



Siddhant Dhyani & Associates  
Practicing Company Secretaries

# Company Strike Off



# About Us

Siddhant Dhyani & Associates (“SDA”) is a firm of Company Secretaries based out of Delhi specialising in providing corporate secretarial compliance and advisory services in relation to Corporate Laws & Listing Regulations.

We are a team of professionals with extensive experience across various domains of corporate secretarial and listing laws. With the vision and mission of providing the highest quality of unmatched client experience, our firm provides all kinds of corporate secretarial compliance services ranging from incorporation, due diligence, transaction advisory, compliance health checks, remedial services, compliance retainer services and representation services to Companies, Limited Liability Partnerships (LLP’s), Foreign entities, Startups & other forms of business organisation in India.



*Simplifying Compliance*

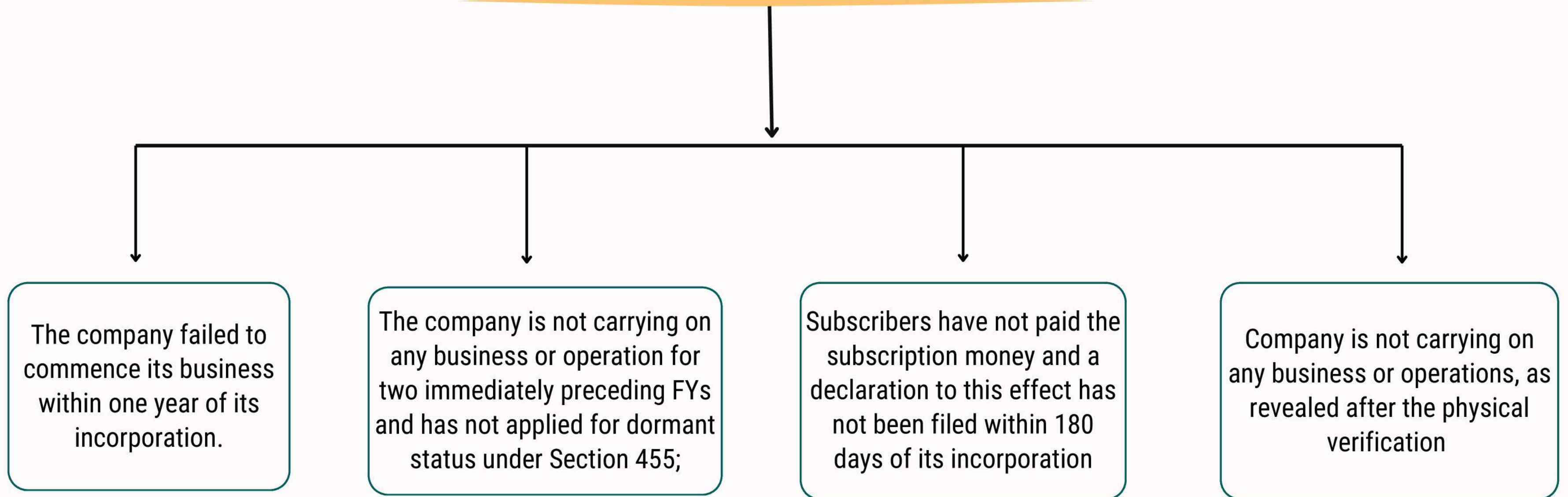




# Introduction

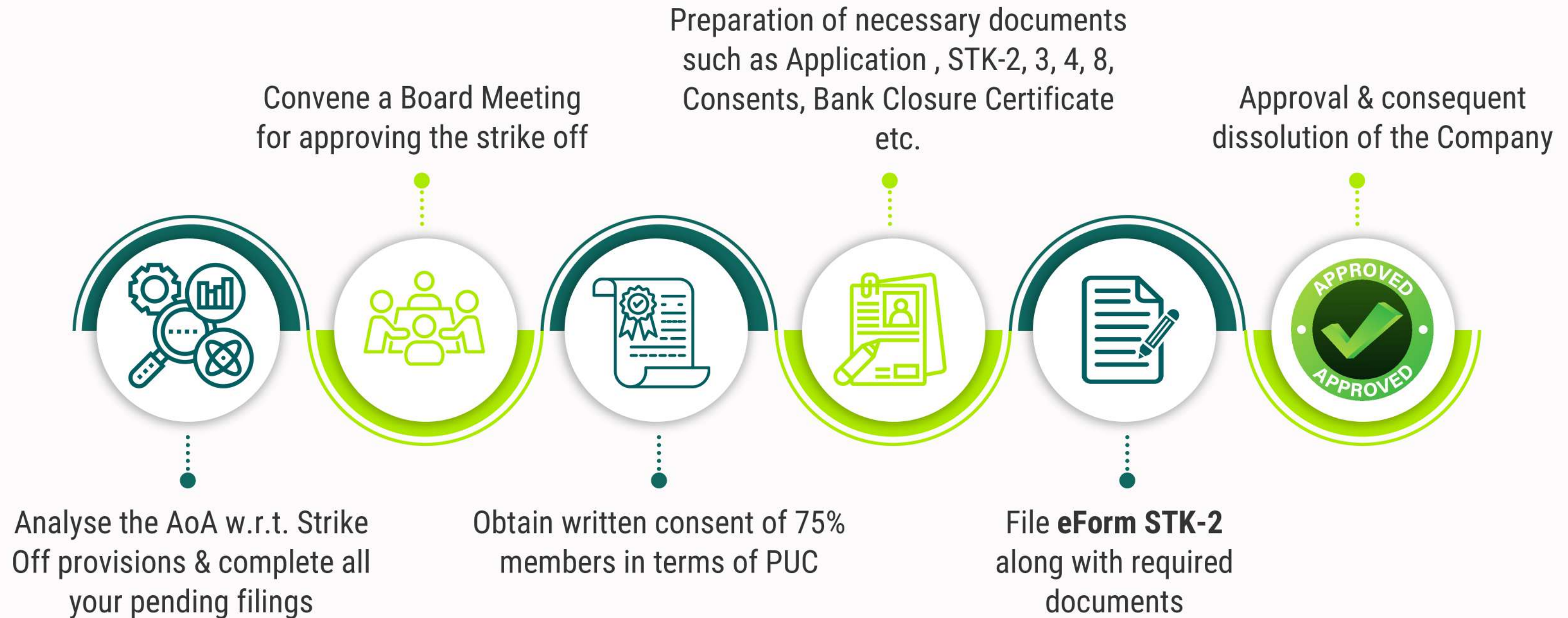
Strike Off under Section 248 of the Companies Act, 2013, is a process that allows the removal of a company's name from the Register of Companies, providing a simple and cost effective exit mechanism to defunct or non-operational companies. It can be initiated voluntarily by the company through an application to the Registrar of Companies (RoC) or by the RoC itself. The process involves filing eForm STK-2 along with necessary documents, such as Board Resolution, shareholder consent, statement of accounts etc., ensuring compliance while minimizing administrative burdens & effectuating an easy exit and dissolution of the entity.

# Grounds for Strike Off





# Procedure



# Restrictions on Strike Off

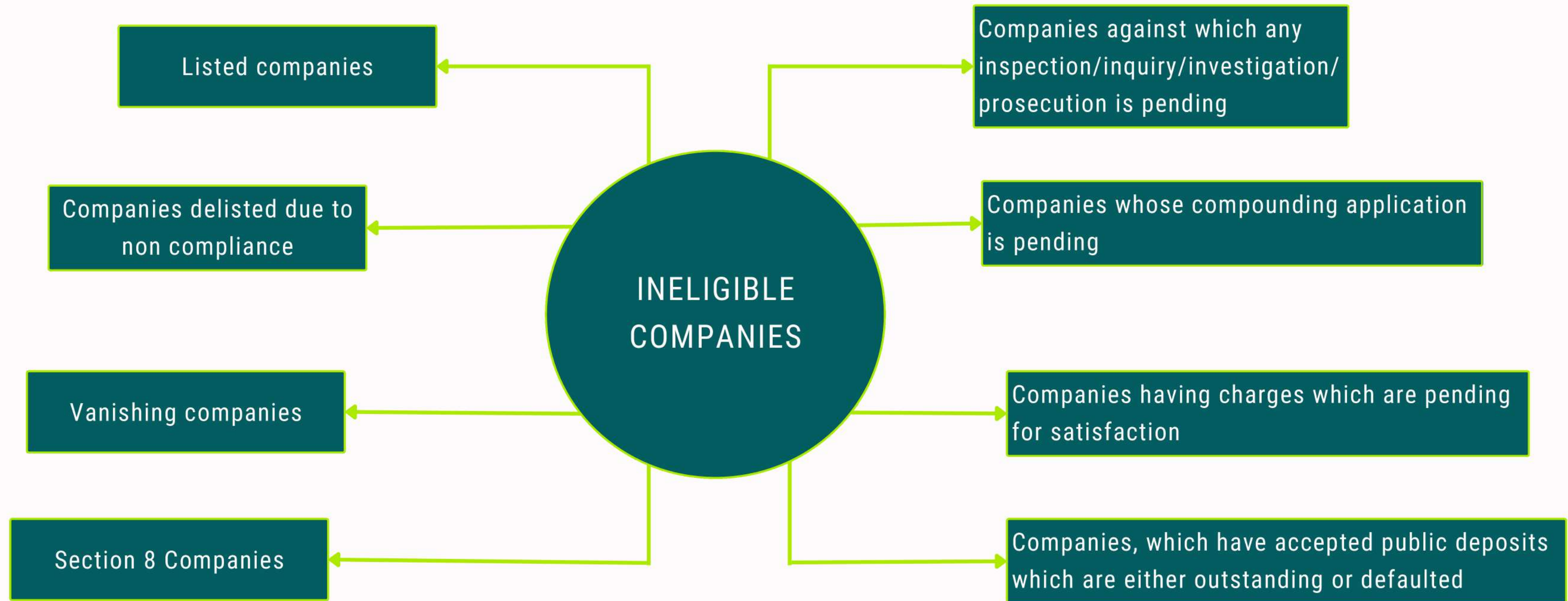
**An application of strike off on behalf of a company shall not be made if, at any time in the previous 3 months, the company—**

- (a) has changed its name or shifted its registered office from one State to another;
- (b) has made a disposal for value of property or rights held by it, immediately before ceasing to trade or otherwise carrying on business, for the purpose of disposal for gain in the normal course of trading or otherwise carrying on business;
- (c) has engaged in any other activity except the one which is necessary or expedient for the purpose of making an application under that section, or deciding whether to do so or concluding the affairs of the company, or complying with any statutory requirement;
- (d) has made an application to the Tribunal for the sanctioning of a compromise or arrangement and the matter has not been finally concluded; or
- (e) is being wound up under Chapter XX of this Act or under the Insolvency and Bankruptcy Code, 2016.

***Application for removal of name can also not be made by a company which has not filed the required annual Forms i.e. Form AOC-4/AOC-4 XBRL or Form MGT-7/MGT-7A up to the end of the financial year in which company has ceased to carry its business operation. Further before making the application of strike off, the company shall extinguish all its liabilities standing on its financials.***



# Companies Ineligible for Strike Off



# How SDA can help you ?

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- ✔ Expertise & rich experience in Corporate Secretarial & Governance domain.
- ✔ Offering professional advice and insights tailored to your specific business needs.
- ✔ Helping you stay compliant with all relevant regulations and legal requirements.
- ✔ Simplifying complex compliance procedures to save time and effort.
- ✔ Assisting with the preparation and filing of essential documents & eForms.
- ✔ Dedicated team for keeping your compliances intact.
- ✔ Client centric approach
- ✔ Monitoring and Control to mitigate compliance risk





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# THANK YOU



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## DISCLAIMER:

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