

MINISTRY OF CORPORATE AFFAIRS

NOTIFICATION

New Delhi, the 29th August, 2022

G.S.R. 663(E).—In exercise of the powers conferred by clause (31) of section 2, section 73 and section 76 read with sub-sections (1) and (2) of section 469 of the Companies Act, 2013 (18 of 2013), the Central Government hereby makes the following rules further to amend the Companies (Acceptance of Deposits) Rules, 2014, namely:-

1. **Short title and commencement.**- (1) These rules may be called the Companies (Acceptance of Deposits) Amendment Rules, 2022.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. **In the Companies (Acceptance of Deposits) Rules, 2014,-**

(a) in rule 16, after the words “auditor of the company”, the words, letters and figure “and declaration to that effect shall be submitted by the auditor in Form DPT-3” shall be inserted;

(b) in the Annexure, for Form DPT-3 and Form DPT-4, the following shall be substituted, namely: -



“Form No. DPT-3

Return of deposits

Form language



English



Hindi

[Pursuant to rule 16 and rule 16A of the Companies (Acceptance of Deposits) Rules, 2014]

Refer instruction kit for filing the form

*All fields marked in * are mandatory*

Company Information

1 *Corporate Identity Number (CIN)

2 (a) *Name of the Company

(b) *Registered office address

(c) *email id

3 *Purpose of the Form

- Return of Deposit
- Particulars of transactions by a company not considered as deposit as per rule 2(1)(c) of the Companies (Acceptance of Deposit) Rules, 2014
- Return of Deposit and particulars of transactions by a company not considered as deposit
- Onetime Return for disclosure of details of outstanding money or loan received by a company but not considered as deposits as per rule 2(1)(c) of the Companies (Acceptance of Deposits) Rules, 2014

4 *Whether the company is

 Public Company Private Company

5 *Whether the company is a government company

 Yes No

6 *Objects of the company

7 Whether deposits have been accepted from public

 Yes No

8 (a) *Period for which return is being filed (DD/MM/YYYY)

(b) Date of issue of advertisement or circular (DD/MM/YYYY)

(c) Date of expiry of validity of advertisement or circular (DD/MM/YYYY)

9 Net Worth as per the latest audited balance sheet preceding the date of the return-

Sl.No	Particulars	Amount (in Rupees)
a(i)	Paid up share capital	
(ii)	Free reserves	
(iii)	Securities Premium Account	
b(i)	Accumulated Loss	
(ii)	Balance of deferred revenue expenditure	
(iii)	Accumulated unprovided depreciation	
(iv)	Miscellaneous expense and preliminary expenses	
(v)	Other intangible assets	
c	Net worth (a) – (b)	

Sl.No	Particulars	Amount (in Rupees)
d	Maximum limit of deposits (i.e. 35% of the above in case of all companies other than specified IFSC public companies and private companies)	

10 (a) Total number of deposit holders as on 1st April

(b) Total number of deposit holders at the end of financial year

11 Particulars of deposits (In Rupees)

(a) Amount of existing deposits as at 1st April

(b) Amount of deposits renewed during the year

(c) Amount of deposits accepted during the year

(c)(i) Secured deposits

(ii) Unsecured deposits

(d) Amount of deposits repaid during the year

(e) Balance of deposits outstanding at the end of the year

12 (a) Amount of deposits that have matured but not claimed

(b) Amount of deposits that have matured and claimed but not paid

13 Particulars of liquid assets

(a) Amount of deposits maturing on or before 31st March next year

and following next year

(b) Amount required to be invested in liquid assets

the Central Government or State Government; or								
(iii) any amount received from a local authority; or								
(iv) any amount received from statutory authority constituted under an Act of Parliament or a State Legislature								
Any amount received from –								
(i) Foreign Governments; or								
(ii) Foreign or international banks;								
(iii) Multilateral financial institutions;								
(iv) Foreign Governments owned development financial institutions;								
(v) Foreign export credit agencies;								
(vi) Foreign collaborators;								
(vii) Foreign body corporates;								
(viii) Foreign citizens;								
(ix) Foreign authorities or;								
(x) Persons residents outside India subject to the provisions								

of Foreign Exchange Management Act, 1999 (42 of 1999).								
Any amount received as - (i) A loan or facility from any banking company; or								
(ii) From the state Bank of India or any of its subsidiary banks; or								
(iii) From a banking institution notified by the Central Government under section 51 of the Banking Regulation Act, 1949 (10 of 1949); or (iv) A corresponding new bank as defined in clause (d) of section 2 of the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1980 (40 of 1980); or (v) From a cooperative bank as defined in clause (b-ii) of section 2 of the Reserve Bank of India Act, 1934 (2 of 1934).								
Any amount received as loan or financial assistance from - (i) Public								

<p>Financial Institutions notified by the Central Government; or</p> <p>(ii) Any regional financial institutions; or</p> <p>(iii) Insurance companies; or</p> <p>(iv) Scheduled Banks as defined in the Reserve Bank of India Act, 1934 (2 of 1934).</p>								
<p>Any amount received against issue of commercial paper or any other instruments issued in accordance with the guidelines or notification issued by the Reserve Bank of India.</p>								
<p>Any amount received by the company from any other company.</p>								
<p>Any amount received and held pursuant to an offer made in accordance with the provisions of the Act towards subscription to any securities including share application money or advance towards allotment of securities pending allotment, so long as such amount is appropriated only against the</p>								

amount due on allotment of securities applied for.								
Any amount received from a person who, at the time of the receipt of the amount, was a director of the company or the relative of the director of a private company.								
(A) Any amount raised by the issue of bonds or debentures secured by a first charge or a charge ranking pari passu with the first charge on any assets referred to in Schedule III of the Act excluding intangible assets of the company; or (B) bonds or debentures compulsorily convertible into shares of the company within ten years.								
Any amount raised by the issue of non-convertible debentures not constituting a charge on the assets of the company and listed on recognized stock exchange as per applicable regulations made by Securities and Exchange Board of India.								

Any amount received from an employee of the company not exceeding his annual salary under a contract of employment with the company in the nature of non-interest bearing security deposit.								
Any non-interest bearing amount received and held in trust.								
<p>Any amount received in course of, or for the purposes of the business of the company-</p> <p>(i) As an advance for supply of goods or provision of services accounted for in any manner whatsoever provided that such advance is appropriated against supply of goods or provision of services within a period of three hundred and sixty-five days from the date of acceptance of such advance.</p> <p>(ii) As advance accounted for in any manner whatsoever, received in connection with consideration for immovable property under an agreement or arrangement, provided that such advance is</p>								

adjusted against such property in accordance with the terms of agreement or arrangement.								
(iii) As security deposit for performance of the contract of supply of goods or provision of services.								
(iv) As advance received under long term projects for supply of capital goods except those covered under item (b)								
of sub-clause (xii) clause (c) of sub-rule (1) of rule (2) of the Companies (Acceptance of								
Deposits) Rules, 2014.								
(v) As an advance towards consideration for providing future services in the form of a warranty or maintenance contract as per written agreement, if the period for providing such services does not exceed the period prevalent as per common business practice or five years, from the date of acceptance of such service whichever is less.								
(vi) As advance received and allowed by any								

sectoral regulator or in accordance with directions of Central or State Government								
(vii) As an advance for subscription towards publication, whether in print or electronic to be adjusted against receipt of such publications.								
Any amount brought in by promoters of the company by way of unsecured loans in pursuance of the stipulation of any lending financial institution.								
Any amount received by a Nidhi company in accordance with the rules made under section 406 of the Act.								
Any amount received by way of subscription in respect of chit under the Chit Funds Act, 1982(4 of 1982).								
Any amount received by company under any collective Investment scheme in compliance with regulations framed by the Securities and Exchange Board of India.								
Any amount of twenty-five lakh rupees or more								

received by a startup company, by way of convertible note (convertible into equity shares or repayable within a period not exceeding five years from the date of issue) in a single tranche, from a person.								
Any amount received by a company from – (i) Alternate Investment Funds; (ii) Domestic venture Capital Funds (iii) Infrastructure Investments Trusts; (iv) Real Estate Investment Trusts; (v) Mutual Funds registered with the Securities and Exchange Board of India								

16 Credit Rating obtained:

(a) From (Name of the agency)

(b) Rating

(c) Date of obtaining credit rating (DD/MM/YYYY)

17 *SRN of GNL form in which DPT-1 is filed

18 Total amounts of outstanding money or loan received by a company but not considered

as deposits in terms of rule 2(1)(c) of the Companies (Acceptance of Deposits) Rules, 2014
as specified in rule 16(A)(3)

Attachments

(a) Copy of trust deed

Max 2 MB

Choose

Remove

Download

(b) List of depositors (excel format)

Max 2 MB

Choose

Remove

Download

(c) Optional attachment,

Max 2 MB

Choose

Remove

Download

Declaration by Statutory Auditor

I hereby duly certify that the amount specified in 'Particular of deposits' and 'Particulars of liquid assets' is correct and in line with the relevant provisions of the Companies Act, 2013.

***To be digitally signed by**

DSC BOX

*Name

*Designation

*Membership Number/Certificate of Practice Number

Declaration

I am authorised by the Board of Directors of the Company vide resolution no *
Dated

* to sign this is form and declare that all the requirements of Companies Act, 2013 and the

rules made thereunder in respect of the subject matter of this form and matters incidental thereto have been complied with. I also declare that all the information given herein above is true, correct and complete including the attachments to this form and nothing material has been suppressed.

***To be digitally signed by**

DSC BOX

*Designation

(Director/Manager/Company Secretary/CFO/ CEO)

*DIN of the director OR DIN or PAN of the manager or CEO or CFO OR membership
number of the company secretary

Save

Submit

Note: Attention is drawn to provisions of Section 448 and 449 of the Companies Act, 2013 which provide for punishment for false statement / certificate and punishment for false evidence respectively.

This eForm has been taken on file maintained by the registrar of companies through electronic mode and on the basis of statement of correctness given by the company.

For office use only:

eForm Service request number (SRN)

eForm filing date (DD/MM/YYYY)

This eForm is hereby approved or registered

This eForm is hereby rejected

Digital signature of the authorising officer

DSC BOX

Date of signing (DD/MM/YYYY)



Form No. DPT-4

Form language

English Hindi

सत्यमेव जयते

Statement regarding deposits existing on the commencement of the Act

[Pursuant to rule 20 of the Companies (Acceptance of Deposits) Rules, 2014]

Refer instruction kit for filing the form

*All fields marked in * are mandatory*

Particulars of the company

1 *Corporate Identity Number (CIN)

2 (a) *Name of the company

(b) *Registered office address

(c) *Email Id

3 *Whether the company is
Company

Public Company Private

4 *Whether the company is a government company

Yes No

Deposit related information

5 Total deposits outstanding as on the commencement of this Act

(a) *Amount (in Rs.)

(b) *Number of depositors

6 Details of total deposits mentioned at 5 above under following heads

Particulars	Amount (in Rs.)
*Deposits due but not paid	
*Interest due thereon but not paid	
*Deposits due but not claimed	
*Interest due thereon but not claimed	
*Deposits not yet due for repayment	

7 *Deposits due for repayment in next three months

8 *Arrangements made for repayment of deposits due for repayment

Attachments

(a) *Auditor's certificate

Max 2 MB

Choose

Remove

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(b) *List of depositors

Max 40 MB

Choose

Remove

Download

(c) Optional attachment(s) - if any

Max 2 MB

Choose

Remove

Download

Declaration

I am authorised by the Board of Directors of the Company vide resolution number *

(DD/MM/YYYY) to sign this form and declare that all the requirements of

the Companies Act, 2013 and the rules made thereunder in respect of the subject matter of this form and matters incidental thereto have been complied with.

I also declare that all the information given herein above is true, correct, and complete including the attachments to this form and nothing material has been suppressed.

***To be digitally signed by**

*Designation

(Director/Manager/CEO/ CFO/Company secretary)

DSC BOX

*Director identification number of the director; or DIN or PAN of the manager or CEO or CFO; or Membership number of the Company secretary

Save

Submit

Note: Attention is drawn to provisions of section 448 and 449 of the Companies Act, 2013 which provide for punishment for false statement / certificate and punishment for false evidence respectively.**This eForm has been taken on file maintained by the Registrar of companies through electronic mode and on the basis of statement of correctness given by the company.**

For office use only:

eForm Service request number (SRN)

eForm filing date (DD/MM/YYYY)

[F.No. 01/8/2013 CL-V(Vol.VI)]

MANOJ PANDEY, Jt. Secy.

Note : The principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R. 256(E), dated the 31st March, 2014 and were subsequently amended *vide* notification numbers –

- (1) G.S.R. 386(E), dated the 6th June, 2014;
- (2) G.S.R. 241(E), dated the 31st March, 2015;
- (3) G.S.R. 695(E), dated the 15th September, 2015;
- (4) G.S.R. 639(E), dated the 29th June, 2016;
- (5) G.S.R. 454(E), dated the 11th May, 2017;
- (6) G.S.R. 1172(E), dated the 19th September, 2017;
- (7) G.S.R. 612(E), dated the 5th July, 2018;
- (8) G.S.R. 42(E), dated the 22th January, 2019;
- (9) G.S.R. 341 (E), dated the 30th April, 2019;
- (10) G.S.R. 548 (E), dated the 07th September, 2020.