Friday, June 20, 2025

Info Capsule

President
CS Dhananjay Shukla

Vice President
CS Pawan G Chandak

❖ *Ministry of Corporate Affairs*

Notification (June 18, 2025)

In exercise of the powers conferred by section 435 of the Companies Act, 2013 (18 of 2013), the Central Government, with the concurrence of the Chief Justice of the High Court of Punjab and Haryana, hereby designates the Court mentioned in column (2) of the Table below as Special Courts for the purposes of providing speedy trial of offences under clause (b) of sub-section (2) of section 435 of the said Act, namely:

Sl. No.	Court	Jurisdiction as Special Court
1	Court of Chief Judicial Magistrate or Additional Chief Judicial Magistrate, SAS Nagar	State of Punjab
2	Court of Chief Judicial Magistrate or Additional Chief Judicial Magistrate, Gurugram	State of Haryana
3	Court of Chief Judicial Magistrate or Additional Chief Judicial Magistrate, Chandigarh	Union territory of Chandigarh

For Details:
https://www.mca.gov.in/bin/dms/getdocument?mds=SIVyRVO6TCCcMjg%252B0zeV6w%253D%253D&type=open

❖ *Reserve Bank of India*

RBI Issues the Reserve Bank of India (Project Finance) Directions, 2025 (June 19, 2025)

The Reserve Bank had issued draft guidelines on 'Prudential Framework for Income Recognition, Asset Classification and Provisioning pertaining to Advances - Projects Under Implementation' on May 03, 2024, for stakeholder comments. The draft guidelines proposed an enabling framework for the regulated entities (REs) for financing project loans, while addressing the underlying risks.

As part of the stakeholder consultation exercise, inputs / feedback were received from around 70 entities including banks, NBFCs, industry associations, academicians, law firms, individuals and the Central Government. The inputs/ feedback received have been examined and suitably incorporated while formalising the final Directions, which have been issued by the Reserve Bank. The Directions entail inter alia the following:

- Adoption of a principle-based regime for resolution of stress in project finance exposures, harmonised across REs.
- Rationalization of permissible 'date of commencement of commercial operations' (DCCO) extensions with an overall ceiling of three and two years for infrastructure and non-infrastructure sectors, respectively.
- Flexibility to REs in extending the DCCO within the above ceilings, based on their commercial assessments.
- Rationalisation of standard asset provisioning requirement to 1% for projects under construction, which shall gradually increase for each quarter of DCCO deferment. The requirements for under construction CRE exposures will be however, slightly higher at 1.25%.
- Under construction projects where financial closure has already been achieved shall continue to be guided by the extant provisioning norms to facilitate a seamless implementation.
- During operational phase, the standard asset provisioning requirement shall stand reduced to 1% for CRE, 0.75% for CRE-RH and 0.40% for other project exposures, respectively.

For Details:
https://www.rbi.org.in/Scripts/BS_PressReleaseDisplay.aspx?prid=60678

❖ *ESG Update*

Hindustan Zinc Limited

- With a strong emphasis on safety, innovation, and efficiency, Hindustan Zinc's operational sites are integral to its leadership in the global zinc industry, driving value creation and sustainability practices.
- Became the first Indian metal and mining company with validated Science Based Targets, aiming for net zero by 2050.
- Implemented digitisation project v-Unified (ENABLON) to manage ESG KPIs through technological tools and obtained environment clearance for CLZS expansion project.
- Integrated ESG and quality assessments into the vendor onboarding process and obtained environment clearance for CLZS expansion project.
- Transparency & Disclosures Frameworks
  - International Integrated Reporting Council (IIRC) - Based Annual Report
  - Securities and Exchange Board of India (SEBI): The National Guidelines on Responsible Business Conduct, 2018 (NGRBC) based Business Responsibility & Sustainability Reporting.
  - GRI Standard Sustainability Report (GRI Mining Standard).
  - United Nations Global Compact Communication of Progress.
  - Task Force on Nature Related Financial Disclosure.
  - CDP Climate, Water and Forest Disclosures
  - Federation of Indian Mineral Industries (FIMI) - Sustainable Mining Initiative (SMI) Principles Communication of Progress.
  - Climate Action Report Based on IFRS S2

For Details: *https://www.hzlindia.com/wp-content/uploads/Sustainability-Report-2023-24.pdf*

❖ *Ministry of Commerce and Industry*

- **Focused on doing trade deals to complement, not compete (June 19, 2025)**

India is in trade dialogues with countries with whom it doesn't compete but can complement the economies involved, Commerce and Industry Minister Piyush Goyal said here. Addressing an India Global Forum (IGF) session on UK-India Science, Technology and Innovation Collaboration at the Science Museum, the minister elaborated on the opportunities that trade deals open up - bilaterally and to the wider global economy. "Our focus is on entering into robust trade agreements with the developed world," said Goyal, pointing to the UK-India FTA as well as deals concluded with Australia, the UAE and European Free Trade Association (EFTA).

For Details: *https://economictimes.indiatimes.com/news/economy/foreign-trade/focused-on-doing-trade-deals-to-complement-not-compete-goyal/articleshow/121956225.cms*

- **DPIIT inks MoU with a private digital platform to Boost Inclusive Entrepreneurship Across India (June 19, 2025)**

To further promote inclusive entrepreneurship and strengthen the startup ecosystem, the Department for Promotion of Industry and Internal Trade (DPIIT), Ministry of Commerce and Industry, has signed a Memorandum of Understanding (MoU) with a private digital platform, YourStory Media Private Limited, with a focus on startups, innovation, and entrepreneurship. This partnership aligns with DPIIT's vision of fostering grassroots entrepreneurship and supporting emerging talent across Tier II, Tier III, and rural India. The collaboration aims to empower 1 million entrepreneurs through AI-powered tools, venture launchpads, and regional language storytelling initiatives under the Bharat Project. The initiative will also leverage flagship startup events and developer-focused platforms to drive engagement within India's startup and technology ecosystem.

For Details: *https://www.pib.gov.in/PressReleasePage.aspx?PRID=2137598*

❖ Pronouncement

May 30, 2025	In Re: Airen Metals Private Limited & Ors(Informants) Vs Hindalco Industries Limited & Ors(Opposite Parties)	Competition Commission of India Case No. 31 of 2024

The Concept of 'Collective Dominance' is not present in the provisions of the Competition Act and functioning as a Duopoly in the Market falls outside the jurisdiction of the Competition Act.

Brief Facts

The Information has been filed by 'Informants' under Section 19(1)(a) of the Competition Act, 2002 before the Commission alleging contravention of the provisions of Sections 3 and 4 of the Competition Act, by the 'Opposite Parties'/ 'OPs'. As per the Information, 'Opposite Parties'/ 'OPs' are in the business of providing Refined Copper to companies who process and convert it to manufacture finished products of copper. OPs are stated to control almost 75% of the business of providing refined copper while the remaining 25% business is being catered by import/unorganised sector. It is stated that OPs, being the sole suppliers of copper in the Indian market, have been enjoying duopoly status in India since the last 30 years. It is alleged that OPs have abused their dominant position by imposing unfair and discriminatory conditions in their Marketing Policy on purchase of goods by the purchasers in India, stating that if the copper booking made is not lifted by the customers, the OPs will have option to liquidate the same, and recover losses/other charges from the purchasers. The Informants inter alia have prayed to the Commission to direct an investigation in terms of the provisions of the Act, for the abuse of dominant position by the Opposite Parties by imposing unfair condition in sale of goods and pass appropriate orders on the basis of such Investigation.

Order under Section 26(2) of the Competition Act, 2002

Hon'ble Commission noted that the concept of 'collective dominance' is not present in the provisions of the Act, and thus, the allegations against the OPs, who are stated to be functioning as a duopoly in the market, falls outside the jurisdiction of the Act. Nevertheless, the Commission has analyzed the alleged conduct against the OPs in the present matter.

The Commission is also mindful of the fact that copper is a commodity whose prices fluctuate as per the price fluctuations in the international market. Therefore, the OPs take certain risks when they enter into an agreement to sell copper at a future date based on future prices calculated in the manner specified in the Marketing Policy and agreed to by the parties. The condition for de-pricing and recovery of loss for the booked copper is applicable only in case the terms of the contract are not fulfilled by the purchaser resulting in loss to the seller. Such condition in the commodity market which is prone to price risks cannot be considered to be unfair.

Further, the Commission noted that the seller's right to withhold any gains from liquidation arises only when buyer refuses to lift the contracted material and did not perform his part of contractual obligations. In the Commission's opinion, the buyer who has not followed agreed terms and conditions of the contract cannot take advantage of its own default even though the buyer is liable for damages/losses to that extent which the seller suffered due to non-lifting of contracted material.

In light of the above, the Commission held that prima facie no case of contravention of Section 4 of the Act is made out in the present matter. The Commission directed that the matter be closed forthwith under Section 26(2) of the Act. Consequently, no case for grant for relief(s) as sought under Section 33 of the Act arises and the same is also rejected.

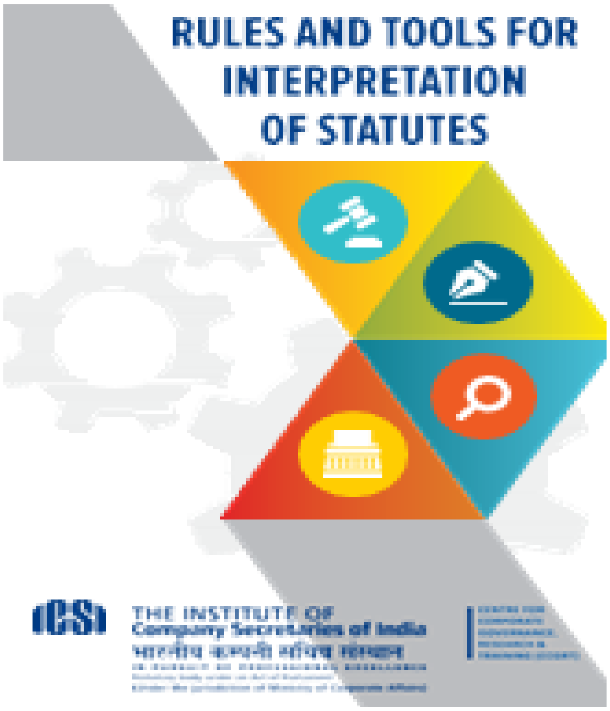
For Details: *https://www.cci.gov.in/antitrust/orders/details/1187/0*

❖ Market Watch

Stock Market Indices as on 20.06.2025	
S & P BSE Sensex	82408.17(+1.29%)
Nifty 50	25112.40(+1.29%)

Foreign Exchange Rates as on 20.06.2025 *(https://m.rbi.org.in//scripts/ReferenceRateArchive.aspx)*			
INR / 1 USD	**INR / 1 EUR**	**INR / 1 GBP**	**INR/ 1 JPY**
86.61	99.75	116.67	.59

RULES AND TOOLS FOR INTERPRETATION OF STATUTES



About the Book

This publication is dedicated for support and use by professionals and it is aimed at developing legal interpretation skills among the professionals.

Year of Publication: 2021

Price: Rs. 750 /- (Excluding Postage)

Weblink for Purchase:
https://payu.in/invoice/2A3F5918ED60DF6FA004023E79679C387E7188F585220534625FAFB9C5BA7A91/5CC5C752DEA07B6F2813FB0136AE4CBF

APPROACH TO PROJECT FINANCE AND UNDERSTANDING FINANCIAL STATEMENTS

About the Book

This publication has been made an endeavor to focus on project financing, process involved in obtaining project finance, importance of financial ratio analysis, analysis and interpretation of financial statements, etc.

Year of Publication: 2021

Price: Rs. 350/- (Excluding Postage)

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Prepared by Directorate of Academics

For any suggestions, please write to academics@icsi.edu,