BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
NEW DELHI BENCH, NEW DELHI

CP(IB)-1082/PB/2018

IN THE MATTER OF:

Kiran Malhotra ....Financial Creditor

Vs.

Alchemist Township India Ltd ....Corporate Debtor

List of Documents

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1	Memo of Parties	1
2	Application to take on record the Report of IRP initially filed on 27.10.2020 vide efiling no. 0710120007932018/4.	2-4
3	Copy of report of IRP filed on 27.10.2020 vide efiling no. 0710120007932018/4.	5-9
4	Copy of publication in Financial Express (English) and Jansatta (Hindi), Delhi NCR and Chandigarh edition and Charhdikala (Punjabi) dated 02.02.2019	10-12
5	Copy of order of Hon'ble NCLAT dated 12.02.2019 in Company Appeal (AT) (Insolvency) No. 113 of 2019	13
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10	List of Creditors under Regulation 13(2)(d) of IBBI (CIRP) Regulations, 2016 submitted on 15.10.2020 with Hon'ble NCLT.	24-26
11	Report on Constitution of CoC under Regulation 17(1) of IBBI (CIRP) Regulations, 2016 submitted on 16.10.2020 with Hon'ble NCLT.	27-30
12	Notice along with complete agenda of 1st CoC meeting dated 23.10.2020 issued to members of CoC and Directors of CD	31-40
13	Minutes of 1st CoC meeting held on 23.10.2020 duly circulated to all the participant of CoC	41-61
14.	Copy of receipt of efiling no. 0710120007932018/4.	62

PRAMOD GOEL
Interim Resolution Professional of Alchemist Township India Ltd
IP Registration no.: IBBI/IPA-001/IP-P00282/2017-18/10526
Registered Address:
NIL 26 AB, First Floor, Malviya Nagar, New Delhi-110017
Correspondence Address :
B-220/2, First Floor, Savitri Nagar,
New Delhi-110017
Email id: pramodgoel@yahoo.co.in,
ip.alchemisttown@gmail.com
Mobile : 8447407288

Place: New Delhi
Date: 7/11/2020

(1)

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL

PRINCIPAL BENCH, NEW DELHI

CP(IB)No. 1082/(PB)/2018

IN THE MATTER OF:

Kiran Malhotra ....Financial Creditor

Sh. Pramod Goel .....I.R.P, Applicant

Vs.

Alchemist Township India Ltd. ....Corporate Debtor

MEMO OF PARTIES

Pramod Goel
NIL 26 AB, First Floor,
Malviya Nagar, New Delhi-110017 ...I.R.P, Applicant

APPLICANT

Pramod Goel
Interim Resolution Professional
IBBI Regn No.IBBI/IPA-001/IP-P00282/2017-18/10526
Email: pramodgoel@yahoo.co.in
Mobile: 8447407288

Place: New Delhi

Date: 7/11/20

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
NEW DELHI BENCH, NEW DELHI

CP(IB)-1082/PB/2018

IN THE MATTER OF:

Kiran Malhotra ....Financial Creditor

Vs.

Alchemist Township India Ltd ....Corporate Debtor

Most respectfully Showeth:

1. The application for Corporate Insolvency Resolution Process filed by Kiran Malhotra, Financial Creditor against Alchemist Township India Ltd, Corporate Debtor under Section 7 of the Insolvency and Bankruptcy Code and the same was admitted by Hon'ble NCLT New Delhi Bench vide order dated 25.01.2019 wherein, the undersigned Pramod Goel was appointed as Interim Resolution Professional who is directed to take necessary actions in accordance with the relevant provisions of the Insolvency and Bankruptcy Board of India.

2. In Compliance with order of Hon'ble NCLT, New Delhi Bench and provisions of Insolvency and Bankruptcy Code, 2016 report of IRP was filed on 27.10.2020 vide efiling no. 0710120007932018/4. **(Copy of acknowledgement receipt is enclosed).**

3. That upon enquiring the status of report with officials at NCLT, it was advised to the undersigned to file the same in the form of I.A.

PRAYER

1. To take on record the report of IRP filed on 27.10.2020 vide efiling no. 0710120007932018/4.

2. Any other order which this Hon'ble Bench deem fit.

Interim Resolution Professional
In the matter of Alchemist Township India Ltd, Corporate Debtor.

Pramod Goel
IBBI Registration Number: **IBBI/ IPA-001/IP-P00282/2017-18/10526**

Place: New Delhi
Date : 7/11/20

(3) ~~(10)~~

INDIA NON JUDICIAL

Government of National Capital Territory of Delhi

e-Stamp

सत्यमेव जयते

Certificate No.	:	**IN-DL03440792327665S**
Certificate Issued Date	:	07-Nov-2020 11:05 AM
Account Reference	:	IMPACC (IV)/ dl820103/ DELHI/ DL-DLH
Unique Doc. Reference	:	SUBIN-DLDL82010312848038940142S
Purchased by	:	PRAMOD GOEL
Description of Document	:	Article 4 Affidavit
Property Description	:	Not Applicable
Consideration Price (Rs.)	:	0 (Zero)
First Party	:	PRAMOD GOEL
Second Party	:	Not Applicable
Stamp Duty Paid By	:	PRAMOD GOEL
Stamp Duty Amount(Rs.)	:	10 (Ten only)

Please write or type below this line

Affidavit

The Seal of Notary Public
Mohesh Agarwala
Regd. No. 0193/06
Appointed by NCT of Delhi

Pramod Goel

Entry No. 01

Date 7 NOV 2020

Statutory Alert:

1. The authenticity of this Stamp certificate should be verified at 'www.shcilestamp.com' or using e-Stamp Mobile App of Stock Holding. Any discrepancy in the details on this Certificate and as available on the website / Mobile App renders it invalid.
2. The onus of checking the legitimacy is on the users of the certificate.
3. In case of any discrepancy please inform the Competent Authority.

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL

PRINCIPAL BENCH, NEW DELHI

CP(IB)No. 1082/(PB)/2018

IN THE MATTER OF:

Kiran Malhotra ....Financial Creditor

Sh. Pramod Goel .....R.P, Applicant

Vs.

Alchemist Township India Ltd. ....Corporate Debtor

AFFIDAVIT

I, Pramod Goel S/o Shri Mahesh Chandar, aged 49 years, Registered address at Nil 26 AB, FF, Malviya Nagar, New Delhi do hereby solemnly affirm and declare as under:

1. That I am the Applicant/ Resolution Professional in the above noted case and well conversant with the facts and circumstances of the same, hence competent to sign, verify and file the present application as well as to depose the present Affidavit.
2. That I have read, understood and drafted the contents of the accompanying application and the contents of same are based on true and correct facts of the matter to the best of my knowledge. The contents of the same be read as part of this affidavit as the same are not repeated herein for the sake of brevity

3. This is my true statement.

Deponent

VERIFICATION:

Verified at NEW DELHI on 07 day of November, 2020 that the contents of the above affidavit are true and correct to the best of my knowledge and belief and nothing has been concealed therefore.

Deponent

ATTESTED

NOTARY PUBLIC DELHI

07 NOV 2020

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
NEW DELHI BENCH, NEW DELHI

CP(IB)-1082/PB/2018

IN THE MATTER OF:

Kiran Malhotra ....Financial Creditor

Vs.

Alchemist Township India Ltd ....Corporate Debtor

1. The application for Corporate Insolvency Resolution Process filed by Kiran Malhotra, Financial Creditor against Alchemist Township India Ltd, Corporate Debtor under Section 7 of the Insolvency and Bankruptcy Code and the same was admitted by Hon'ble NCLT New Delhi Bench vide order dated 25.01.2019 wherein, the undersigned Pramod Goel was appointed as Interim Resolution Professional who is directed to take necessary actions in accordance with the relevant provisions of the Insolvency and Bankruptcy Board of India.

2. In Compliance with order of Hon'ble NCLT, New Delhi Bench and provisions of Insolvency and Bankruptcy Code, 2016 report of IRP is enclosed at **Annexure A** in triplicate.

Interim Resolution Professional
In the matter of Alchemist Township India Ltd, Corporate Debtor.

Pramod Goel
IBBI Registration Number: **IBBI/ IPA-001/IP-P00282/2017-18/10526**

Place: New Delhi
Date :

SEQUENCE OF EVENTS

1	Copy of certified order received	30.01.2019
2	Intimation to CD, regarding initiation of CIRP proceeding and requested for providing documents.	31.01.2019
3	Intimation to Financial Creditor regarding initiation of CIRP proceeding and requested for payment of expenses as directed By Hon'ble Tribunal.	31.01.2019
4	Received copy of Appeal filed in Hon'ble NCLATfrom the Counsel of CD	31.01.2019
5	Public Announcement in Financial Express (English) and Jansatta (Hindi) Delhi NCR and Chandigarh edition and Charhdikala (Punjabi) and also on the website of the Insolvency and Bankruptcy Board of India.	02.02.2019
6	Visit to the registered office of CD	06.02.2019
7	Intimation to ROC, RD-MCA regarding initiation of CIRP proceeding	07.02.2019
8	Visit to Chandigarh Office of CD to take records and book of accounts etc.,	08.02.2019
9	order dated 12.02.2019 of Hon'ble NCLAT in Company Appeal (AT) (Insolvency) No. 113 of 2019 restraining the IRP to constitute the CoC and granting opportunity to parties to settle the matter.	12.02.2109
10	order dated 12.02.2019 of Hon'ble NCLAT in IA No. 464 of 2019 in Company Appeal (AT) (Insolvency) No. 113 of 2019	12.02.2019
11	judgment dated 01.03.2019 of Hon'ble NCLAT in Company Appeal (AT) (Insolvency) No. 113 of 2019 dismissing the application U/s 7 of IBC, 2016.	01.03.2019
12	Report of IRP filed with Hon'ble NCLT	02.03.2019
13	Order of Hon'ble NCLT dated 01.10.2020 revival of CIRP (Certified copy was received on 09.10.2020)	09.10.2020
14	Copy of publication of public notice for revival of CIRP in Financial Express (English) and Jansatta (Hindi), Delhi NCR and Chandigarh edition and Charhdikala (Punjabi) dated 12.10.2020	12.10.2020
15	List of Creditors under regulation 13(2)(d) of IBBI (CIRP) Regulations, 2016 submitted with Hon'ble NCLT on 15.10.2020	15.10.2020
16	Report on Constitution of COC under regulation 17(1) of IBBI (CIRP) Regulations, 2016 submitted with Hon'ble NCLT on 16.10.2020	16.10.2020
17	Notice along with complete agenda of Ist COC meeting dated 23.10.2020 issued to members of COC and Directors of CD	17.10.2020
18	Minutes of Ist meeting held on 23.10.2020 duly circulated to all the participants of COC	24.10.2020

PRAMOD GOEL
INSOLVENCY PROFESSIONAL
IBBI/IPA-001/IP-P00282/2017-18/10526

ANNEXURE-A

REPORT OF IRP

1. The application for Corporate Insolvency Resolution Process filed by Kiran Malhotra, Financial Creditor against Alchemist Township India Ltd, Corporate Debtor under Section 7 of the Insolvency and Bankruptcy Code was admitted by Hon'ble NCLT New Delhi Principal Bench vide order no in Case No. CP(IB)-1082(PB)/2018 dated 25.01.2019 wherein, the undersigned Sh. PRAMOD GOEL was appointed as Interim Resolution Professional who is directed to take necessary actions in accordance with the relevant provisions of the Insolvency and Bankruptcy Board of India. The certified copy of the order was received on 30.01.2019.

2. The Registered office of Alchemist Township India Ltd, Corporate Debtor is situated at 1511, Front Portion, 89, Hemkunt Chambers, Nehru Place, New Delhi-110019.

3. In Compliance with Section 13, 15 and other applicable sections of the code read with Regulation 6 of Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations 2016, a public announcement

   a) Intimating the commencement of Corporate Insolvency Resolution Process against Alchemist Township India Ltd; and

   b) Calling the creditors to submit the claim with proof was made on 02.02.2019 in Financial Express (Eng) and Jansatta (Hindi) Delhi NCR and Chandigarh edition and Charhdikala (Punjabi) and also on the website of the Insolvency and Bankruptcy Board of India.

4. The last date of submission of claim was 13.02.2019 and the IRP received only one claim from Financial Creditors i.e. Kiran Malhotra and no other claim received by the IRP.

5. That the IRP visited the Registered office of CD on 06.02.2019 and Chandigarh office on 08.02.2019 and collected the records of CD from CD and through search report.

6. That on 12.02.2019 the Hon'ble NCLAT restrained the IRP to constitute the CoC until further orders and also provided the one opportunity to parties to settle the matter.

7. That on 01.03.2019 the Hon'ble NCLAT vide its judgment dismissed the application filed U/s 7 of IBC, 2016.

8. That the Hon'ble NCLT (Principal Bench), New Delhi has revived the CIRP proceedings in the matter of ALCHEMIST TOWNSHIP INDIA LIMITED vide order dated 01.10.2020, the certified copy of order received on 09.10.2020.

9. That the IRP immediately informed the CD about the revival of CIRP and requested to provide the books and records and information up to the date of revival of CIRP i.e. 01.10.2020 and to provide possession of the assets of CD. That the Director of CD vide

PRAMOD GOEL INSOLVENCY PROFESSIONAL IBBI/IPA-001/IP-P00282/2017-18/10526

email dated 12.10.2020 had sought a week's time to provide the sought information/documents/possession.

10. The IRP had given intimation to various Govt. departments about revival of CoC and also sent an email to auditors of C.D. to provide the sought documents.

11. The IRP had given a public notice informing the creditors/stakeholders about the revival of CIRP in the matter of ALCHEMIST TOWNSHIP INDIA LIMITED by the order of Hon'ble NCLT, New Delhi Bench in Financial Express (Eng) and Jansatta (Hindi) Delhi NCR and Chandigarh edition and Charhdikala (Punjabi) Patiala edition on 12.10.2020.

12. The IRP had verified the claims within 7 days and filed the list of creditors on 15.10.2020 with Hon'ble NCLT, New Delhi Bench.

13. The IRP had constituted the CoC and had filed the report on constitution of COC with AA on 16.10.2020.

14. That since, the IRP has received only one claim from the Financial Creditor in Class and all other details viz. list of creditors, head wise details of liabilities are yet to be received from the Corporate Debtor, therefore, the provisions for appointment of Authorised Representative has not been attracted. Accordingly, IRP shall not file application at this stage. However, as and when more than 10 claims from Financial Creditors in class are received, IRP/RP shall take appropriate steps including filing of application before Hon'ble NCLT, for appointment of Authorised Representative.

15. That in response to IRP email for providing current financial statements and possession of assets the CD vide email dated 12.10.2020 informed to IRP "that in view of the situation arising due to Covid 19, the registered office of the CD situated at Nehru Place, New Delhi had to be closed because an employee got infected from COVID. Further, CD informed the IRP that place of books and records of the Company are scattered some of the records are present at corporate office of CD at F-5, Rajiv Gandhi IT Park, Chandigarh".

16. That the IRP had received a copy of application filed by the applicant Financial Creditor for change of IRP with Hon'ble NCLT.

17. The IRP issued notice of Ist COC meeting along with complete agenda on 17.10.2020. The 1st meeting was held on 23rd October, 2020 at 01.00 PM at Corporate Office of Alchemist Township India Ltd., 5, Rajiv Gandhi Technology Park, Chandigarh.

18. That in CoC meeting, in response to the queries raised by the CoC about providing the current financials, possession etc, the Director of CD informed in the meeting that the compilation of sought information/documents is in process and the same shall be made available to IRP/RP at the earliest. The Director of CD ensured the CoC and IRP for providing support and cooperation

PRAMOD GOEL INSOLVENCY PROFESSIONAL IBBI/IPA-001/IP-P00282/2017-18/10926

19. The COC in its first meeting ratified the fee and expenses incurred by IRP.

20. That in CoC meeting the IRP informed the committee that pursuant to section 22 of IBC, 2016 COC is required to appoint the RP in the matter either by way of confirming the appointment of IRP as RP or by replacing him with another IP and IRP further informed that Committee that he is not offering himself for appointment as Resolution Professional (RP) and additionally, IRP has received a copy of application from the office of advocates of Kiran Malhotra, applicant and member of CoC, filed before Hon'ble NCLT, New Delhi Bench for change of Resolution Professional.

21. The Representative of Kiran Malhotra, member of CoC tabled a consent obtained from Mr. Devendra Singh, Insolvency Professional registered with ICSI Institute of Insolvency Professionals having IBBI Registration No.: IBBI/IPA-002/IP-N00001/2016-17/10001 and having valid AFA No: AA2/ 10001/01/221220/200348 dated 23.12.2019, whose consent had been obtained in Form 2 to act as Resolution Professional in the matter.

22. That after deliberations, it was decided that CoC shall obtain the consent from the proposed RP in the prescribed format and file the application for the purpose to the Adjudicating Authority.

PRAMOD GOEL ☆ INSOLVENCY PROFESSIONAL ☆ IBBI/IPA-001/IP-P00282/2017-18/10526

PRAMOD GOEL
In the matter of ALCHEMIST TOWNSHIP INDIA LIMITED, Corporate Debtor

IBBI Registration Number: IBBI/ IPA-001/IP-P00282/2017-18/10526
Place : New Delhi
Date :