

## **INVITATION FOR EXPRESSION OF INTEREST TO SUBMIT RESOLUTION PLAN FOR J.D. ANEJA EDIBLES PRIVATE LIMITED**

### **1. INTRODUCTION:**

Expressions of Interest (EOI) are invited from investors/consortium of investors having adequate financial and technical capabilities to submit Resolution Plan(s) for J.D. ANEJA EDIBLES PRIVATE LIMITED (Corporate Debtor) currently undergoing Corporate Insolvency Resolution Process (CIRP) under the provisions of the Insolvency and Bankruptcy Code, 2016 (IBC).

J.D Aneja Edibles Private Limited was incorporated on 3rd January, 2005 under Companies Act, 1956 with an objective to establish oil manufacturing unit. The company is processing mustard seed and manufacturing edible mustard oil and mustard cake as a by-product. The company purchased an industrial plot admeasuring 10,000 sq. meters from RIICO at E-335-336 Agro Food Park, Sri Ganganagar for installation of a plant having capacity of 23,000 M.T p.a for manufacturing of mustard edible oil and mustard cakes. The unit has been successfully established by the promoters and commercial production has been commenced since November 2005. It is classified as non-govt Company and is registered with the Registrar of Companies, Jaipur. The company is unlisted and limited by shares.

### **2. SUBMISSION OF EOI**

- EOI needs to be submitted in a format provided in 'ANNEXURE A'.
- Applicants should meet the Eligibility Criteria as set out in 'ANNEXURE B'.
- Applicants should submit the EOI along with the supporting documents set out in 'ANNEXURE C'
- The last date for submission of EOI is September 3, 2018.
- The EOI can be sent through E-mail- [cirp.jdanejaepl@gmail.com](mailto:cirp.jdanejaepl@gmail.com) or by post or hand delivery in a sealed envelope to Madhusudan Sharma, Resolution Professional , 54, CSC-9, DDA Market, Sector-7, Rohini, Delhi 110085

Note: All the EOIs received will be reviewed by the Resolution Professional and the Committee of Creditors; and shortlisted bidders will be shared the Information Memorandum, prepared as per provisions of the Code, after signing of undertaking of confidentiality. Such shortlisted Bidders will be informed about other steps in the process to allow them to submit a Resolution Plan as per provisions of the Code.

(On the letter head of the Resolution Applicant)

**ANNEXURE- A**

**FORMAT FOR EXPRESSION OF INTEREST FOR RESOLUTION PLAN OF J.D. ANEJA  
EDIBLES PRIVATE LIMITED**

Date: \_\_\_\_\_

To,  
Mr. Madhusudan Sharma,  
Resolution Professional, of  
J.D. Aneja Edibles Private Limited  
54, CSC-9, DDA Market,  
Sector-7, Rohini, Delhi 110085

Sub: **Expression of Interest (“EOI”) for Resolution Plan**

Dear Sir,

In response to your public notice in [Insert the names of the newspaper and/or website] on [Insert date of the advertisement] inviting EOIs for Resolution Plan for J.D. Aneja Edibles Private Limited, we hereby submit our EOI.

We have attached necessary information and documents as per the prescribed formats, without any deviations, conditions and without any assumptions or notes, published on the website at [www.madhusudansharma.in](http://www.madhusudansharma.in). Based on this information we understand you would be able to evaluate our preliminary proposal in order to pre-qualify for the above-mentioned proposal.

We understand that the selection of the resolution applicant is the sole discretion of the Committee of Creditors and that we shall not be entitled to question the selection, selection criteria, nor shall we be entitled to seek details of the manner of selection.

The details of the contact person for the purposes of this Resolution Plan are provided below:

Name:  
Designation:  
Address:  
Phone Nos:  
E-mail address:

Sincerely yours,  
On behalf of the firm/company/organization:  
Signature: \_\_\_\_\_  
Name of signatory:  
Designation:  
Company Seal/stamp

***Enclosures: (Annexures)***

## ANNEXURE B

The minimum Eligibility Criteria for applicants to approach the RP with such EOs as approved by the Committee of Creditors are as under:

1. Net worth Criteria:

<b>Category</b>	<b>Net worth</b>	<b>Amount (Rs.)</b>
A- Body Corporate* / Firm/ Individual Investor	Minimum net worth	Five Crore
B- Investment Companies / Fls / Fund houses / PE Investors:	Minimum Assets Under Management	Fifty Crore
C- Consortium	Lead member must hold at least 51% stake in the consortium. All other members would need to have a minimum stake of 15 % each, in the consortium.	Five Crore

\*It shall include private/ public limited company, LLP, body corporate whether incorporated in India or outside India

2. Prospective Resolution Applicant shall not be an ineligible person as prescribed under Section 29A of the IBC.

## ANNEXURE- C

### SUPPORTING DOCUMENTS TO BE ATTACHED WITH EOI

1) **Profile of the Resolution Applicant:**

- a) General Profile: Provide a summary of the business, history and current status of the Resolution Applicant;
- b) Financial Profile (consolidated/standalone as applicable);
- c) History, if any, of the Resolution Applicant or affiliates being declared a 'wilful defaulter', non-cooperative borrower', 'impaired asset' or 'non-performing asset' (Self-Declaration);
- d) Any other relevant details which would be useful for the RP to evaluate the bid and help to shortlist for the next stage in the process.

2) **Legal Documents:** Copies of Certificate of Registration and/ or Constitutional Documents of the Resolution Applicant;

3) **Turnover:** Last audited financial statements of the Resolution Applicant(s)

4) **Net worth/** assets under management (last 3 years) (audited financial statements of the Resolution Applicant(s);

5) Power of Attorney/ Authorisation/ Board Resolution;

6) Undertaking by the Resolution Applicant (as per **Annexure- D**);

7) Declaration (as per **Annexure E**).

## ANNEXURE- D

### UNDERTAKING

I/We, \_\_\_\_\_, authorised person for [Name of the Resolution Applicant] ("**Resolution Applicant**"), undertake that the information furnished by the Resolution Applicant in the EOI for Resolution Plan for J.D. Aneja Edibles Private Limited ("**Company**") and the Annexures are true, correct, complete, and accurate. Further, the Resolution Applicant undertakes, agrees and acknowledges that:

- (a) The Resolution Applicant meets the criteria specified by the committee and does not suffer from any ineligibility under section 29A to the extent applicable;
- (b) Resolution Applicant shall keep all information set out in the Information Memorandum and/or furnished pursuant to the same as confidential;
- (c) Resolution Applicant shall not use any such information to cause an undue gain or undue loss to the Company or any other person;
- (d) Resolution Applicant shall comply with the requirements under Section 29(2) of the Insolvency and Bankruptcy Code, 2016;
- (e) Resolution applicant shall intimate the Resolution Professional forthwith if it becomes ineligible at any time during the corporate insolvency resolution process;
- (f) Resolution Applicant shall protect the intellectual property rights of the Company in relation to all such information;
- (g) Resolution Applicant shall not share any such information with any third party including any representatives, without first ensuring that our obligations under this undertaking are complied with;
- (h) The Expression of Interest will be evaluated by the RP/the Committee of Creditors ("CoC") of the Company based on the information provided in the Annexure to determine whether we qualify to submit a proposal for the proposed transaction;
- (i) The RP/the CoC reserve the right to determine at their sole discretion, whether or not we qualify for the submission of the proposal and may reject the Expression of Interest submitted by us without assigning any reason whatsoever;
- (j) The RP/the CoC reserve the right to request for additional information or clarification from us for the purposes of the Expression of Interest and we shall promptly comply with such requirements. Failure to satisfy the queries of RP/CoC may lead to rejection of our submission pursuant to Expression of Interest; and
- (k) Submission of Expression of Interest alone does not automatically entitle us to participate in the next stage of the bid process.
- (l) Discovery of any false information or record provided in expression of interest at any time will render us ineligible to submit resolution plan, forfeit any refundable deposit, and attract penal action under the Code.

Date:  
Place:

Signature

**ANNEXURE- E**

**DECLARATION**

*(To be provided by way of affidavit)*

I, \_\_\_\_\_, S/o \_\_\_\_\_, residing at \_\_\_\_\_ do hereby declare that:

1. I have been authorised to submit the Expression of Interest for Resolution Plan on behalf of \_\_\_\_\_ vide Board Resolution/Authorisation dated \_\_\_\_\_, copy of which is enclosed;
2. I have read and understood all the terms and conditions relating to the formulation of the Expression of Interest for Resolution Plan and hereby express my interest in the submission of Resolution Plan for J.D. Aneja Edibles Private Limited;
3. The Resolution Applicant complies with the eligibility criteria as required for submission of Expression of Interest vide advertisement dated \_\_\_\_\_ ;
4. There are no proceedings pending or threatened, and there has been no penalty or fine imposed, by the Securities and Exchange Board of India, against the Resolution Applicant or the promoters or the directors of the Resolution Applicant;
5. There are no criminal proceedings pending or decreed against the Resolution Applicant;
6. There has been no action against the Resolution Applicant or promoters or directors of the Resolution Applicant by any regulatory or government authority;
7. Neither the Resolution Applicant nor a subsidiary, affiliate, or holding company of, or any other person related to the Resolution Applicant is an existing promoter or belongs to the existing promoter group; and
8. The Resolution Applicant is a 'fit and proper' person; is not under any legal disability or barred under Section 29A of the Insolvency and Bankruptcy Code, 2016 or any other provisions of any other law for the time being in force.

Date:

Place:

Signature: