



# THE INSTITUTE OF Company Secretaries of India

## भारतीय कम्पनी सचिव संस्थान

IN PURSUIT OF PROFESSIONAL EXCELLENCE

Statutory body under an Act of Parliament

(Under the jurisdiction of Ministry of Corporate Affairs)

MCA: 2023

September 11, 2023

Dr. Manoj Govil, IAS  
Secretary  
Ministry of Corporate Affairs  
Government of India  
Shastri Bhawan  
New Delhi - 110001

**Subject: Request for extension for facility of holding AGM through Video Conferencing**

Dear Sir,

At the outset, the Institute of Company Secretaries of India extends its gratefulness towards the Ministry of Corporate Affairs for its sensitized approach towards all its stakeholders and its dedicated attempts made towards promoting ease of doing business, creating a conducive business environment and growth opportunities for the Indian Economy.

This has reference to Section 96(1) of the Companies Act, 2013 which provides that every company other than a One Person Company shall in each year hold in addition to any other meetings, a general meeting as its annual general meeting and shall specify the meeting as such in the notices calling it, and not more than fifteen months shall elapse between the date of one annual general meeting of a company and that of the next.

We wish to submit that the Ministry of Corporate Affairs vide General Circular no. 10/2022 dated 28th December, 2022, had allowed the companies whose AGMs are due in the Year 2023, to conduct their AGMs on or before **30th September, 2023** in accordance with the requirements laid down in Para 3 and Para 4 of the General Circular No. 20/2020 dated 05.05.2020 i.e., through video conferencing (VC) or other audio-visual means (OAVM).

Similar relaxation was provided vide General Circular no. 11/2022 dated 28th December, 2022, wherein it was decided to allow companies to conduct their EGMs through Video Conference (VC) or Other Audio Visual Means (OAVM) or transact items through postal ballot in accordance with framework provided in the aforesaid Circulars up to **30th September, 2023**.

Since the last date of such relaxation i.e., 30th September, 2023 is approaching and many companies are still in the process of convening their AGMs. Also, the professionals are also facing difficulty in filing the forms because of launch of MCA V3. In view of the same, it is requested that the said date for conducting AGMs and EGMs through Video Conference (VC) or Other Audio Visual Means (OAVM) or transact items through postal ballot may be extended to **30th September, 2024**.

Furthermore, given the positive response of the stakeholders and higher number of participation witnessed from shareholders at these meetings on account of audio-visual aids, we request you to kindly consider bringing about an amendment in the Rules concerned to that effect. The same shall go a long way in both promoting ease of doing business as well as strengthening the existing governance framework in the Indian corporate sector.

*Manoj Govil*

Secretary Corporate Affairs  
11/9

### Vision

"To be a global leader in promoting good corporate governance"

### Motto

सत्यं वद। धर्मं चर। *Speak the truth, abide by the law.*

### Mission

"To develop high calibre professionals facilitating good corporate governance"

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We hope that the above submission would be considered favorably.

We shall be pleased to provide any further information in this regard on hearing from your goodself.

Thanking You,

Yours faithfully

A handwritten signature in blue ink, appearing to read 'Manish Gupta', is written over a horizontal line.

(CS Manish Gupta)

President

The Institute of Company Secretaries of India