

ANNEXURE A

Format of Expression of Interest

[On the letter head of the company/ in case of consortium- the leader submitting the EOI]

Date:

To,

Ms.Renuka Devi Rangaswamy,

IP Registration no. IBBI/IPA-001/IP-P-01863/2019 -2020/12871

Resolution Professional in the matter of CIRP of M/s. Regen Infrastructure and Services Private Limited

E-mail ID: jrassociatescbe@gmail.com

Subject: Expression of Interest (“EoI”) for submitting Resolution Plan for Regen Infrastructure and Services Private Limited (“Corporate Debtor”) undergoing Corporate Insolvency Resolution Process (CIRP).

Dear Madam,

In response to the public advertisement in FORM G in _____, dated _____ (“Advertisement”) inviting EoI for submission of resolution plans (“Resolution Plan”) for the Corporate Debtor undergoing corporate insolvency resolution process as per the provisions of the Insolvency and Bankruptcy Code, 2016 (“IBC”), we confirm that we have understood the eligibility criteria and other terms & conditions mentioned in the EOI and meet the necessary threshold and criteria mentioned therein and submit our EOI for submission of a Resolution Plan for the Corporate Debtor.

Along with our EOI, we have also provided information as required in the prescribed format in *(Annexure B, C and D to be provided, as applicable)*.

We further undertake that the information furnished by us in this EOI and Annexure is true, correct, complete, and accurate. Based on this information we understand you would be able to evaluate our preliminary proposal in order to qualify for the above-mentioned proposal. Further, we agree and acknowledge that:

- a. 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 EOI submitted by us without assigning any reason/without any liability whatsoever;
- b. The RP/ the CoC reserve the right to request for additional information or clarification(s) from us for the purposes of the EOI 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 EOI;

- c. Meeting the qualification criteria set out in EOI alone does not automatically entitle us to participate in the next stage of the process;
- d. We will continue to meet the eligibility criteria throughout the bid process, and any material adverse change affecting the consortium members ability to perform in consortium shall be intimated within 3 (three) business days to the CoC / RP;
- e. We are not an ineligible person in terms of provisions of Section 29A of the IBC. We are a 'fit and proper' person and not under any legal disability to be a promoter entity of the Company under the applicable laws including listing agreements, stock exchange requirements and SEBI regulations and guidelines. We undertake to inform RP immediately of any such ineligibility occurred to us during the process, if any.

Yours Sincerely,

On behalf of *[Insert the name of the entity submitting the EOI]*

Signature:

Name of Signatory:

Designation:

Company Seal/Stamp

Note:

- 1. In case of Consortium Applicant, the EOI shall be signed by each member.**
- 2. The person signing the EOI and other supporting documents should be an authorized signatory supported by necessary board resolutions/authorization letter.**

ANNEXURE B

Details of Prospective Resolution Applicant

[Note: In case of consortium, the details set out below are to be provided for each of the members]

1. Name and Address:
 - a. Name of the Firm/Company/Organization/ sole individual:
 - b. Address:
 - c. Telephone No:
 - d. Fax:
 - e. Email:
2. Name and Address (with proof) of the firm/company/organization/sole individual
3. Date of Establishment/ Date of Birth (for sole individual):
4. Core Area of Expertise:
5. Contact Person:
 - a. Name:
 - b. Designation:
 - c. Telephone No:
 - d. Email:
6. Company/FI Profile:
 - a. Company Financial Profile (consolidated / standalone as applicable):

In case of consortium, the above details are to be shared for each of the consortium members. Further, the fulfillment of qualification criteria must be clearly identified/ certified herein.
 - b. Experience of the Company in the O&M Sector
 - c. Experience of the applicant in acquisition / turnaround of stressed assets
 - d. Applicant's overall management strength
 - e. Latest Credit Rating, if any (copy rationale to be enclosed)

ANNEXURE C

(To be executed on stamp paper – applicable for EOI submitted by Consortium)

To,

[_____]

Dear Madam,

SUBJECT: UNDERTAKING FOR EQUITY PARTICIPATION

This is in relation to the corporate insolvency resolution process of Regen Infrastructure and Services Private Limited. In response to the public advertisement in _____, dated _____ (“Advertisement”) inviting expressions of interest (EOI) for submission of resolution plans (“Resolution Plan”) for the Corporate Debtor undergoing corporate insolvency resolution process as per the provisions of the Insolvency and Bankruptcy Code, 2016 (“IBC”), we have submitted an EOI as a consortium. The members of the consortium are as follows:

[Insert names of the members of the consortium and indicate the lead member]

We further agree and undertake that all the members of the consortium shall be jointly and severally responsible for compliance with the terms of the invitation for submission of EOI, the request for resolution plan and the resolution plan submitted by the consortium.

SIGNED AND DELIVERED by [insert]

ANNEXURE D

AFFIDAVIT (ON A STAMP PAPER OF APPROPRIATE VALUE) DULY NOTARISED

I _____, son of _____ aged __ years resident of _____, the Resolution Applicant, do hereby solemnly affirm, state and declare as under:

1. That I am fully conversant with the facts and circumstances of the matter and am also duly empowered and competent to swear and affirm this affidavit.
2. That I have understood the provisions of Section 29A of the Insolvency and Bankruptcy Code, 2016 (“IBC”). I confirm that neither _____ (*name of Company*) nor any person acting jointly or in concert with _____ (*name of Company*) is ineligible under Section 29A of Insolvency and Bankruptcy Code, 2016 as amended up to date to submit resolution plan (s) in the Corporate Insolvency Resolution Process of M/s. Regen Infrastructure and Services Private Limited under the provisions of the Insolvency and Bankruptcy Code, 2016.
3. That _____ (*name of RA*) has not been rendered ineligible under the provisions of Section 29A of the Insolvency and Bankruptcy Code, 2016.
4. That I therefore, confirm that _____ (*name of RA*) is eligible under Section 29A of the Insolvency and Bankruptcy Code, 2016 to submit a resolution plan for M/s. Regen Infrastructure and Services Private Limited.
5. That I confirm that the said declaration and disclosure is true and correct.
6. That I am duly authorized to submit this declaration by virtue of Board Resolution/ Authorization dated _____ and undertake that subject to exemptions and relaxations provided under the Insolvency and Bankruptcy Code, 2016 neither _____ (*name of Company*) nor any other person acting jointly or in concert with neither _____ (*name of Company*)

- a) an undischarged insolvent;
- b) identified as willful defaulter by any bank or financial institution or consortium thereof in accordance with the guidelines of the Reserve Bank of India.
- c) has an account, or an account of a corporate debtor under the management or control of such person or of whom such person is a promoter, classified as non-performing asset in accordance with the guidelines of the Reserve Bank of India issued under the Banking Regulation Act, 1949 and at least a period of one year has lapsed from the date of such classification till the date of commencement of the corporate insolvency resolution process of the corporate debtor;
- d) is convicted for any offence punishable with imprisonment for-
 - i. two years or more under the 12th Schedule to the Insolvency and Bankruptcy Code, 2016;
 - ii. seven years or more under any other law for the time being in force;
- e) is disqualified to act as a director under the Companies Act, 2013,;
- f) is prohibited by the Securities and Exchange Board of India from trading in securities or accessing the securities markets;
- g) has been a promoter or in the management or control of a corporate debtor in which a preferential transaction, undervalued transaction, extortionate credit transaction or fraudulent transaction has taken place and in respect of which an order has been made by the Adjudicating Authority under this Code;
- h) has executed an enforceable guarantee in favor of a creditor in respect of a corporate debtor against which an application for insolvency resolution made by such creditor has been admitted under this Code;
- i) is subject to any disability, corresponding to clauses (a) to (h), under any law in a jurisdiction outside India.
- j) has a connected person not eligible under clauses (a) to (i).

7. That I shall intimate the Resolution Professional forthwith incase _____ (*name of RA*) becomes ineligible at any time during the Corporate Insolvency Resolution Process of M/s. Regen Infrastructure and Services Private Limited.

DEPONENT

Verification

Verified at _____ (*Place*) at this _____ (*date*) that the content of the above affidavit are true and correct to my personal knowledge, nothing is false in it and no material facts have been concealed there form.

DEPONENT