

**FORMAT FOR SUBMISSION OF EXPRESSION OF INTEREST
NEXGEN LAMINATORS PRIVATE LIMITED UNDER CIRP
LAST DATE OF SUBMISSION OF EOI: 15/07/2020**

Sr. No	Particulars of Information Required	Answers by Resolution Applicants	Documents attached in support (Self- attested/digitized copies over email)
1.	Name of Resolution Applicant (In case of joint Applicants, similar information is required for all such persons , fill up Annexure 1 mentioned below)		
2.	Type of Person (Individual/Company/Partnership Firm/ Proprietorship, LLP, etc.) Documents of constitution, Registrations, PAN, Aadhaar may be attached as applicable.		Kindly Attach relevant documents & mark it as Annexure-A
3A	Identity detail of resolution applicant (In Case of incorporated body)		Kindly Attach relevant documents & mark it as Annexure-B
i.	Corporate Identification or Registration Number		
ii.	Authority with which the resolution applicant is registered		
iii.	Registered Address		
iv.	Correspondence Address / other addresses		
v.	Name, Designation, Email Id, Mobile No. and other contact details of the designated person		

vi.	Details of Board of Directors/Promoters/key managerial personnel* of Resolution Applicant along with full name, age, designation, PAN, Aadhar for each director		
vii.	Detail of shareholding pattern with complete details of shareholders holding more than 5% shares in the company		
3B	Identity detail of resolution applicant (Individual) Name of Resolution Applicant, Father's name, Age, PAN, Aadhar, Nationality, Email Id and Mobile and Telephone No.		Kindly Attach relevant documents & mark it as Annexure-C
i	Address (Business and residence)		
4	Financial Information (Audited financial statements of the resolution applicants for two financial years i.e. 17-18 & 18-19 before the initiation of CIRP of the Corporate Debtor to be submitted)		Kindly Attach relevant documents & mark it as Annexure-D
i.	Net Worth of the Resolution Applicant		
ii.	Net Worth of the Group		
iii.	Average Revenue/Turnover of the applicant for the last 3 completed years(Basis audited Financials)		
iv.	Average EBIDTA of resolution applicant for last 3years		
5	Details of Industry/ Segment in which resolution applicant is engaged No. of years of experience, Background of Resolution Applicant ,geographical expanse of operations		Kindly Attach relevant documents & mark it as Annexure-E

6	<p>Details of experience of resolution applicant in the same business segment as of corporate debtor. Number of year of experience, Geographical expanse of operations, turnover in last 3years , products , Key Customers constituting major share of its market</p>		<p>Kindly Attach relevant documents & mark it as Annexure-F</p>
7	<p>a) Whether the resolution applicant or any of its connected persons** is declared as <i>un-discharged insolvent</i> under any law in India or in jurisdiction outside India.</p>		
8	<p>b) Whether the resolution applicant or any of its connected persons are declared as „<i>willful defaulter(s)</i>“ in accordance with the guidelines issued by RBI under Banking Regulation Act, 1949</p>		
9	<p>c) Whether resolution applicant or its connected persons 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 atleast 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</p>		

<p>10</p>	<p>d) Whether the resolution applicant or any of its connected persons has been convicted for any offence punishable with imprisonment – (i) for two years or more under any Act specified under the Twelfth Schedule; or (ii) for seven years or more under any law for the time being in force</p>		
<p>11</p>	<p>e) Whether the resolution applicant (if an individual) or any of its connected persons is disqualified to act as a director under the Companies Act, 2013</p>		
<p>12</p>	<p>f) Whether the resolution applicant or any of its connected persons, prohibited by SEBI from trading in securities or accessing the securities market</p>		
<p>13</p>	<p>g) Whether the resolution applicant or any of its connected persons 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</p>		
<p>14</p>	<p>h) Whether the resolution applicant or any of its connected persons has executed 2[a guarantee] in favour 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 3[and such guarantee has been invoked by the</p>		

	creditor and remains unpaid in full or part];		
15	i) Whether the resolution applicant or any of its connected persons [is] subject to any disability, corresponding to clauses (a) to (h), under any law in a jurisdiction outside India; or		
16	j) Whether the resolution applicant has a connected person not eligible under clauses (a) to (i).		
17	Details of Holding Company*** (if any) of Resolution Applicant [same as Sr. No. 3A]		Attach relevant document & mark it as Annexure-G
18	Details of Subsidiary Company*** (if any) of Resolution Applicant [same as Sr. No.3A]		Attach relevant document & mark it as Annexure-H
19	Details of Associate Company*** (if any) of Resolution Applicant [same as Sr. No. 3A]		Attach relevant document & mark it as Annexure-I
20	Details of any other 'related party' 'Connected Parties' of the resolution applicant for which the answer to queries at Sr. No. 7 to 13 is in assertive. #(Disclosing-PAN, Aadhaar ,DIN, Type of Relation & CIBIL Score)		Attach relevant document & mark it as Annexure-J

Annexure 1

Details of Joint Applicant(s)

Name of the Applicant	%of share in the Consortium for the Transaction	Nominated as Lead (Y/N)

1. Resolution applicant is required to submit an affidavit that he is not ineligible as per the provisions of section 29A

2. Undertakings as required under Regulation 36 A (7) An expression of interest shall be unconditional and be accompanied by-

- (a) an undertaking by the prospective resolution applicant that it meets the criteria specified by the committee under clause (h) of sub-section (2) of section 25;
- (b) relevant records in evidence of meeting the criteria under clause (a);
- (c) an undertaking by the prospective resolution applicant that it does not suffer from any ineligibility under section 29A to the extent applicable;
- (d) relevant information and records to enable an assessment of ineligibility under clause (c);
- (e) an undertaking by the prospective resolution applicant that it shall intimate the resolution professional forthwith if it becomes ineligible at any time during the corporate insolvency resolution process;
- (f) an undertaking by the prospective resolution applicant that every information and records provided in expression of interest is true and correct and discovery of any false information or record at any time will render the applicant ineligible to submit resolution plan, forfeit any refundable deposit, and attract penal action under the Code; and
- (g) an undertaking by the prospective resolution applicant to the effect that it shall maintain confidentiality of the information and shall not use such information to cause an undue gain or undue loss to itself or any other person and comply with the requirements under sub-section (2) of section 29.

NOTES:

* For definition of “Key Managerial Personnel” please refer to section 2(51) of Companies Act,2013

**As per explanation to clause (j) of section 29A of Insolvency and Bankruptcy Code, 2016 „connected persons“ means—

- (i) any person who is the promoter or in the management or control of the resolution applicant; or
- (ii) any person who shall be the promoter or in management or control of the business of the corporate debtor during the implementation of the resolution plan; or
- (iii) the holding company, subsidiary company, associate company or related party of a person referred to in clauses (i) and(ii):

Provided that nothing in clause (iii) of this Explanation shall apply to— (A) a scheduled bank; or (B) an asset reconstruction company registered with the Reserve Bank of India under section 3 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002; or (C) an Alternate Investment Fund registered with the Securities and Exchange Board of India.

***For definition of Holding Company, Subsidiary company and Associate Company please refer to section 2(46), (87) and (6) of Companies Act, 2013 respectively.

For Refer to definition of "related party" under section 24 & 24 A of IBC, 2016

Note 1: For the Purpose of ascertaining the Eligibility of the Resolution applicant requirements of COC and provisions of section 29A as amended will apply,

1. In case of joint resolution applicant the net worth for the purpose of ascertaining the financial potential of such resolution applicants will be their combined net worth.
2. The resolution applicants may attach supplementary sheets as required for furnishing relevant information.

Note 2: The Resolution Professional Reserves the Right to seek additional Information from Resolution Applicant & Change the EOI Format.

Note 3: The Resolution Professional may charge the Processing Fees subject to the approval from COC (Committee of Creditors)

Note 4: All the Required Financial Figures should be rounded off up to 2 digits and given in crores.

Note 5: Kindly Provide all the required Information in Crisp Format.