

Notice for Reconstitution of Stakeholders' Consultation Committee for the class of "Operational Creditors being Workmen"

I, Vijaykumar V. Iyer, being the Liquidator of Bharati Defence and Infrastructure Limited ("**Corporate Debtor**"), would like to notify the stakeholders comprising the class of "Operational Creditors being Workmen" of the Corporate Debtor, as under:

- A. Pursuant to the order of the Hon'ble National Company Law Tribunal, Mumbai Bench ("**NCLT**") dated 14th January 2019, the NCLT directed commencement of liquidation proceedings of the Corporate Debtor as per the provisions of the Insolvency & Bankruptcy Code ("**Code**") and Insolvency and Bankruptcy Board of India (Liquidation Process) Regulations, 2016 ("**Liquidation Regulations**") (hereinafter 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 i.e., w.e.f. 14th January 2019, all the powers of the board of directors of the Corporate Debtor ceased to have effect, and the management and affairs of the Corporate Debtor vest in the Liquidator.
- C. Pursuant to Regulation 31A of 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 latest list of stakeholders has been uploaded on the website of the Corporate Debtor <https://bdil.co.in/home/disclosures-under-liquidation/>.
- D. In the course of the meetings of stakeholders held thus far, please note that Mr. Venkatraman Gopalkrishnan, Mr. Pratabsingh Chavan, Mr. Shyam Dabholkar and Mr. Chetna Ramane falling in the class of Operational Creditors being Workmen, have been attending the same and providing inputs to the Liquidator.
- E. Please note that in light of the recent amendments to Liquidation Regulations dated September 16, 2022, the Liquidator may facilitate the stakeholders of each class namely financial creditors in a class, workmen, employees, government departments, other operational creditors, shareholders, to nominate their representative for participation in the meetings of the Stakeholder's Consultation Committee and advising the Liquidator on matters relating to *inter alia* the sale under Regulation 32 of the Liquidation Regulations.
- F. Taking into consideration the recent amendments and with the aim of ensuring satisfactory representation of the class of Operational Creditors – workmen in each meeting of the stakeholders of the Corporate Debtor, you are requested to inform the Liquidator whether any one or all the stakeholders mentioned in para D may continue to attend the meetings, in their capacity as the nominated representatives of the class of Operational Creditors - workmen; or you wish for some other claimant falling within the aforesaid class, in who's favour claims have been admitted under the list of stakeholders uploaded on the website of the Corporate Debtor, to be the nominated representative of the class of Operational Creditors - Workmen. Please note that for the purposes of voting at the meetings of the Stakeholders' Consultation Committee, the nominated representative(s) shall be required to vote in proportion to the voting share of the class of Operational Creditors - Workmen that it represents.
- G. Pursuant to the aforementioned, you are hereby requested to attend the meeting to be conducted on 1st December 2022 between 3.15 PM and 3.45 PM, at the following meeting link <https://deloitte.zoom.us/j/98230189385?pwd=RjFveDI3UIQ5UGRESG9QaGpYVUVSUT09>, through video conferencing, and inform the Liquidator of the details of your nominated representative(s), who shall be part of the re-constituted Stakeholder's Consultation Committee of the Corporate Debtor, as the representative of class of Operational Creditors - Workmen.
- H. As per Regulation 31A (4) of the Liquidation Regulations, if the stakeholders of any class fail to nominate their representatives, such representatives shall be selected by a majority of the voting share of the class, present and voting.
- I. Stakeholders to note that for the purposes of the meetings of the stakeholders' consultation committee, the nominated representative shall be the point of contact for all stakeholders falling in the class of Operational Creditors - Workmen and shall be required to consult with such stakeholders of the class beforehand, in

order to advise the Liquidator during the stakeholders' consultation committee meetings.

- J. Please note that in case no stakeholder attends the meeting proposed to be held on 1st December 2022 by virtue of which no nomination is conveyed to the Liquidator, the stakeholders mentioned in Para D will be deemed to be the nominated representatives of the class of Operational Creditors - Workmen.
- K. The stakeholders may reach out to the undersigned at inbharatidefip@deloitte.com for obtaining the login details for attending the aforesaid meeting through the meeting link on or before 29th November 2022 till 3 pm.
- L. In case you need any clarification or assistance or facilitation from me in relation to the stakeholder's committee, you may please reach out to me or my representatives at the given email address- inbharatidefip@deloitte.com.

Yours faithfully,

Sd/-

Vijaykumar V. Iyer

Liquidator of Bharati Defence and Infrastructure Limited

Insolvency Professional - Regn.No: IBBI/IPA-001/IP-P00261 /2017-18/10490

Authorisation for assignment - No: AA1/10490/02/150323/103976 (valid till 15 March 2023)

Registered Address:

Deloitte India Insolvency Professionals LLP

One International Center, Tower 3, 27th-32nd Floor, Senapati Bapat Marg, Elphinstone Road (West), Mumbai 400 013. India.

viyer@deloitte.com

Correspondence Address:

Deloitte Touche Tohmatsu India LLP,

One International Centre, Tower 3, 27th Floor, Senapati Bapat Marg, Elphinstone Road (West), Mumbai 400013, India.

E-mail: inbharatidefip@deloitte.com

Date: 25th November 2022

Place: Mumbai