



# भारतीय सनदी लेखाकार संस्थान

(संसदीय अधिनियम द्वारा स्थापित)

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

(Set up by an Act of Parliament)

## [DISCIPLINARY COMMITTEE [BENCH-I (2025-2026)]]

[Constituted under Section 21B of the Chartered Accountants Act, 1949]

ORDER UNDER SECTION 21B(3) OF THE CHARTERED ACCOUNTANTS ACT, 1949  
READ WITH RULE 19(1) OF THE CHARTERED ACCOUNTANTS (PROCEDURE OF  
INVESTIGATIONS OF PROFESSIONAL AND OTHER MISCONDUCT AND CONDUCT  
OF CASES) RULES, 2007.

[PR/G/167/2022/DD/101/2022/DC/1894/2024]

### In the matter of: -

Ms. Kamna Sharma,  
Deputy Registrar of Companies,  
NCT of Delhi & Haryana,  
4<sup>th</sup> Floor, IFCI Tower,  
61, Nehru Place,  
New Delhi-110019

.....Complainant

-Vs-

CA. Manmohan Jhavar (M. No. 061687),  
P-18, Kalakar Street,  
Kolkata, West Bengal-700007

.....Respondent

### MEMBERS PRESENT: -


- CA. Prasanna Kumar D, Vice President, ICAI & Presiding Officer (In Person)
- Ms. Rani S. Nair, IRS (Retd.) (Government Nominee) (Through VC)
- Shri Ajaib Singh, IA&AS (Retd.) (Government Nominee) (In Person)
- CA. Chandrashekhar Vasant Chitale, Member (Through VC)
- CA. Vishnu Kumar Agarwal, Member (Through VC)

Date of Hearing : 10<sup>th</sup> July, 2025

Date of Order : 18/08/2025

1. That vide findings dated 11<sup>th</sup> February 2025 issued under Rule 18(17) of the Chartered Accountants (Procedure of Investigations of Professional and Other Misconduct and Conduct of Cases) Rules, 2007, the Disciplinary Committee noted that **CA. Manmohan Jhavar (M. No. 061687)** (hereinafter referred to as the **Respondent**) was held **GUILTY** of professional misconduct falling within the meaning of Item (7) of Part I of Second Schedule

to the Chartered Accountants Act, 1949.

  
CA. Manmohan Jhavar (M. No. 061687) Kolkata - 700007



# भारतीय सनदी लेखाकार संस्थान

(संसदीय अधिनियम द्वारा स्थापित)

THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA

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2. That pursuant to the said findings, an action under Section 21B(3) of the Chartered Accountants (Amendment) Act, 2006 was contemplated against the Respondent and communication was addressed to him thereby granting opportunity of being heard in person / through video conferencing and to make his written & verbal representation before the Committee on 10<sup>th</sup> July 2025.
3. The Committee noted that on the aforesaid date of the hearing held on 10<sup>th</sup> July 2025, the Respondent was present through video conferencing. On being asked as to whether he has received the findings of the Committee, the Respondent confirmed that he has received the findings of the Committee. Thereafter, he made his verbal submission on the findings of the Disciplinary Committee.
4. In his verbal submissions, the Respondent inter alia stated that he has already admitted his mistake which was unintentional, and he has not gained anything from such act. He further stated that as and when he came to know about his mistake, he has submitted the complete set of financials to the Complainant.
5. The Committee considered the reasoning as contained in the findings holding the Respondent Guilty of professional misconduct vis-à-vis verbal/ written submissions of the Respondent.
6. Keeping in view the facts and circumstances of the case, the material on record including written and verbal submissions of the Respondent on the findings of the Committee, the Committee is of the view that though the professional misconduct on the part of the Respondent is established, however, keeping in view the submissions and circumstances as brought on record by the Respondent, the said misconduct does not qualify for a severe punishment. Accordingly, the Committee ordered that the Respondent i.e., **CA. Manmohan Jhavar (M. No. 061687)** be reprimanded.

*[Signature]*

Sd/-

(CA. Prasanna Kumar D)  
PRESIDING OFFICER

Sd/-

(Ms. Rani S. Nair, IRS (Retd.))  
GOVERNMENT NOMINEE

Sd/-

(CA. Chandrashekhar Vasant Chitale)  
MEMBER

Sd/-

(Shri Ajaib Singh, IA&AS (Retd.))  
GOVERNMENT NOMINEE

Sd/-

(CA. Vishnu Kumar Agarwal)  
MEMBER

DATE: 18.08.2025  
PLACE: NOIDA

CA. Manmohan Jhavar (M. No. 061687), Kolkata

सत्यापित होने के लिए प्रमाणित / Certified to be True

*[Signature]*  
चिन्मय मिश्रा / Chhimes Mishra  
कार्यकारी अधिकारी / Executive Officer  
अनुशासनपरक निदेशक / Disciplinary Director  
भारतीय सनदी लेखाकार संस्थान  
The Institute of Chartered Accountants of India  
आई.सी.ए.आई. पद, ए-1, सेक्टर-1, नोएडा-201301 (उ.प्र.)  
ICAI Bhawan, C-1, Sector-1, Noida-201301 (U.P.)

CONFIDENTIAL

DISCIPLINARY COMMITTEE BENCH – I (2024-2025)

[Constituted under Section 21B of the Chartered Accountants (Amendment)  
Act, 1949]

Findings under Rule 18(17) of the Chartered Accountants (Procedure of  
Investigations of Professional and Other Misconduct and Conduct of Cases)  
Rules, 2007.

File No. PR/G/167/2022/DD/101/2022/DC/1894/2024

In the matter of:

Ms. Kamna Sharma,  
Deputy Registrar of Companies,  
NCT of Delhi & Haryana,  
4<sup>th</sup> Floor, IFCI Tower,  
61, Nehru Place,  
New Delhi-110019

...Complainant

**Versus**

CA. Manmohan Jhawar (M. No. 061687),  
P-18, Kalakar Street,  
Kolkata, West Bengal-700007

...Respondent

Members Present:

CA. Charanjot Singh Nanda, Presiding Officer  
Sh. Jugal Kishore Mohapatra, IAS (Retd.) (Government Nominee)  
CA. Gyan Chandra Misra, Member  
CA. Chandrashekhar Vasant Chitale, Member

Date of Final Hearing : 16<sup>th</sup> December, 2024  
Place of Final Hearing : ICAI Bhawan, Kasba Office, Kolkata

**PARTIES PRESENT:**

Respondent : CA. Manmohan Jhavar  
Counsel of the Respondent : CA. Partha sarathi De

**BRIEF OF THE DISCIPLINARY PROCEEDINGS: -**

- 1- On the day of the final hearing held on 16<sup>th</sup> December 2024, the Committee noted that the Complainant was not present however, the Respondent was present along with his Counsel. Then the Respondent was put on oath. Thereafter, the Respondent made his brief submissions on the allegations. The Committee also posed questions to the Respondent. After hearing the submissions, the Committee decided to conclude the hearing in the above matter.
- 2- On the day of hearing held on 14<sup>th</sup> October 2024, the Committee noted that the Respondent vide his email dated 04<sup>th</sup> October 2024 has placed request for adjournment on account of his health issues whereas the Complainant's Representative was present through Video conferencing. The Committee considered the adjournment request of the Respondent and decided to adjourn the matter to a future date. With this the hearing in the matter was Part Heard & Adjourned at the Request of Respondent.

**BRIEF BACKGROUND OF THE MATTER: -**

The Complainant has stated that during the examination / inspection of the documents of M/s. Jupiter Finvest Private Limited, it was found that the Company had filed its Balance Sheets on the Ministry of Corporate Affairs (MCA) portal for the financial years ended 31.03.2011, 31.03.2012, 31.03.2013, and 31.03.2014 without including any Schedules.

**CHARGES IN BRIEF: -**

The Complainant alleged that the Respondent had submitted/ filed incomplete documents/ Balance Sheet on the MCA Portal.

**SUBMISSION OF THE PARTIES AND FINDINGS OF THE COMMITTEE: -**

1- The Committee noted that the Respondent has made following Written and/or Verbal submissions in the said matter:

- That the Balance Sheets with schedules were required to be filed as an attachment of Form 23AC. The said form 23AC for the financial years ended 31.03.2011, 31.03.2012, 31.03.2013 and 31.03.2014 duly filled and attested by Director were received by mail on 09.07.2027 from the Auditee.
- That he relied on the forms duly filled and signed by the Auditee and sent to him over mail. The fact is that he was unable to check whether all the required schedules of the Balance Sheets were attached with the forms or not. This was only due to human error.
- That he was suffering from health issues at that time and technical error/mistake, particularly during his illness should not be treated as Professional Misconduct or gross negligence.

2- Committee noted that at the time of physical hearing held on 16<sup>th</sup> December 2024, the council of the Respondent admitted that there was a mistake/ omission on the part of Respondent since he was not well at the time of certifying the said form 23AC. The Committee reviewed the Declaration made by the Respondent at the time of certifying form 23AC wherein he has certified following:

***"It is hereby certified that I have verified the above particulars (including attachment(s)) from the records of JUPITER FINVEST PRIVATE LIMITED and found them to be true and correct. I further certify that all required attachment(s) have been completely attached to this form"***

On perusal of aforesaid declaration given by the Respondent, the Committee viewed that having made a declaration regarding completeness of attachments of the forms, the Respondent cannot escape his responsibility casted upon him under the Companies Act for submission of complete documents along with such e-form 23AC on MCA Portal.

5 CONCLUSIONS: -

In view of the above noted facts and discussion, the Committee held the Respondent **Guilty** of Professional Misconduct falling within the meaning of Item (7) of Part I of Second Schedule to the Chartered Accountants Act, 1949.

Sd/-  
(CA. Charanjot Singh Nanda)  
PRESIDING OFFICER

Sd/-  
(CA. Gyan Chandra Misra)  
MEMBER

Sd/-  
(Sh. Jugal Kishore Mohapatra, IAS (Retd.))  
GOVERNMENT NOMINEE

Sd/-  
(CA. Chandrashekhar Vasant Chitale)  
MEMBER

DATE: 11.02.2025  
PLACE: New Delhi

राही प्रतिलिपि होने के लिए प्रमाणित  
Certified to be true copy

मी. मनीष गुप्ता / Manish Gupta  
वरिष्ठ कार्यकारी अधिकारी / Sr. Executive Officer  
अनुशासनात्मक निदेशालय / Disciplinary Directorate  
इंस्टीट्यूट ऑफ चार्टर्ड एकाउंटेंट्स ऑफ इंडिया  
The Institute of Chartered Accountants of India  
आईसीएआई भवन, विहास नगर, शाहदरा, दिल्ली-110032  
ICAI Bhawan, Viahwas Nager, Shahdra, Delhi-110032