

**Form No. INC-33**

Form language

**e-MOA (e-Memorandum of Association)**☒ English☐ Hindi

[Pursuant to Schedule I (see Sections 4 and 5) to the Companies Act, 2013]]

Refer instruction kit for filing the form.

All fields marked in \* are mandatory

\* Table applicable to company as notified under schedule I of the Companies Act, 2013

A - MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY SHARES

(A - MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY SHARES

B - MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY GUARANTEE AND NOT HAVING A SHARE CAPITAL

C - MEMORANDUM OF ASSOCIATION OF A COMPANY LIMITED BY GUARANTEE AND HAVING A SHARE CAPITAL

D - MEMORANDUM OF ASSOCIATION OF AN UNLIMITED COMPANY AND NOT HAVING SHARE CAPITAL

E - MEMORANDUM OF ASSOCIATION OF AN UNLIMITED COMPANY AND HAVING SHARE CAPITAL)

Table A/B/C/D/E

1 The name of the company is

AAKASH POLYESTERS PVT LTD

2 The registered office of the company will be situated in the State of

Gujarat

3 (a) The objects to be pursued by the company on its incorporation are:

1. To carry on the business of texturisers, spinners, weavers, sizers, manufacturers, twistors, crimpers pressers and balers of polyester, polypropylene, silk, artificial silk, rayon, nylon, terine, stretchlon, P.O.Y. man-made synthetic fibres, staple fibres, wool and fibrous materials and the business of manufacturing, texturizing, weaving, bleaching, printing and selling cloth of all types, linen and fabrics of all types, whether knitted or looped and of buying, selling, and/or dealing in silk, stretchlon, rayon, nylon, cloth, linen, khadi silk and generally to carry on the business of processors, dyers, dealers in flax, hem, artificial silk, synthetic cotton, staple fibres wool and cloth merchants, cleaners, combers, dyers and to transact all and any preparing processes and to give any special treatment to any of the above referred materials at any stage of production such as texturising, testing, crimping on own materials or belonging to others and/or to get the same done through others.

2. To carry on the business of manufacturing, spinning, weaving, bleaching, finishing, dyeing, processing, mercerising, printing, sizing, importing, exporting, twisting, texturising and/or otherwise dealing in yarns of all types made from silk, art silk, rayon, nylon, man-made synthetic fibres P.O.Y. staples fibres and other suitable materials.

1. To process, purchase, buy, sell, import, orexport or otherwise deal with the goods or materials either as raw materials or finished goods in connection with the attainment of main objects of the company.
2. To manufacture, buy, sell, exchange, import, alter improve manipulate, prepare and otherwise deal in all or any kind of plant and machinery, tools instruments, materials and things necessary or convenient for carrying on all or' any of the aforesaid business.
3. To establish agencies, appoint or employ representatives, distributors, commission agents underwriters either in India or elsewhere for the manufacture, sale, purchase, exchange, hire or distribution, supply or otherwise of the products of the company or for carrying out of any of the aforesaid objects of the company and to regulate and discontinue the same and to provide for the remuneration for such persons for their services by payment in cash or by issue of shares, debentures or other securities of the Company.
4. To acquire by concession, erection, construction, grant, purchase, lease, licence or otherwise, either absolutely or conditionally and either solely or jointly with any person, firm, company, corporation, government or local authority and buildings, forests, factories, any establishments, offices, workshops, and other privileges, rights and hereditaments and machinery, plants, utensils and all other movable and immovable of any description in India or elsewhere.
5. To promote, establish, improve, develop, administer, own and run workshops to maintain, repair, refine, manipulate, alter, improve any plants, machinery implements, accessories, appliances, apparatus, tools, goods or things of any description capable of being used by any customer of a person having dealings with the company or commonly dealt in by persons engaged in any such business which may seem capable of being profitably dealt with by the company and to manufacture, import, export, buy, sell or otherwise deal in workshop machinery of all kinds.
6. To buy, sell, manufacture, rent hire, lease or otherwise acquire or dispose of a deal in Machine, Machine tools, jigs, Tools and Dies, instruments, equipment and appliances implements, conveniences provisions and all other things capable of being used in connection with the business of the company or required by the workmen and other employees of the Company.
7. To carry on import and export business in any or all types of goods, stuffs and things, plants and machinery, equipment tools, apparatus, raw materials and components, which this company is authorised to manufacture or deal in.
8. To pay to the promoters such remuneration and fees and otherwise

recompensate them for their time and for the service rendered by them.

9. To pay out of the funds of the company all costs charges and expenses of and incidental the promotion, formation, registration and establishment of the Company and the issue of its capital and to remunerate or make donations to any person or persons for services rendered or to be rendered in introducing any property of business or technical know-how to the company or to any other persons that the company may deem fit.

10. To expand money in experimenting upon and testing and improving or securing any process or processes, patent, research or product developments or protecting any interim or inventions which the Company may, acquire or propose to acquire or deal with.

11. To apply for, purchase or otherwise acquire and obtain any patents, Brevets of invention, licences, permissions, trademarks, concessions, processes and the like conferring and exclusive or limited right (either in point of time or otherwise) to use the same or any secret or other information as to any invention which may seem capable of being used for any purpose of the Company or the acquisition of which may seem calculated directly or indirectly to benefit the Company and to use, develop or grant licences in respect of or otherwise turn to account any such patents, inventions, licences, permissions, concessions, processes and the like and the information so required.

12. To train or to pay for the training in India or abroad of any apprentice, technical or professional hand, skilled or unskilled labour or any other person, either in the present or likely to be in employment of or likely to be engaged in rendering any service to the company, its customers or associates, which training of the Company is likely to benefit the Company in its day to day working knowledge, management, administration including research either in the field or in the laboratories.

13. To establish, maintain, subscribe to or subsidies or become member of training institutes and experimental workshops for scientific and technical research and experiments and to encourage, promote and award scholarships, grants to any employee, workman or otherwise reward studies, researches, investigations requirements, tests and inventions of any kind that may be considered likely to help the achievements of any of the objects or assist any business which the Company is authorised to carry on.

14. To raise or receive money in deposits at interest or otherwise borrow or overdraw from banks, firms, companies, corporations, Government or Private parties of form any securities, municipal or local in such manner as the company may think fit and in particular by issue of

shares, debentures or other securities including those convertible into shares of this or any other company and as securities for any such money so borrowed, raised or received to mortgage, pledge, hypothecate or charge the whole or any part of the property, assets or revenue of the company present or future including its uncalled capital by special assignment or otherwise to convey or transfer the same absolutely or in trust and to give the lenders power of sale and other powers as may seem expedient and to purchase, reduce to pay off any securities.

15. To draw, accept, make endorse discount and negotiate promissory notes, hundies, bills of lading, bills of exchange and other negotiable instruments connected with the business of the Company.

16. To lend money to such persons and on such terms may seem expedient and in particular to members of the staff, customers and others having dealings with the company and to guarantee performance of the contracts by any such persons, but not to do the business of banking within the meaning of the Banking Regulations Act, 1949.

17. To make advance of such sum or sums, or sums of money upon or in respect of or for rendering or any service to the company, purchase of raw materials, goods, machinery, stores or any other property, articles and things required for the purpose of the Company upon such terms with or without security as the company may deem expedient.

18. To create any reserve fund, sinking fund, insurance fund or any other special funds whether for depreciation or for repairing, improving, extending or maintaining any other purpose conducive to the interests of the Company.

19. To give guarantee for the payment or for the performance of any obligation or undertaking and to pay or receive earnest money or security deposit for execution of any contract of or for obtaining any contract for the company.

20. To enter into partnership or into any arrangement for sharing profit, amalgamation, union of interests, co-operation, joint adventure reciprocal concession or otherwise at any Place in this country or elsewhere with any persons, corporation, firm or company carrying on or engaged in or about to carry on or engage in any business or transaction which this Company is authorised to carry on or engage in as aforesaid which may seem capable of being carried on or conducted so as directly or indirectly to benefit the company and to lend money to or to guarantee contracts of or otherwise assist such person, firm or company and to place, take of otherwise acquire and hold shares or securities of any such person, firm or company, and to sell, hold, release with or without guarantee or otherwise deal with the same.

(b) \*Matters which are necessary for furtherance of the objects specified in clause 3(a) are

21. To acquire, construct and maintain factories, metal plants, establishments, works buildings and erections, for carrying out all or any of the objects aforesaid and to acquire or make or manufacture plant, machinery, implements and articles required to be used for any such purposes and to carry on as principals or agents any branch of manufacture or business for which company's properties may be conveniently applicable consistently with all or any of the objects.
22. To distribute all or any of the Properties of the Company amongst the members in special kind upon winding up.
23. To promote and form and to be interested in and to take hold and dispose of any shares in any subsidiary or other companies, for all or any of the objects mentioned above and to transfer to any such company any property of this Company and to take or otherwise acquire, hold and dispose shares, debentures and other securities in or of any such company and to subsidize or otherwise assist such company.
24. To make donations, or give subscriptions, to charities Private and Public or Private trusts or Societies or for other useful objects and to establish and support or aid in the establishment and support of associations, institutions, or provident, pension, loan or other funds for the benefit of the staff and employees or exemployees of the company and of their wives, widows, children and dependents and to contribute towards the premium on any insurance on the lives of any such staff or employees and to grant pensions, gratuities or other financial assistance either temporary or permanent, to any such staff or employees or their wives, widows, children or dependents upon such terms and conditions as may be deemed expedient.
25. To procure the incorporation or the recognition of the company in any country, State or place and to establish and regulate agencies for the purpose of the Company's business and to apply or join applying to any Parliament Government, local municipal or other authorities and bodies of any foreign state for any acts of Parliament, laws, decrees, concessions, orders, rights or privileges that may seem Conductive to the company's interests.
26. To improve, manage, work, develop, lease, mortgage, abandon or otherwise deal with all or any part of the properties, rights and concessions of the Company.
27. To enter into contract with and take up indents from any person, individual, firm or company either in cash or by shares of this company or partly in shares and partly in cash or otherwise and to give shares or stocks of this Company in exchange for shares or stocks of any other company.
28. To sublet all or any of the works, contract from time to time and upon such terms and

conditions as may be thought expedient.

29. To sell or dispose of the undertaking of the Company or any part thereof for such consideration as the Company may think fit and in particular for shares, debentures or securities of any other company having objects altogether or securities of any other company having objects altogether or in part similar to those of this company.

30. To amalgamate with any company or companies having objects altogether or in part similar to those of this company.

31. To do all such other things as are incidental or conducive to the attainment of the objects or any of them or which may conveniently be carried on and done in connection therewith or which may be calculated directly or indirectly to reserve or enhance the value of or render profitable or Marketable any business or property of the Company.

32. To insure the whole or any part of the property of the company either fully or partially to protect and indemnify the company from liability or loss in any support either fully or partially and also to insure and to protect and indemnify and part of. portion thereof either or mutual principle or otherwise.

33. To raise or borrow money from time to time for any of the purposes and objects of the Company by receiving advances of any sum or sums with or without security upon such terms as the Directors may deem expedient and in particular by taking deposits from or open current accounts with any individual or firms including banks and financial institutions or any other agency the agents of the Company, whether with or without giving the security or by mortgaging or selling or receiving advances on the sale of any lands, building, machineries, goods or other properties of the Company or by the issue of the debentures or debenture-stocks, perpetual (both present and future) including its uncalled capital or by such other means as Directors may in their absolute discretion deem expedient.

4 The liability of the member(s) is limited, and this liability is limited to the amount unpaid if any, on the shares held by them.

5 Every member of the company undertakes to contribute:

(i) to the assets of the company in the event of its being wound up while he is a member, or within one year after he ceases to be a member, for payment of the debts and liabilities of the company or of such debts and liabilities as may have been contracted before he ceases to be a member; and

(ii) to the costs, charges and expenses of winding up (and for the adjustment of the rights of the contributories among themselves), such amount as may be required, not exceeding \*  rupees.

(iii) The share capital of the company is  rupees, divided into

1700000	Equity Share	Shares of	10	Rupees each	
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## Attachments

First Subscriber (s) sheet

MOA SUBSCRIBER SHEET.pdf

## Declaration

Pursuant to resolution no.  dated,  I, on the behalf of Board of Directors, declare that following amendments have been adopted in Memorandum of Association:

Authorised Share Capital of the Company is hereby increased from Rs. 80,00,000/- (Rupees Eighty Lacs Only) divided into 8,00,000 (Eight Lacs) equity shares of Rs. 10/- (Rupees Ten) each to Rs 1,70,00,000/- (Rupees One Crore Seventy Lacs Only) divided into 17,00,000 (Seventeen Lacs) equity shares of Rs 10/- (Rupee Ten) each by creation of 9,00,000 (Nine Lacs) Equity Shares of Rs. 10/- (Rupees Ten) each pari passu in all respect with the existing equity shares

## To be digitally signed by

Name

NISHITH YOGESHCHANDRA GULATI

Designation

Director

DIN

01313183

DSC