JET AIRWAYS

JET/RP/NCLT/19-20/0010

Date: **10 July, 2019**

To,
Mr. Avishkar Naik
Vice President, Surveillance
National Stock Exchange of India Limited
Exchange Plaza, C-1, Block G, Bandra Kurla Complex
Bandra (E), Mumbai – 400051

CC: BSE Limited
Floor 25, PJ Towers,
Dalal Street, Mumbai – 400001

Subject: Clarification/Confirmation on news item appearing in "Media/Publication"

Reference no : NSE/CM/Surveillance/8362

Sir/ Madam,

This is in reference your letter dated 05 July, 2019 seeking clarification on recent news dated 04 July, 2019 captioned "**Govt orders SFIO probe on Jet Airways"**

In this regard please note that a notice and a summon both dated 06 July,2019 addressed to the erstwhile company secretary of Jet Airways (India) Limited Mr. Kuldeep Radhakrishnan Sharma *(separated from the company on 14 May,2019)* was e-mailed to his personal mail id Sharma.kuldeep@yahoo.com . These notices have been forwarded by him to the Interim resolution professional on 10 July, 2019. Notice and Summon dated 06 July, 2019 has been attached here for your reference as **Annexure A** and **Annexure B** respectively.

We would also like to bring to your notice that vide order dated **June 20, 2019** passed by the Hon'ble National Company Law Tribunal, Mumbai **("Order")**, the undersigned, i.e., Mr. Ashish Chhawchharia has been appointed as the Interim Resolution Professional **("IRP")** in the corporate insolvency resolution process against Jet Airways (India) Limited **("Corporate Debtor")**. Pursuant to aforesaid Order, the management of the affairs of the Corporate Debtor and the powers of the board of directors of the Corporate Debtor are now vested with the Interim Resolution Professional. The communication in this regard has been sent to you on 22 June, 2019.

You are hereby requested to kindly take note of the same.

Kind Regards,



Ashish Chhawchharia
(IBBI/IPA-001/IP-P00294/2017-18/10538)
Interim Resolution Professional for
Jet Airways (India) Limited

Correspondence Address:
Jet Airways (India) Limited,
Siroya Centre, Sahar Airport Road,
Andheri (East), Mumbai – 400099
E: RP.Jetairways@in.gt.com

Registered with IBBI:
Grant Thornton 10C Hungerford Street, Kolkata – 700017
E: ashish.chhawchharia@in.gt.com

MOST IMMEDIATE
E-Mail/Speed Post/By Hand

Government of India
Ministry of Corporate Affairs
Serious Fraud Investigation Office
2nd Floor, Pt. Deendayal Antyodaya Bhawan
CGO Complex, Lodhi Road, New Delhi-110003
Phone Nos.011-24369242-44 (Extn: 121) Fax: 011-2436 5809

No. SFNI/Inv./2017-18/JET/1078-1084/I/ /7258 /2019(24) Date: 06.07.2019

SUMMONS

The Central Government vide Order No. 1/37/2019/CL-II, dated 04.07.2019 has ordered investigation into the affairs of Jet Airways (India) Limited & 6 Others (JET), through Serious Fraud Investigation Office (SFIO).

2. The undersigned has been designated as Investigating Officer (IO) of the above said company under section 212 of the Companies Act 2013 and has been given powers under section 217 of the Companies Act 2013.

3. In exercise of powers vested with the undersigned under Section 217 (4) (b) of the Companies Act, 2013, **Sh. Kuldeep Radhakishan Sharma, Company Secretary (CS), Jet Airways (India) Limited,** is hereby summoned to appear before the undersigned personally at **SFIO, 2nd Floor, Pt. Deendayal Antyodaya Bhawan, CGO Complex, Lodhi Road, New Delhi-110003** on **16th July 2019 at 11:00 hrs.** for examination in connection with the investigation into the affairs of above said companies.

4. You are requested to bring your Passport, Aadhaar Card, PAN card, Identity Proof, two photographs and not to depart without the permission of the undersigned. As the aforesaid investigation is time bound, this may please be noted that any request for grant of time/adjournment may not be permissible.

5. The non-compliance of the above directions shall make him/her liable to be prosecuted under the provisions of Companies Act, 2013.

6. Receipt of this summon be acknowledged.

Prashant

(Prashant Baliyan)
Deputy Director/IO
Tel. No.011-24369247
E-mail: Prashant.baliyan@gov.in

To,

Sh. Kuldeep Radhakishan Sharma
E-mail. sharma_kuldeep@yahoo.com

Most Immediate
E-mail/By Hand/Speed Post

Government of India
Ministry of Corporate Affairs
Serious Fraud Investigation Office
2nd Floor, Pt. Deendayal Antyodaya Bhawan
CGO Complex, Lodhi Road, New Delhi-110003
Phone Nos.011-24369242-44 (Extn: 121) Fax: 011-2436 5809

No. SFIO/ Inv./2017-18/JET/1078-1084/I/17258 /2019(23) Date: 06.07.2019

To,

Sh. Kuldeep Radhakishan Sharma
Company Secretary
Jet Airways (India) Limited
Siroya Centre Sahar Airport Road
Andheri (East), Mumbai – 400099, Maharashtra.
e-mail. sharma_kuldeep@yahoo.com

Subject: Investigation into the affairs of Jet Airways India Limited & 6 Others – reg.

Sir,

The Ministry of Corporate Affairs, Government of India, New Delhi, in exercise of its powers conferred under Section 212(1)(c) of the Companies Act, 2013, vide Order no. 01/37/2019/CL-II, dated 04.07.2019 has ordered an investigation into the affairs of Jet Airways India Limited & 6 Others, by Serious Fraud Investigation Office (SFIO).

2. The Competent authority has appointed the undersigned along with other members to conduct investigation in these cases.

3. In this regard, your kind attention is drawn under sub section (1) & (2) of section 217 of Companies Act, 2013, which reads as under:

1. **It shall be the duty of all officers and other employees and agents including the former officers, employees and agents of a company which is under investigation in accordance with the provisions contained in this Chapter, and where the affairs of any other body corporate or a person are investigated under section 219, of all officers and other employees and agents including former officers, employees and agents of such body corporate or a person—**

(a) to preserve and to produce to an inspector or any person authorized by him in this behalf all books and papers of, or relating to, the company or, as the case may be, relating to the other body corporate or the person, which are in their custody or power; and

(b) Otherwise to give to the inspector all assistance in connection with the investigation which they are reasonably able to give.

(2) The inspector may require any body corporate, other than a body corporate referred to in sub-section (1), to furnish such information to, or produce such books and papers before him or any person authorized by him in this behalf as he may consider necessary, if the furnishing of such information or the production of such books and papers is relevant or necessary for the purposes of his investigation.

4. You are hereby directed to provide the following details: -

I. Certificate of incorporation issued by the ROC along with Memorandum of Association and Articles of Association as amended from time to time with amendments and relevant resolutions. (Soft copy and hard copy)

II. Details about the core and non-core business activities of the company.

III. Details of the Auditors (Include all partners of the audit firm) of the company since **its incorporation till date to be furnished in the undernoted format along with copy of appointment letter issued.**

Name	Name of firm	Period of holding office	Membership number	Present and permanent address	Telephone / mobile Nos	PAN No of partners and Firm

IV. Copies of duly audited financial statements including balance sheets and profit & loss accounts, cash flow statement, notes to accounts and other relevant disclosures prepared under the Companies Act for last five financial years along with auditors' report, CARO report and Directors' Report; (Soft copy/MS Excel and hard copy)

V. Copies of all the statutory registers of the company including (all volumes maintained since incorporation) (Hard and Soft Copies)

a) Register of Shares,

b) Register of Deposits, if applicable,

c) Register of Charges, if any,

d) Register of Members and Index of members

e) Register of Loans

f) Register of Investments and advances,

g) Register of investment in shares or securities not held in the name of the company.

h) Register of Contracts,

i) Register of Minutes of the meetings of Board of Directors along with the **notices served, as required under sec 173(1) of the Companies Act, 2013 and corresponding provisions in Companies Act 1956, for holding the meetings and mode of service of such notices (Dispatch numbers/e-mails etc.,)**

j) Register of Minutes of meetings of Annual General Meetings and Extra-ordinary General Meetings and postal ballot along with **notices served, as required under sec 101(1) of the Companies Act 2013 and corresponding provisions in Companies Act 1956, for holding the meetings and mode of service of such notices (Dispatch numbers/e-mails etc.,)**

k) Register of Employee Stock Options

l) Register of Shares or Securities Bought Back

m) **Register of Directors and KMPs**

n) Register of Contracts or Arrangements in which Directors are interested

o) Register of Directors Attendance at Board/Committee Meetings

p) List of all bank accounts of the Company since incorporation whether closed or operating (savings and current) along with copies of bank account statements for last five years along with cash book, bank book and Bank Reconciliation Statements prepared. (Hard and soft copies)

q) Whether the Company is having any Corporate / Zonal /Regional/ Branch etc. offices apart from its registered office, if so; please furnish the following in the undernoted format: (hard and soft copies)

Name	Address	Owned / Rented	Name of Branch Head	Work Profile carried in branch	No of employees	No of agents / outsourced persons

VI) Whether the Company owns any immovable assets at any point in time since incorporation and that are registered in the name of the Company or its

directors, if so, furnish details thereof along with certified copies of the title deeds. If the company has any interest and/or made advance in any assets/immovable properties, please furnish details thereof mentioning therein extent up to which the company's interest exist in those assets, money advanced for such assets, whether registered in the company's name and whether any loan is taken in order to buy the property. (Hard and soft copies)

Date of acquisition	Purchase price	Loan taken against the property	Advance given against the property	Market price	Date of selling, if any

VII) Details of all movable assets (price above Rs. One Lakh) and that are held in the Company, if so, furnish details thereof. If the company has any interest and/or made advance in any movable properties, please furnish details thereof mentioning therein extent up to which the company's interest exist in those assets, money advance for such assets, whether registered in the company's name and whether any loan is taken in order to buy the property? (Hard and soft copies)

Date of acquisition	Purchase price	Loan taken against the moveable asset	Advance given against the moveable asset	Market price	Date of selling, if any

VIII) Details of all investment in shares, securities of any company, firm or in any Government Securities, if acquired in the name of the company or the director, the following details should be furnished (hard and soft copies): -

(i) Date on which the investment was made

(i) Certified copy of resolutions regarding the investments,

(ii) Name of the company/firm where the investment was made

(iii) Purpose of such investment

IX) Whether any search/seizure was conducted by any Statutory Authorities like SEBI, Income Tax Department, Police or any other Central/State Government Law Enforcement Agency at any office or establishment of the Company since its incorporation, if yes, furnish details thereof such as date of search/seizure,

name of the Government department conducted the search/seizure, purpose of such search/seizure, whether any papers/documents seized, if so, list out thereof and the present status along with copies of relevant notices, replies along with copy of order/communication received from the authorities regarding search and seizure. (Hard and soft copies)

X) Please provide the copy PAN of the Company along with the Income Tax returns with enclosures and assessment orders for last five assessment years. (Hard and soft copies)

XI) Please provide certified copies of TDS returns with IT authorities for last 8 assessment years, along with copy of challans of TDS payments (quarterly or monthly) (hard and soft copy).

XII) Please provide PF returns filed with PF authorities for last five years along with copy of challans of PF payment. (Hard and soft copies)

XIII) Please provide copies of following documents:

i) ESI Registration
ii) Provident Fund Registration
iii) Sales Tax/VAT Registration
iv) Service Tax Registration
v) Excise Registration
vi) Customs Registration (IEC)
vii) GST Registration
viii) Any other registration obtained by the company.

XIV) Please provide details of the FIRs registered against the company/directors/agents in any of the States.

XV) Please provide details of court cases pending/disposed against the company/directors/agents in any judicial forums and courts.

XVI) Please provide details regarding contracts and arrangements covered under sec 184 of the Companies Act, 2013.

XVII) Please provide details regarding contracts and arrangements covered under sec 185 (1) of the Companies Act, 2013.

XVIII) Please provide details regarding contracts and arrangements covered under sec 186 of the Companies Act, 2013.

XIX) Please provide details regarding contracts/arrangements/transactions covered under sec 188 of the Companies Act, 2013.

XX) Please provide the copies of wealth tax returns, if filed, for last five years.

XXI) Please provide the copies of VAT/sales tax returns filed with commercial tax authorities for last 8 financial years along with copy of challans of sales tax/VAT payment.

The requisite information should be submitted to this office on or before **15.07.2019.**

(Prashant Baliyan)
Deputy Director/ Investigating Officer
E-mail. Prashant.baliyan@gov.in
Tel. No. 011-24369247

Encl: As above.