

BEFORE THE BOARD OF DISCIPLINE

THE INSTITUTE OF COMPANY SECRETARIES OF INDIA

ICSI/DC: 142/2012

In the matter of complaint of professional or other misconduct filed by M/s. Bellwether Talent Solutions Pvt. Ltd., against Shri Dinesh Kumar Mishra, ACS-28939.

Date of Decision: 11<sup>th</sup> September, 2013

Coram: Sudhir Babu C, Presiding Officer  
Sutanu Sinha, Member  
Umesh H Ved, Member

ORDER

1. The Board of Discipline at its meeting held on 13<sup>th</sup> August, 2013 noted that neither the Complainant nor the Respondent appeared before the Board. The Board decided to proceed further in the matter *ex-parte*. The Board after considering the *prima-facie* opinion of the Director (Discipline); the material on record; admission of the Respondent and his request for a lenient view in the matter; concluded that the Respondent is 'Guilty' of misconduct and decided to afford an opportunity of being heard to the Respondent before passing any order under Section 21A (3) of the Company Secretaries Act, 1980.
2. Accordingly, a copy of the order dated 13<sup>th</sup> August, 2013 passed by the Board was sent to the parties *vide* letters dated 19<sup>th</sup> August, 2013. However, letter sent to the Respondent was received back undelivered on 29<sup>th</sup> August, 2013.
3. The Respondent was called upon to appear before the Board on 11<sup>th</sup> September, 2013 *vide* letter dated 29<sup>th</sup> August, 2013. Further, the Respondent *vide* emails dated 29<sup>th</sup> August, 2013 and 30<sup>th</sup> August, 2013 made written additional submissions.
4. Further, *vide* email dated 30<sup>th</sup> August, 2013, a scanned copy of the order dated 13<sup>th</sup> August, 2013 passed by the Board and the copy of the notice dated 29<sup>th</sup> August, 2013 was again sent to the Respondent.
5. However, the Respondent did not appear before the Board on 11<sup>th</sup> September, 2013 in spite of being served the notices. The Board decided to proceed further in the matter *ex-parte*. The Board after considering the

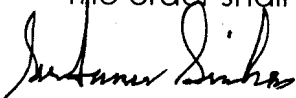


material on record; the submissions made by the Respondent and in the totality of the issues involved in the matter, passed the following order:

**"Reprimand"**

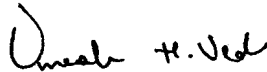
The Board also imposed a fine of Rs.500/- (Rupees five hundred only) on the Respondent to be paid within 30 days of issuance of this order.

The order shall be effective after the expiry of 30 days of issue of this order.



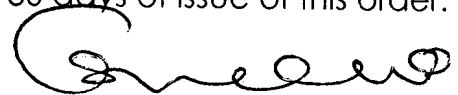
**(Sutanu Sinha)**

Member



**(Umesh H Ved)**

Member



**(Sudhir Babu C)**

Presiding Officer

New Delhi

Date: 13<sup>th</sup> September, 2013

