



SMARTEN POWER SYSTEMS LIMITED

POLICY ON SEXUAL HARRASSMENT AT WORKPLACE

(Adopted by Board of Directors in its meeting held on 12/12/2024. Effective from 12/12/2024.)

SMARTEN POWER SYSTEMS LIMITED

CIN: U31401HR2014PLC052897

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POLICY ON SEXUAL HARRASSMENT AT WORKPLACE

1. Objective:

The main objective of this Policy Document is to establish an Internal Complaints/ grievance mechanism and procedure to effectively combat incidents of sexual or discrimination harassment at work place and also to resolve complaints against such conduct/s in a fair, transparent and timely manner.

2. Scope and Entitlement:

Smarten Power Systems Limited (herein after referred to as “the **Company**”), is committed to provide a workplace that is free from all forms of discrimination, including sexual harassment. Any employee’s behaviour that fits the definition of sexual or discrimination harassment is a form of misconduct which may result in disciplinary action up to and including dismissal from the services of the company. All employees have a right to work in an environment free from discrimination and harassing conduct, including sexual harassment. Harassment on the basis of an employee’s race, colour, creed, ancestry, national origin, age, disability, sex, arrest or conviction record, marital status, sexual orientation, membership in the military reserve or use or non-use of lawful products away from work is expressly prohibited under this policy. Sexual harassment is prohibited by the Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) act, 2013 (herein after referred to as “**the Act**”).

Sexual harassment would mean and include any of the following (in addition to the meaning provided under section 2 (n) of the Act):

- a) unwelcome sexual advances, requests or demand for sexual favours, either explicitly or implicitly, in return for employment, promotion, examination or evaluation of a person towards any company activity;
- b) unwelcome sexual advances involving verbal, non-verbal, or physical conduct such as sexually coloured remarks, jokes, letters, phone calls, e-mail, gestures, showing of pornography, lurid stares, physical contact or molestation, stalking, sounds, display of pictures, signs, verbal or non-verbal communication which offends the individuals’ sensibilities and affect her/his performance;
- c) eve teasing, innuendos and taunts, physical confinement against one’s will and likely to intrude upon one’s privacy;
- d) act or conduct by a person in authority which creates an environment at the workplace that is hostile or intimidating to a person belonging to the other sex;
- e) conduct of such an act at workplace or outside in relation to stakeholders of the Company, or vice versa during the course of employment; and
- f) any unwelcome gesture having sexual overtones.

3. Applicability:

This policy is applicable to all complaints of sexual harassment or discrimination at workplace made by and against employees of Smarten Power Systems Limited, as well as other vendors, trainees, probationers, temporary and contractual staff. This policy is applicable to all employees of Smarten Power Systems Limited, as well as all employees as referred above herewith.

Workplace includes:

1. All offices or other premises where the Company’s business is conducted.



2. All company-related activities at any other site away from the Company's premises.
3. Any social, business or other functions where the conduct or comments may have an adverse impact on the workplace or workplace relations.

4. Statements of Principle:

1. The Policy bestows the responsibility and obligation on the Management and also on every employee to contribute in maintaining a non-hostile and a conducive working environment. All employees should respect the dignity and personality of other employees.
2. The policy recognizes the right of complaint of every employee who has suffered sexual harassment or discrimination harassment. It is in the self-interest of the complainant to make the complaint promptly.
3. The policy seeks to encourage employees to express freely, responsibly and in an orderly manner opinions and feelings about any problem or complaint of sexual harassment and discriminatory harassment.
4. Retaliation or victimization against any employee who report or provide information about sexual harassment or behaviour that might constitute sexual harassment is strictly prohibited.
5. Any act of reprisal, including internal interface, coercion and restraint by an employee or one acting on his/her behalf, violates this policy and will result in appropriate disciplinary action.
6. Any employee who engages in conduct amounting to be harassment, or who encourages such conduct by others, or who indulges in victimization of or retaliation against the complainant or the complainant's witnesses or the complainant's confidential counsellor or any other employee who supported or supports them shall become liable for corrective action including appropriate disciplinary action, which may even include dismissal from service.
7. The policy recognizes the right of privacy of every individual and will strive to protect the privacy of the individuals involved and ensure that the complainant and the offender are treated fairly. Information about individual complaints and their disposition is considered confidential and will be shared only on need to know basis.
8. The Policy ensures that the career interest of both the parties will not be adversely affected merely on account of the complaint made to the Internal Complaints Committee.
9. Employees are encouraged to use the machinery provided by the company to redress or resolve such complaints.

5. Policy Details:

All employees must continue to act responsibly to help establish a comfortable working environment free from harassment for all. All employees are encouraged to raise questions they may have regarding these issues directly with their manager/supervisor (or any member of management) or with their Human Resources representative.

6. Redressal process:

- Any employee (hereinafter referred to as "**Complainant**") who feels and is being sexually harassed directly or indirectly may submit a complaint of the alleged incident to any member of the Committee in writing with his/her signature within 3 days of occurrence of incident.
- The Committee will maintain a register to endorse the complaint received by it and keep the contents confidential, if it is so desired, except to use the same for discreet investigation.
- The Committee will hold a meeting with the Complainant within five working days of the receipt of the complaint.
- At the first meeting, the Committee members shall hear the Complainant and record her/his allegations. The Complainant can also submit any corroborative material with a documentary proof, oral or written material, etc., to substantiate his / her complaint. If the Complainant does



not wish to depose personally due to embarrassment of narration of event, a lady officer for lady employees involved and a male officer for male employees, involved shall meet and record the statement.

- Thereafter, the person against whom complaint is made may be called for a deposition before the Committee and an opportunity will be given to him / her to give an explanation, where after, an enquiry shall be conducted and concluded.
- In the event, the investigation leads that the complaint does not fall under the purview of Sexual Harassment or the complaint does not mean an offence of Sexual Harassment, the same would be dropped after recording the reasons thereof in writing.

In case the complaint is found to be false, the Complainant shall, if deemed fit, be liable for appropriate disciplinary action by the Management.

7. Internal Complaint committee:

A Committee has been constituted by the management of the Company (“**Internal Complaints Committee**”) which will deal with all cases of alleged sexual or discrimination harassment whether escalated to it by any Company employee or taken up *suo moto* by the Company, to prevent and deal with sexual harassment and anti-discrimination harassment and to otherwise implement the Policy.

The Internal Complaints Committee will prepare a confidential report and the same will be forwarded to management with the necessary recommendations within 10 days of the conclusion of investigation to take appropriate action. All allegations of harassment will be investigated promptly and in a confidential manner, as reasonably possible, for an effective investigation; The investigation may include interviewing the allegedly harassed employee, the allegedly harassing employee, any third party witnesses, as well as considering any other potentially relevant information;

The company will work to eliminate the offending conduct and any employee who is found to have engaged in harassment in violation of this policy will be subject to disciplinary action, up to and including termination of employment.

The Internal Complaints Committee would keep a track of all cases pertaining to complaints of sexual harassment at various stages and facilitate closure of such cases as per the tenets of law.

8. Composition of the Committee:

The Internal Complaints Committee shall consist of

- (a) A presiding officer who shall be a woman employee employed at a senior level at workplace from amongst the employees. If senior woman employee is not available, in such case, the presiding officer can be nominated from other offices or administrative units.
- (b) At-least two members from amongst employees preferably committed to the cause of women or who have had experience in social work or legal knowledge;
- (c) One member from amongst non-governmental organisations or associations committed to the cause of women. Further, at least one half of the total members so nominated shall be women.

In case of a complaint where the alleged accused is senior in position to any of the employees who are members of the Internal Complaints Committee, the Company shall ensure that such member is replaced with another employee who is either at same level or senior to the alleged accused within the organization.



9. Disqualifications:

A person shall be disqualified for being appointed, elected, nominated or designated, or for continuing, as a member of the Internal Complaints Committee, if there is any complaint concerning sexual harassment pending against him/her or if he/she is found guilty of sexual harassment.

10. Confidentiality:

The Company shall ensure that any information related to complaint of the victim will be confidential to protect the interests of the victim. The confidentiality will be maintained throughout the process of investigation.

11. Proceedings of the Complaints Committee:

The Internal Complaints Committee is intended to be an independent, objective and unbiased fact-finding body set-up to investigate any complaints of sexual harassment and discriminatory harassment at workplace in a fair, reasonable and time-bound manner in a neutral environment. It will broadly be governed by the following principles in conducting its proceedings:-

(a) The Internal Complaints Committee shall give every reasonable opportunity to the complainant and the counter party, for putting forward and defending their respective cases and to ensure that the complainant and the counter party have full opportunity to present their claims, witnesses and evidence which may establish or substantiate their claims.

(b) Both the complainant and the counter party shall have the right to submit supporting evidence and shall have the right to bring their respective witnesses, if any, to be examined by the Complaints Committee.

(c) If considered appropriate by the Internal Complaints Committee, all meetings of the Internal Complaints Committee including with the complainant, the counter party or any witnesses shall be held outside the relevant office and in a neutral venue

(d) The complainant, the counter party or any other person that the Internal Complaints Committee meets with or interacts or has a teleconference or video conference for the purpose of enquiry into any complaint of sexual harassment shall be bound by strict confidentiality and each such party shall not be permitted to discuss the proceedings with the Internal Complaints Committee with any third person (other than their respective family members).

(e) All the proceedings of the Internal Complaints Committee will be summarized by the Internal Complaints Committee. In the event any Party is desirous of submitting a statement in writing or reviewing the summary of discussion prepared by the Internal Complaints Committee, such statement shall be endorsed by such Party in token of authenticity thereof and submitted to the Internal Complaints Committee.

(f) The Internal Complaints Committee is required to complete the inquiry within a time period of ninety (90) days from the date on which the complaint is filed by the complainant.

(g) The Internal Complaints Committee shall complete the enquiry and make a report of its findings on the complaint and its recommendations to the senior management of the Company (“**Management**”) within a period of ten (10) days from the conclusion of the enquiry procedure set out herein. The report of the Internal Complaints Committee shall, include recommendations for imposition of penalty and the reasons for such recommendations to the Management.



12. Management:

A person or board or committee shall be responsible for formulation/administration of policies.

13. Implementation of Recommendations of the Internal Complaints Committee

The Management shall consider the recommendations and findings of the Internal Complaints Committee and take a decision within sixty (60) days of the submission of the report by the Internal Complaints Committee. The Management may issue such order and, or, directions as it deems fit. The Management shall inform of its decision to the complainant and the counter party. The Management of the Company shall provide all necessary assistance to the Internal Complaints Committee for the purpose of ensuring full, effective and speedy implementation of this procedure for investigating any complaint of sexual harassment at work place in accordance with the Policy.

14. Additional Duties of Internal Complaints Committee

- a) Preparing and submitting annual reports for statutory compliance to Management to be forwarded to the relevant government authorities
- b) Issuing from time to time notifications, guidelines, and the like, for combating sexual harassment at work, as well as carrying out amendments in consonance with legislation and latest judgments on the issue;
- c) Contributing to the promotion of appropriate work conditions, leisure, health hygiene and ensure that there is no hostile discrimination at workplaces because of the gender/sex of such person; and
- d) Ensuring policy compliance from all concerned involved reviewing the policy every year and also processing compliance quarterly.

15. Disciplinary Action:

If the result of the investigation/enquiry holds the alleged offender guilty of an act constituting sexual harassment, the Management shall take appropriate disciplinary action against the offender.

The punishment imposed shall commensurate with the gravity of the misconduct and other relevant circumstances prevailing.

16. Penalties:

The Management can impose the following penalties on an employee held to be guilty of sexual harassment. These penalties shall be determined according to the facts and circumstances of each complaint and may include:

1. Verbal warning;
2. Written warning;
3. Withholding of increment /promotion;
4. Reduction in grade;
5. Termination of service

If the employee/employer, previously convicted of an offence punishable under this Act, commits the same offence again, the employer will face twice the punishment. Additionally, the government or local authority may take actions such as cancelling the employer's license, withdrawing approval, non-renewal or cancelling the registration required for their business or activity.



17. Monetary compensation:

If the counter party is found guilty of a serious instance of sexual harassment at workplace, the Internal Complaints Committee can also recommend monetary compensation in favour of the complainant by way of a deduction from the salary or wages of the counter party, In addition to all these penalties, the employee can also be required to give a written apology to the complainant and upon failure to do so, the punishment can be enhanced. In the event the complainant decides to pursue to personal action against the counter party, the Company is obliged to provide all assistance and cooperation in any investigation by the relevant law enforcement agencies.

18. Third Party Harassment:

SMARTEN POWER SYSTEMS LIMITED also stands committed to take appropriate preventive and remedial action to prevent sexual harassment of its employees by non- employees. Where sexual harassment occurs as a result of an act by any third party or outsider, the Management would take all steps necessary and reasonable to assist the victim in terms of support and preventive action.

Should any employee face sexually harassing behaviour at work from a third party, such as a client, or customer of SMARTEN POWER SYSTEMS LIMITED, the Management would take appropriate corrective or remedial action. However, it would be necessary for the complainant/recipient to promptly report such harassment to the Management or the complainant so as to enable the Management to take appropriate action. Within 3 months of period the case or complaint has to be registered else will not applicable under this policy.

19. Obligation of Company

1. The Company does not tolerate sexual harassment of any kind and will take action against any employee for any unwelcome, sexually determined behaviour, direct or by implication including physical contact and advances, a demand or request for sexual favours or other unwelcome physical, verbal or non-verbal conduct of a sexual nature either explicitly or implicitly, in return for a term or condition of instruction, employment, participation or evaluation of a person's engagement in any activity of the Company.
2. The Company shall be responsible, among others, for the following:
 - (a) Prohibit, prevent and deter commission of acts of sexual harassment;
 - (b) Implement the Policy by providing "discrimination and hostility free" work environment;
 - (c) Spread awareness of the Policy amongst its employees, including by publication, notification and circulation of the Policy;
 - (d) Provide fair and impartial procedures for resolution, settlement or prosecution of acts of sexual harassment by taking all necessary steps, including those more particularly provided hereinafter;
3. The Company shall make annual report on compliance with the Policy which is to be submitted to the appropriate Government authority, if applicable.
4. At the request of aggrieved person Internal Complaints Committee will initiate the process.
5. Protection against Retaliation and Victimization.
6. In the event the counter party is the complainant's Supervisor/Superior, the Company shall, during the pendency of the complaint, ensure that the reporting relationship is suspended and that the complainant is not subject to appraisal by the counter party.



7. The Company shall strictly prohibit any sort of retaliation against the complainant or any witnesses. Any act of reprisal, including internal interference, coercion and restraint, by the counter party, whether directly or indirectly, will result in appropriate action against the counter party by the Management in consultation with the Internal Complaints Committee.
8. Where the counter party is an outsider, during the pendency of the investigation of the complaint and even thereafter, if he is found guilty, the counter party shall not be allowed to enter the Company premises except for the purpose of attending the complaint.
9. In the event of the counter party and the complainant both being employees of the Company, and the counter party is found to be guilty, irrespective of the penalty imposed, the Company shall ensure that the counter party shall not write the appraisal reports of the complainant, if he is otherwise so authorized.
10. In the event, the Internal Complaints Committee after investigation of a complaint in accordance with the procedure prescribed herein, concludes that the complaint was false, frivolous or made with mala-fide intention by the Complainant including due to personal issues with the counter party, then the Internal Complaints Committee shall make such appropriate recommendations to the Management to take action against the complainant, as may be necessary.
11. The Company is prohibited from divulging the contents of the complaint, inquiry proceedings and the Committee recommendations to the public, press and media in any manner or from making available any information that divulges the identity of parties.