outside India"	01-11-2016
3(26)	"prescribed"	19-08-16
3(27)	"property"	01-11-2016
3(28)	"regulations"	19-08-16
3(29)	"schedule"	01-11-2016
3(30)	"secured creditor"	01-11-2016
3(31)	"security interest"	01-11-2016
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3(33)	"transaction"	01-11-2016
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12	Time-limit for completion of insolvency resolution process	1-12-16	
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18	Duties of Interim Resolution professional	1-12-16
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