

**SEC/Enforcement/303/2005/590**

May 27, 2007

1. Mona Food Industry Limited, 146/4, Green Road, Dhaka-1205.
2. Directors, Mona Food Industry Limited, 146/4, Green Road, Dhaka-1205.
3. Managing Director, Mona Food Industry Limited, 146/4, Green Road, Dhaka-1205.
4. Company Secretary, Mona Food Industry Limited, 146/4, Green Road, Dhaka-1205.

Sub: Non-compliance of securities laws: In connection with the furnishing of the audited financial statements for the year ended on June 30, 2006 within time: Warning.

As per section 2(g) of the Securities and Exchange Ordinance, 1969 (ORDINANCE No. XVII of 1969) Mona Food Industry Limited is an issuer (herein after referred to as an “issuer”).

As per rule 12 sub-rule (3A) of the Securities and Exchange Rules, 1987, issued under the said Ordinance, as amended through Notification No.SEC/LSD/SER-1987/149 dated 4<sup>th</sup> January 2000, gazzeted on 16<sup>th</sup> February 2000, the issuer company’s financial statements shall be audited within one hundred twenty days from the date on which the issuer’s financial year ends and a copy of such audited financial statements should be submitted to the Commission and the Stock Exchanges within

fourteen days thereof, but the issuer failed to comply with it by not submitting the audited financial statements for the year ended on June 30, 2006, by November 14, 2006.

Failure to furnish the said financial statements within the stipulated time is a clear violation/contravention of the abovementioned rules.

A show-cause cum hearing notice dated February 26, 2007 was issued to the issuer's directors as well as the company secretary to explain the default and to appear at the hearing on March 19, 2007. Mr. D.H Bahar, managing director and Mr. Siraj Miah, company secretary appeared at the hearing. In course of hearing the issuer submitted a letter dated March 19, 2007 stating, among others, that due to sickness of accounts personnel they could not prepare the said financial statements and submit the said financial statements within April 2, 2007. Subsequently, the company submitted the said statements on May 16, 2007 and expressed sorry for the delayed submission.

The Commission, taking into consideration and subsequent submission of the said financial statements on May 16, 2007, has decided to dispose of the proceedings against Mona Food Industry Limited and others concerned for the stated violation, by placing on record the Commission's dissatisfaction on the default, violation/contravention made by the issuer with a warning to ensure compliance of the securities related laws in future.

Please note that their disposal does not absolve the issuer or any of its directors or officers concerned from their lawful responsibilities/obligations to the persons, if any, affected as a result of the issuer's above said default.

For Securities and Exchange Commission

**Mansur Alam**

**Executive Director**

**Distribution:**

Chief Executive Officer, Dhaka Stock Exchange Limited

Chief Executive Officer, Chittagong Stock Exchange Limited

**Copy for information:**

Executive Director (R& D), SEC

Executive Director (CFD), SEC

Director (MIS), SEC, Chairman's Office,