

THE BOARD OF DISCIPLINE

THE INSTITUTE OF COMPANY SECRETARIES OF INDIA

ICSI/DC: 212/2013

In the matter of complaint of professional or other misconduct filed by Shri Sandeep Kumar Sharma against Ms. Kajal Ankit Shukla, ACS No. 22024 (CP No. 8267)

Date of decision: 14th August, 2014

Coram: Mr. P K Mittal, Presiding Officer
Mr. Sutanu Sinha, Member

ORDER

1. A complaint dated 21st December, 2013 in Form-I was filed under Section 21 of the Company Secretaries Act, 1980 read with sub-rule (1) of Rule 3 of the Company Secretaries (Procedure of Investigations of Professional and other Misconduct and Conduct of Cases) Rules, 2007 (the Rules) by Shri Sandeep Kumar Sharma (hereinafter referred to as the 'Complainant') against Ms. Kajal Ankit Shukla, ACS-22024 (CP No. 8267) (hereinafter referred to as the 'Respondent').
2. Pursuant to sub-rule (3) of Rule 8 of the Rules, a copy of the Complaint was sent to the Respondent vide letter dated 13th January, 2014 calling upon her to submit the written statement. The Complainant vide e-mail dated 25th January, 2014 informed that he wants to withdraw the complaint filed by him against the Respondent and also attached copy of his withdrawal letter dated 25th January, 2014. The Respondent vide her letter dated 7th February, 2014 also submitted a copy of the same.
3. The relevant provisions contained in the Company Secretaries Act, 1980 and the Company Secretaries (Procedure of Investigations of Professional and Other Misconduct and Conduct of Cases) Rules, 2007 governing the withdrawal of the complaint are as under:

Section 21 (5) of the Company Secretaries Act, 1980:

"Where a complainant withdraws the complaint, the Director (Discipline) shall place such withdrawal before the Board of Discipline or as the case may be, the Disciplinary Committee, and the said Board or Committee may, if it is of the view that the circumstances so warrant, permit the withdrawal at any stage."



Sutanu Sinha

[Signature]

