

## Simhapuri Energy Ltd

### Notice for Constitution of Stakeholders Consultation Committee for the Class of Secured Financial Creditors

I, Mr. G.V. Narasimha Rao, would like to notify the stakeholders comprising the class of Secured Financial Creditors of Simhapuri Energy Limited (“**Corporate Debtor**”) as under:

- A. Pursuant to the order of Hon’ble National Company Law Tribunal, Hyderabad Bench (“**NCLT**”), dated October 06, 2021 which has been uploaded on the website of NCLT and made available to the liquidator on October 23, 2021, (“**Liquidation Commencement Date**”), liquidation proceedings have been initiated by the NCLT against the Corporate Debtor as per Chapter III of the Insolvency & Bankruptcy Code (“**Code**”) and Insolvency and Bankruptcy Board of India (Liquidation Process) Regulations, 2016 (“**Liquidation Regulations**”) (herein after referred to as “**Liquidation Order**”).
- B. As you are aware, by virtue of the provisions of the Code, its Rules and Regulations read with the Liquidation Order, from the date of appointment of Liquidator, all the powers of the board of directors of the Corporate Debtor have ceased to have effect and the management and affairs of the Corporate Debtor vest in the Liquidator.
- C. Pursuant to Regulation 31A of the Liquidation Regulations, the Liquidator is required to constitute a stakeholder’s consultation committee (“**Stakeholder’s Consultation Committee**”) based on the list of stakeholders prepared under Regulation 31 of the Liquidation Regulations. Please note that the list of stakeholders has been uploaded on the website of the Corporate Debtor at <http://www.simhapurienergy.com/Simhapuri-Energy-List-of-Creditors-as-on-22-12-2021-Final.pdf>
- D. Please note that the composition of the Stakeholder’s Consultation Committee comprising of the nominated representative(s) from each class of stakeholders shall be determined in the manner specified under Regulation 31A (2) of the Liquidation Regulations. In view of the same, please note that, pursuant to the verification of the total claims submitted by the Secured Financial Creditors of the Corporate Debtor, the same shall fall under the below class of stakeholders in accordance with Regulation 31A of the Liquidation Regulations:

<b>Class of Stakeholders</b>	<b>Description</b>	<b>Number of Representatives</b>
Secured financial creditors, who have relinquished their security interests under section 52	Where claims of such creditors admitted during the liquidation process is at least 50% of liquidation value	Number of creditors in the category, subject to a <b>maximum of 4</b>

- E. Please note that for the purpose of determining the class and composition of the stakeholders in accordance with Regulation 31A of the Liquidation Regulations, the liquidation value arrived as per Regulation 35(2) of the Liquidation Regulations has been considered.
- F. As a member of the class of Secured Financial Creditors, you are hereby invited to attend the meeting to be conducted on **December 24, 2021 at 4.30 PM**, at the following meeting **link**, through video conferencing, wherein you are required to communicate your nominated representative/representatives subject to a maximum number of 4 of the said class of the Stakeholder’s Consultation Committee formed pursuant to Regulation 31A of the Liquidations Regulations

## Microsoft Teams meeting

**Join on your computer or mobile app**

[Click here to join the meeting](#)

**Join with a video conferencing device**

971828598@plcm-video.ey.com

Video Conference ID: 125 921 882 8

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- G. Do note that if we receive different nominations from different stakeholders in a class with no single nomination crossing 51% of such class, then we shall consider that the class has failed to nominate their representatives as provided in Regulation 31A and voting as per para-H shall be facilitated.
- H. Please note that in the event the stakeholders of your class fail to nominate representative(s) as mentioned above, then the representative(s) subject to a **maximum number of 4**, shall be selected by way of voting. The representative (s) shall be selected by majority of voting share of the class, present, and voting in the above-mentioned meeting in accordance with Regulation 31(A) (4) of the Liquidation Regulations.
- I. In case you need any clarification or assistance or facilitation from me in relation to the stakeholders committee, you may please reach out to me, or my representatives noted below.

Regards,

**Dr. G.V. Narasimha Rao**

Liquidator for Simhapuri Energy Limited

(A company under Liquidation by NCLT order dated 6<sup>th</sup> October 2021)

**Communication Address:**

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**Registered with IBBI:**

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