

File.No. 17/2/2016 CL-V  
Government of India  
Ministry of Corporate Affairs

5<sup>th</sup> Floor, 'A' Wing, Shastri Bhawan,  
Dr. R.P. Road, New Delhi-01.  
Dated : 28.09.2017

To

The Registrar  
CRC, Manesar.  
Gurugram, Haryana.

**Subject: Clarification relating to incorporation of a company i.e. company to be formed by government under various schemes.**

Sir,

This ministry is receiving a number of request letters from Central Ministries and State Governments seeking approval of names such as "Smart City" being implemented by Ministry of Housing and Urban Affairs for development as Smart City under Smart Cities Mission (in accordance with letter no.K-15016/157/2017-SC-I dt 25.09.2017 of Ministry of Housing and Urban Affairs (copy enclosed)), which are otherwise restricted under section 4 of the Companies Act, 2013 (the Act) read with Rule 8(6) of the Companies (Incorporation) Rules 2014.

2. The matter has been examined in the Ministry and with a view to reduce the time taken for such approvals, in case the concerned Central Ministry or State Government has given specific authorisation/approval for incorporation of a company having a name which attracts Rule 8(6) of the Companies (Incorporation) Rules, 2014, the Central Registration Centre should allow the name, subject to fulfilment of all other requirements of the Act and Rules thereunder without asking the applicant to seek separate approval of this Ministry.

3. This issues with the approval of Competent Authority.

Encl : As above

Yours faithfully,

  
(KMS Narayanan)

Assistant Director (Policy)  
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*We may place it on  
SCM website.*

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Copy forwarded (without enclosure) for information to:

1. ✓ Shri Sanjay Sharma, Under Secretary (SC-I),  
Ministry of Housing and Urban Affairs, Nirman Bhawan,  
New Delhi.
2. PPS to Secretary
3. PPS to Addl. Secretary
4. PPS to JS(B)/ PPS to JS(K)/ PPS to JS(G)/PPS to JS(AC)
5. All officers of MCA (HQ).
6. All Regional Directors
7. All Registrar of Companies