ORDER

Whereas M/s Zoe International, 94, Karachiwala Building, Office No. 7, 2nd Floor, Modi Street, Fort, Mumbai-400001 was a registered Recruiting Agent with the Ministry of External Affairs under the Emigration Act, 1983 permitting them to recruit workers for overseas employment during the validity of the certificate. M/s Zoe International, at 94, Karachiwala Building, Office No. 7, 2nd Floor, Modi Street, Fort, Mumbai-400001 had submitted the Bank Guarantee of Rs. 20,00,000/- (Rupees Twenty Lakhs) as per the details given below:

<table>
<thead>
<tr>
<th>S. No.</th>
<th>Bank Guarantee No.</th>
<th>Date of issue of BG</th>
<th>Amount</th>
<th>Name of the Bank</th>
</tr>
</thead>
<tbody>
<tr>
<td>i.</td>
<td>85/89</td>
<td>15.01.1997</td>
<td>Rs.1,00,000/- (Rupees One Lakh)</td>
<td>Central Bank of India, Abdul Rehman Street Branch, 142, Abdul Rehman Street, Mumbai-400003</td>
</tr>
<tr>
<td>ii.</td>
<td>74/24</td>
<td>09.03.1985</td>
<td>Rs.1,00,000/- (Rupees One Lakh)</td>
<td>Central Bank of India, Abdul Rehman Street Branch, 142, Abdul Rehman Street, Mumbai-400003</td>
</tr>
<tr>
<td>iii.</td>
<td>32/90</td>
<td>24.03.1990</td>
<td>Rs.2,00,000/- (Rupees Two Lakhs)</td>
<td>Syndicate Bank, Nariman Point Branch, 227, Nariman Bhavan, Ground floor, Mumbai-400021</td>
</tr>
<tr>
<td>iv.</td>
<td>19/97</td>
<td>30.01.1997</td>
<td>Rs.1,00,000/- (Rupees One Lakh)</td>
<td>Syndicate Bank, Nariman Point Branch, 227, Nariman Bhavan, Ground floor, Mumbai-400021</td>
</tr>
<tr>
<td>v.</td>
<td>0505008BG004434</td>
<td>17.12.2008</td>
<td>Rs.5,00,000/- (Rupees Five Lakhs)</td>
<td>State Bank of India, Mafatlal Chambers, 1st Floor, C &amp; D Wing, N M Joshi Marg, Lower Parel, Mumbai-400013</td>
</tr>
<tr>
<td>vi.</td>
<td>560GT01133500001</td>
<td>16.12.2013</td>
<td>Rs.10,00,000/- (Rupees Ten Lakhs)</td>
<td>HDFC Bank, Elphinstone House, 17 Murzban Path, Near Sterling Cinema, Near C. S. T. Station, Mumbai-400001</td>
</tr>
</tbody>
</table>
2. Whereas, Cancellation Order dated 11th November, 2016 was issued to the RA as on surprise inspection of the agency’s office premises by POE Mumbai, it was observed that the proprietor had expired and the agency was still illegally continuing the Manpower Business and the agency was also directed to show cause within 15 days as to why his bank guarantee should not be forfeited. The Cancellation Order was sent to both Registered Head Office address and Residential address of the Proprietor. However it had returned undelivered on both occasions.

3. Whereas, a complaint has been received from Mrs. Gulshan Khatoon that her son, Shri Wasim Khan Nijam (PP No. L9781638) was sent to Alkhamir Sarhad Abida, Saudi Arabia on 22.02.2016 on the agreement for Trailer Driver but he was being compelled to work as a labourer and on refusing to work as a labourer, he was brutally assaulted and tortured. The complainant has requested for safe repatriation of her son to India and the stamping agency for the visa of said individual is Ms Zoe International.

4. Whereas, Section 33 (2) of the Emigration Act, 1983 provides that “The prescribed authority may, after giving notice in the prescribed manner to a person who has furnished any security for any purpose and after giving to such person an opportunity to represent his case, by order in writing, direct that the whole or any part of such security may be forfeited for being utilised for such purpose and in such manner as may be specified in the order”. In the instant case, the fact that an attempt was made to get the Cancellation Order delivered at both the Registered agency address and the residential address of the proprietor fulfills the requirement of giving notice as prescribed by Section 33(2) of the Emigration Act, 1983. As no communication has been received from the agency in this regard, the Bank Guarantee need to be forfeited for securing the due performance of the terms and conditions of certificate.

5. Therefore, the undersigned in exercise of the powers conferred on him under Rule 23 of the Emigration Rules, 1983 hereby orders and requests the Central Bank of India, Abdul Rehman Street Branch, 142, Abdul Rehman Street, Mumbai-400003; Syndicate Bank, Nariman Point Branch, 227, Nariman Bhavan, Ground floor, Mumbai-400021; State Bank of India, Mafatlal Chambers, 1st Floor, C & D Wing, N M Joshi Marg, Lower Parel, Mumbai-400013 and HDFC Bank, Elphinstone House, 17 Murzban Path, Near Sterling Cinema, Near C. S. T. Station, Mumbai-400001 to invoke respective Bank Guarantees as detailed in Para-1 above issued by them and requests the Banks to remit the same to this Ministry in the form of Demand Draft in favour of the ‘Pay & Accounts Officer, Ministry of External Affairs, New Delhi’ within 15 days from the receipt of this order.

\[Signature\]
(M.C. Luther)

To

I. The Manager, Central Bank of India, Abdul Rehman Street Branch, 142, Abdul Rehman Street, Mumbai-400003 (for Bank Guarantees mentioned at S No. (i) and (ii) of Para 1).

II. The Manager, Syndicate Bank, Nariman Point Branch, 227, Nariman Bhavan, Ground floor, Mumbai-400021 (for Bank Guarantees mentioned at S No. (iii) and (iv) of Para 1).

III. The Manager, State Bank of India, Mafatlal Chambers, 1st Floor, C & D Wing, N
M Joshi Marg, Lower Parel, Mumbai-400013 (for Bank Guarantees mentioned at S No. (v) of Para 1)

IV. The Manager, HDFC Bank, Elphinstone House, 17 Murzban Path, Near Sterling Cinema, Near C. S. T. Station, Mumbai-400001 (for Bank Guarantees mentioned at S No. (vi) of Para 1).

Copy to:

1. M/s Zoe International, 94, Karachiwala Building, Office No. 7, 2nd Floor, Modi Street, Fort, Mumbai-400001
2. POE, Mumbai for information and necessary action.
3. eMigrate, MEA.
4. The Manager, Central Bank of India, Mumbai Metro Zonal Office, Standard Building, 1st Floor, D. N. Road, Mumbai-400023.
6. The Manager, State Bank of India, Zonal Office, H/2, Madhuli Building, Dr. Annie Besant Road, Worli, Mumbai-400018
7. The Manager, HDFC Bank Ltd, Nodal Office, 5th Floor, Tower B, Peninsula Business Park, Lower Parel West, Mumbai 400013