

UIL/NSE/LR-30/2018-19/2609

26th September, 2018BY ONLINE

The Asstt. Vice President
 Corporate Relation Department
 National Stock Exchange of India Limited
 Exchange Plaza, 5th Floor,
 Plot No. C/1, G Block,
 Bandra -Kurla Complex,
 Bandra (East),
 Mumbai-400051

Dear Sir,

Sub:- Extension of Annual General Meeting

SCRIP CODE	: 532746
ABBREVIATED NAME ON BOLT	: UNITY INFRA
SCRIP ID ON BOLT	: UNITY
ISIN	: INE466H01028

Further to our letter Ref. No. UIL/BSE-NSE/LR-30/2018-19/1209 dated 12th September, 2018 and your e-mail dated 25th September, 2018 we would like to inform you as under:

1. The Company has filed GNL-1 with ROC for seeking extension of three months for holding its Annual General Meeting for the financial year ending 31st March, 2018.
2. On 12th September, 2018 it was not getting uploaded might be because of internet issue, On 13th there was holiday, hence the Company filed the announcement on NEAPS on 14th September, 2018 at 12.29 p.m. It was received by NSE vide NEAPS Application No. 2018/Sep/2415/2559 and the Company has received acknowledgement dated 14th September, 2018.
3. With this Announcement the Company has filed (i) Hon'ble NCLT Order dated 20.06.2017 and Order dated 13.12.2017 (ii) Resolution passed at the meeting of RP and Key managerial Personnel dated 07.09.2018 and GNL-1 filed with ROC.
4. We are now submitting here with confirmation from Advocate Desai & Diwanji for filing Application under section 33 of the Insolvency and bankruptcy Code, 2016 with confirmation mail.
5. We are submitting hard copies of the same as you directed.

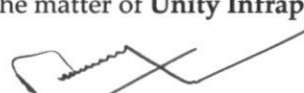
Under the circumstances, Annual Report of the Company for the financial year ending 31st March, 2018 will be submitted to the exchanges only after it approval and adoption in the annual general meeting, which may please be noted.

Please take the same on records.

Thanking you

Yours faithfully,

For and On behalf of Resolution Professional
 in the matter of **Unity Infraprojects Limited**



Prakash B. Chavan

Group Company Secretary and Head – Legal and
 Compliance Officer



Prakash Chavan

From: Mansi Chheda (LISCO) <mchheda@nse.co.in>
Sent: 25 September 2018 12:35 PM
To: prakashc@unityinfra.com
Cc: Divya Poojari (LISCO); Sandeep Dhamal (LISCO); Sailee Pawaskar (LISCO); Jyotsna . (LISCO)
Subject: UNITY-Announcement required

Dear Sir/Madam,

We have not received a copy of announcement regarding " The Company was under Corporate Insolvency Resolution Process under Insolvency and Bankruptcy Code, 2016 vide NCLT Mumbai Bench Order dated 20.6.2017 and Order dated 13.12.2017 i.e. upto 16.3.2018. 2. On 20.3.2018, Resolution Professional had made an application before Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench for obtaining Liquidation Order and the same is pending for disposal. 3. At the meeting of Resolution Professional & Key Management Personnel held on 7.9.2018, it was decided to make an application to the Registrar of Companies, Maharashtra, Mumbai seeking 3 months extension to hold Annual General Meeting of the Company for the Financial Year 2017-18."

Requesting you to send the copy of the same and file on NEAPS immediately.

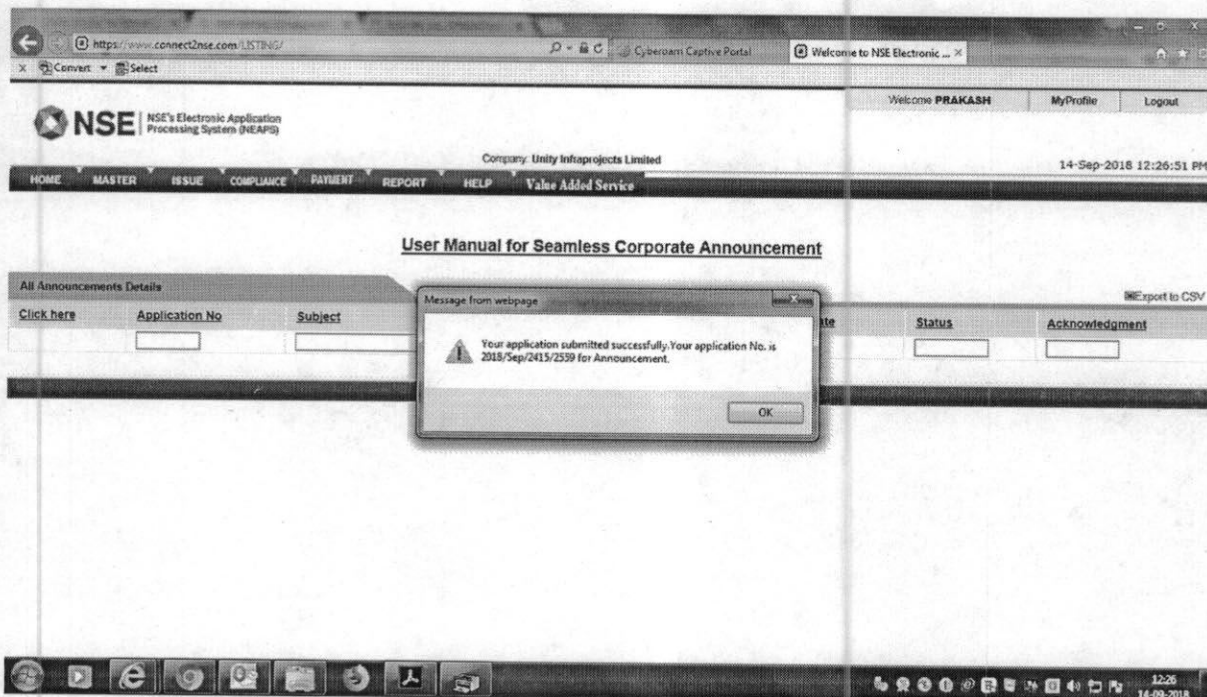
Kindly provide the reason for delay.

Mansi Chheda
Manager – Listing Compliance
National Stock Exchange of India Limited (NSE)
Exchange Plaza, Bandra Kurla Complex, Bandra East, Mumbai – 400051
Board Line: 022 26598100 (Extn: 23412); Direct Line: 022 26598235



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NSE
National Stock Exchange Of India Limited

Date of Download 14-Sep-2018

NSE Acknowledgement

Symbol:-	UNITY
Name of the Company: -	Unity Infraprojects Limited
Submission Type:-	Announcements
Short Description:-	Extension of Annual General Meeting
Date of Submission:-	14-Sep-2018 12:29:29 PM
NEAPS App. No:-	2018/Sep/2415/2559

Disclaimer : We hereby acknowledge receipt of your submission through NEAPS. Please note that the content and information provided is pending to be verified by NSEIL.



CERTIFIED TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING OF RESOLUTION PROFESSIONAL AND KEY MANAGERIAL PERSONNEL OF UNITY INFRAPROJECTS LIMITED HELD ON FRIDAY, 7TH SEPTEMBER, 2018 AT 4.00 P.M. AT THE REGISTERED OFFICE OF THE COMPANY, 1252, PUSHPANJALI APTS., OLD PRABHADEVI ROAD, PRABHADEVI, MUMBAI – 400025 WHERE PROPER QUORUM WAS PRESENT.

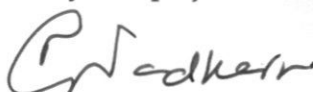
“RESOLVED THAT pursuant to the provisions of proviso to section 96(1) of the Companies Act, 2013, approval of the Committee of Resolution Professional and Key Managerial Personnel be and is hereby accorded to make an application to the Registrar of Companies, Maharashtra(Mumbai) seeking its approval to grant extension of 3 months’ time for holding the next Annual General Meeting of the Company i.e. on or before 31st December 2018.

RESOLVED FURTHER THAT Shri Prakash B Chavan , Group Company Secretary and Head Legal of the Company be and is hereby authorized to make, sign and file the requisite application to the ROC, for and on behalf of the Company and to do all such acts, deeds and things as may be required or considered necessary or incidental thereto.”

RESOLVED FURTHER THAT certified true copy of the aforesaid resolution duly signed by Madhav Nadkarni, Chief Financial Officer on behalf of Resolution Professional of the Company be issued for the purpose.”

CERTIFIED TRUE COPY

**For and On behalf of Resolution Professional-
Unity Infraprojects Limited**



**Madhav Nadkarni
Chief Financial Officer**



**BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH, MUMBAI
C. P. NO. 1058/I & BP/NCLT/MAH/2017**

**Coram: B.S.V. Prakash Kumar, Member (Judicial) &
V. Nallasenapathy, Member (Technical)**

In the matter of under Section 10 of Insolvency and Bankruptcy Code, 2016 and Rule 7 of the Insolvency and Bankruptcy (Application to Adjudicating Authority), Rules 2016)

And

Unity Infraprojects Limited

.... Corporate Debtor/
Corporate Applicant.

Applicants' Counsel: Mr. Ashish Kamath, a/w Abhishek Kale, Mr. Prashant Kovalik and Mr. Gaurav Chokky, i/b Naik Naik & Co.

ORDER

(Heard 20.06.2017)

(Pronounced on 20.06.2017)

Per V. Nallasenapathy, Member (Technical)

This Company Petition is filed by Unity Infraprojects Limited., u/s 10 of Insolvency and Bankruptcy Code 2016 ("the Code") r/w Rule 7 of Insolvency and Bankruptcy (Application to Adjudicating Authority) Rules 2016 for initiation of Corporate Insolvency Resolution process.

2. The Corporate Debtor says that its registered office is at 1252, Pushpanjali Apartment, Old Prabhadevi Road, Prabhadevi, Mumbai - 400 025, incorporated on 09.04.1997 vide CIN L99999MH1997PLC107153 on the file of Registrar of Companies Maharashtra, having Authorised share capital of Rs.35 crores and paid up share capital of Rs.24,17,53,604/-.

3. The Board of Directors of the Corporate Debtor in their meeting held on 05.06.2017 authorised Mr. Madhav G. Nadkarni, Chief Financial Officer of the Company, to file necessary application under the Code. The Board also proposed Mr. Arun Kapoor of Sumedha Management Solutions Pvt. Ltd., F-206, Army Co-Operative Housing Society, Sector 9, Nerul East, Navi Mumbai - 400 706, Email Id: arun.kapoor58@yahoo.in, Registration No. IBBI/IPA-003/IP-N00030/2017-18/10230,



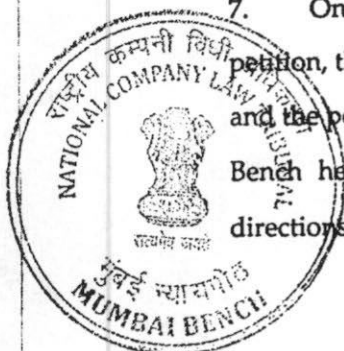
as interim resolution professional, who has given his consent with a declaration that no disciplinary proceedings are pending against him.

4. The Corporate Debtor has disclosed that a sum of Rs. 384.49 crores is in default to various Financial Institutions from 30.12.2014.

5. The Corporate Debtor has enclosed the sanctioned letter / credit arrangement letter issued by the Financial Institutions, disclosed the securities created in favour of the Financial Institution, etc. with the petition. The Corporate Debtor has enclosed the notice dated 18.05.2017 issued by ICICI Bank, Bandra-Kurla Complex, Mumbai recalling the financial assistance of Rs. 412,33,00,000/- (Rupees Four Hundred Twelve Crores and Thirty Three Lakhs only). On 30.05.2017, the said bank has also issued a statutory notice u/s 13(2) of the Securitization and Reconstruction of the Financial Assets and the Enforcement of Security Interest Act 2002. The above clearly shows that the Corporate Debtor is indebted to various creditors as disclosed in the petition and also there is a default in repayment of the loan.

6. The Corporate Debtor has enclosed the audited financial statements for the year ended 31.03.2016 & 31.03.2017, and the provisional financial statement for the period up to 20.05.2017. A list of assets and liabilities of the Corporate Debtor as on 20.05.2017 is also enclosed with the application. The Corporate Debtor also enclosed the list of financial creditors and operational creditors as on 20.05.2017. The Corporate Debtor has disclosed the particulars of debts owed by or to the Corporate Debtor to or by persons connected with it. The details of corporate and personal guarantees given in relation to the debts of the Corporate Debtor, the name and address of the members with details of respective shareholdings and an affidavit in support of the petition were also enclosed with the petition.

7. On reading the petition and the supporting documents annexed with the petition, this Bench is of the view that the corporate debtor has committed a default and the petition contains the particulars as required u/s 10 of the Code. Hence, this Bench hereby admits this petition, declaring moratorium with consequential directions as mentioned below:



(i) That this Bench hereby prohibits the institution of suits or continuation of pending suits or proceedings against the corporate debtor including execution of any judgment, decree or order in any court of law, tribunal, arbitration panel or other authority; transferring, encumbering, alienating or disposing of by the corporate debtor any of its assets or any legal right or beneficial interest therein; any action to foreclose, recover or enforce any security interest created by the corporate debtor in respect of its property including any action under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002; the recovery of any property by an owner or lessor where such property is occupied by or in the possession of the corporate debtor.

(ii) That the supply of essential goods or services to the corporate debtor, if continuing, shall not be terminated or suspended or interrupted during moratorium period.

(iii) That the provisions of sub-section (1) of Section 14 shall not apply to such transactions as may be notified by the Central Government in consultation with any financial sector regulator.

(iv) That the order of moratorium shall have effect from 20.06.2017 till the completion of the corporate insolvency resolution process or until this Bench approves the resolution plan under sub-section (1) of Section 31 or passes an order for liquidation of corporate debtor under Section 33, as the case may be.

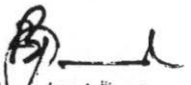
(v) That the public announcement of the corporate insolvency resolution process shall be made immediately as specified under Section 13 of the Code.

(vi) That this Bench hereby appoints Mr. Arun Kapoor of Sumedha Management Solutions Pvt. Ltd., F-206, Army Co-Operative Housing Society, Sector 9, Nerul East, Navi Mumbai – 400 706, Email Id: arun.kapoor58@yahoo.in, Registration No. IBBI/IPA-003/IP-N00030/2017-18/10230, as Interim Resolution Professional to carry the functions as mentioned under Insolvency & Bankruptcy Code.

8. Accordingly, this Petition is admitted.



sd/-
V. NALLASENAPATHY
Member (Technical)
Certified True Copy
Copy Issued "free of cost"
On 28.6.17


Assistant Registrar
National Company Law Tribunal Mumbai Bench

sd/-
B.S.V. PRAKASH KUMAR
Member (Judicial)



NATIONAL COMPANY LAW TRIBUNAL, MUMBAI BENCH, MUMBAI

IN THE NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH

MA 642/2017 in CP 1058/I&BP/2017

Under Section 12(2) of IBC, 2016

The Resolution Professional Applicant

In the matter of

Unity Infraprojects Limited Respondents.

Order delivered on 18.12.2017

Coram: Hon'ble B.S.V. Prakash Kumar, Member (J)
Hon'ble V. Nallasenapathy, Member (T)

For the Applicant: Ms. Ishita Advani, Advocate for RP, i/b Desai & Diwanji
a/w Mr. Alok K. Saksena, IRP

For the Respondent: None

Per B. S. V. Prakash Kumar, Member (Judicial)

ORDER

Oral Order dictated in the open court on 13.12.2017

On the application moved by the Resolution Professional, seeking extension basing on the decision taken by the Committee of Creditors in the meeting held on 10.11.2017, looking at the complexities involved for getting potential resolution plans as stated by the Committee of Creditors, this Bench hereby extends CIRP period for 90 more days, effecting from 16.12.2017, as envisaged under Section 12(2) of the Insolvency and Bankruptcy Code, 2016.

Accordingly, this application is hereby disposed of.

Copy Issued "free of cost"

On 05.01.18

Sd/-

V. NALLASENAPATHY
Member(Technical)

Assistant Registrar

National Company Law Tribunal Mumbai Bench

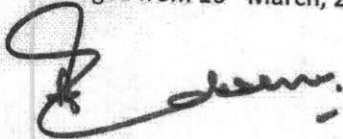
Sd/-
B. S. V. PRAKASH KUMAR
Member (Judicial)



ALOK KAILASH SAKSENA
B.Com, FCA, ACS
Registered Insolvency Professional
1st Floor, Laxmi Building,
Sir P. M. Road, Fort, Mumbai - 400 001.
Email: cirpunity@dsaca.co.in

NOTICE OF DISCHARGE OF ALL THE OFFICERS / EMPLOYEES / WORKMEN

Notice is hereby given to all the officers/employees/workers that Unity Infraprojects Limited is completing its Corporate Insolvency Resolution Process on 16th March 2018 as the maximum period prescribed under the Insolvency and Bankruptcy Code, 2016 comes to end on that date. An application for liquidation is being filed with Hon'ble NCLT Mumbai Bench for obtaining a liquidation order. Pending receipt of liquidation order and considering the provision of section 33(7) of the Insolvency and Bankruptcy Code, 2016 the serving all the officers/employees/workmen stands discharged from 16th March, 2018.



Alok Saksena
Resolution Professional
In the matter of Unity Infraprojects Limited
Registration No. IBBI/IPA-001/IP-P00056/2017-18/10134

Date: 14.03.2018

Place: Mumbai



DESAI & DIWANJI

ADVOCATES, SOLICITORS AND NOTARIES

LENTIN CHAMBERS, DALAL STREET,
FORT, BOMBAY - 400 001.

TEL.: 22651682, 22651729, 22651700
22656778, 226558777
TEL. ADD: REYVAL BOMBAY
FAX: 91-22-22658245
91-22-22606525

625

Ref. No.:

PS/IHA

20th March 2018

BY COURIER

To,

Unity Infraprojects Limited

1252, Pushpanjali Apartments,

Old Prabhadevi Road, Mumbai 400 025,

Dear Sir,

RE: BEFORE THE NATIONAL COMPANY LAW TRIBUNAL,

BENCH, AT MUMBAI

M.A. NO. Diary NO 8233 / 2018 OF 2018

IN

COMPANY PETITION (MAIN) NO. 1058 OF 2017

The Insolvency Resolution Professional

...Applicant

In the matter of:

Unity Infraprojects Limited

...Corporate Debtor

We are concerned for our client, the Insolvency Resolution Professional of Unity Infraprojects Limited.

We send herewith a copy of the Application under Section 33 of the Insolvency and Bankruptcy Code, 2016 along with the exhibits, and Affidavit in Support thereof, as and by way of service upon you.

Kindly acknowledge receipt of the same.

Yours Faithfully,

M/s. Desai & Diwanji

Ishita Alwan

For Partner

Advocates for the Applicant

Encl.: As above

*Received
22/03/2018*





Desai Saksena <cirpunity@dsaca.co.in>

Application for liquidation in case Unity Infraprojects Ltd

Ishita Advani <ishita.advani@desaidiwanji.com>

Wed, Mar 28, 2018 at 4:33 PM

To: Desai Saksena <cirpunity@dsaca.co.in>

Cc: Parth Sharma <parth.sharma@desaidiwanji.com>, Alok Saxena <aks@dsaca.co.in>

Dear Mr. Sinde,

Please see attached a scan of the Miscellaneous Application under section 33 of the Insolvency Bankruptcy Code, 2016, filed on 20th March 2018 on behalf of the RP, Mr. Alok Saksena. The Diary Number is 8233 of 2018. We will let you know as soon as the M.A. is given a final number.

Best Regards,

Ishita

Ishita Advani

Desai & Diwanji
Lentin Chambers
Dalal Street, Fort
Mumbai 400001

Tel: +91 (22) 3984 1000 / 2265 1682

Fax: +91 (22) 2265 8245

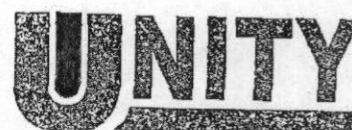
Email: ishita.advani@desaidiwanji.com

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From: Desai Saksena [mailto:cirpunity@dsaca.co.in]**Sent:** Wednesday, March 28, 2018 11:04 AM**To:** Ishita Advani <ishita.advani@desaidiwanji.com>**Cc:** Parth Sharma <parth.sharma@desaidiwanji.com>; Alok Saxena <aks@dsaca.co.in>**Subject:** Application for liquidation in case Unity Infraprojects Ltd

[Quoted text hidden]

**Section 33 Application - Unity Infra.pdf**
12125K



INFRAPROJECTS LIMITED

12th September, 2018

UIL/BSE-NSE/LR/30/2018-19/1209

BY ONLINE

Deputy General Manager Dept. of Corporate Services BSE Limited P.J. Tower, Dalal Street, Mumbai 400 001 Fax: 2272 2037/39/41/61 2272 2082/3132	The Asstt. Vice President Corporate Relation Department National Stock Exchange of India Limited Exchange Plaza, 5th Floor, Plot No. C/1, G Block, Bandra -Kurla Complex, Bandra (East), Mumbai-400051
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Dear Sir,

Sub:- Disclosure of Event in pursuance of Regulation 30 and 34 of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015.

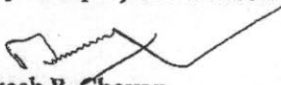
SCRIP CODE : 532746
 ABBREVIATED NAME ON BOLT : UNITY INFRA
 SCRIP ID ON BOLT : UNITY
 ISIN : INE466H01028

Pursuant to Regulation 30 and 34 of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015, we would like to inform you as under:

1. The Company was under Corporate Insolvency Resolution Process under Insolvency and Bankruptcy Code, 2016 vide NCLT Mumbai Bench Order dated 20th June, 2017 and Order dated 13th December, 2017 i.e. upto 16th March, 2018.
2. On 20th March, 2018, Resolution Professional had made an application before Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench for obtaining Liquidation Order and the same is pending for disposal.
3. At the meeting of Resolution Professional & Key Management Personnel held on 7th September, 2018, it was decided to make an application to the Registrar of Companies, Maharashtra, Mumbai seeking 3 months extension to hold Annual General Meeting of the Company for the Financial Year 2017-18. The copy of the Board resolution is enclosed herewith.

Please take the same on records.

Thanking you
 Yours faithfully,
 For and on behalf of Resolution Professional
 Unity Infraprojects Limited


 Prakash B. Chavan
 Group Company Secretary and Head - Legal and
 Compliance Officer
 Membership No. FCS-4690



MINISTRY OF CORPORATE AFFAIRS

RECEIPT

G.A.R.7

SRN : H10721843

Service Request Date : 12/09/2018

Payment made into : ICICI Bank

Received From :

Name : Corporate Solution
Address : B/302, Greenpark Apartments
P. P. Marg, Virat Nagar, Virar (West)
Thane, Maharashtra
India - 401303

Entity on whose behalf money is paid

CIN: L99999MH1997PLC107153
Name : UNITY INFRAPROJECTS LIMITED
Address : 1252 PUSHPANJALI APARTMENTS,
OLD PRABHADEVI ROAD,
MUMBAI, Maharashtra
India - 400025

Full Particulars of Remittance

Service Type: eFiling

Service Description	Type of Fee	Amount(Rs.)
Fee For Form GNL-1	Normal	600.00
Total		600.00

Mode of Payment: Credit Card- ICICI Bank

Received Payment Rupees: Six Hundred Only

Note: The defects or incompleteness in any respect in this eForm as noticed shall be placed on the Ministry's website (www.mca.gov.in). In case the eForm is marked as RSUB or PUCL, please resubmit the eForm or file Form GNL-4(Addendum), respectively. Please track the status of your transaction at all times till it is finally disposed off. (Please refer Rule 10 of the Companies (Registration offices and Fees) Rules, 2014) It is compulsory to file Form GNL-4 (Addendum) electronically within the due date whenever the document is put under PUCL, failing which the system will treat the document as invalid and will not be taken on record in accordance with Rule 10(4) of the Companies (Registration offices and Fees) Rules, 2014



FORM NO. GNL-1

[Pursuant to rule 12(2) of the Companies
(Registration offices and Fees) Rules, 2014]



Form for filing an application with
Registrar of Companies

Form language ☒ English ☐ Hindi

Note - All fields marked in * are to be mandatorily filled.

1. *Category of applicant

Company

2. *Name of office of the registrar of Companies (RoC) to which application is being made

Registrar of Companies, Mumbai

3. (a) Corporate identity number (CIN) or foreign company

registration number (FCRN) of the company or **RUN** reference number

(Service request number (SRN) of **RUN**)

L999999MH1997PLC107153

Pre-fill

(b) Global location number (GLN) of company

4. (a) Name of the company

UNITY INFRAPROJECTS LIMITED

(b) Address of the
registered office or
of the principal place
of business in India
of the Company

1252 PUSHPANJALI APARTMENTS,
OLD PRABHADEVI ROAD,
MUMBAI
Maharashtra
400025
India

(c) e-mail ID of the company

prakashc@unityinfra.com

5. Details of applicant (in case category is others)

(a) Name

(b) Address

Line I

Line II

(c) City

(d) State

(e) ISO country code

(f) Country

(g) Pin code

(h) e-mail ID

6. *Application filed for

- ☐ Compounding of offences
☒ Extension of period of annual general meeting by three months
☐ Scheme of arrangement, amalgamation
☐ Others

7. If Others, then specify



8. *Details of application

Extension of three month time to hold Annual General Meeting of the Company for the F.Y. ended 2018 under third proviso to section 96(1) of the Companies Act, 2013

9. In case of application for compounding of offences, provide the following details

(a) Whether application for compounding offence is filed in respect of

☐ Company ☐ Director ☐ Manager or Secretary or CEO or CFO ☐ Other

(b) Number of person(s) for whom the application is being filed

(c) Details of person(s) for whom the application is being filed

(i)	Category	Director identification number (DIN) or income-tax permanent account number (income-tax PAN) or passport number		Pre-fill
	Name			
(ii)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			
(iii)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			
(iv)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			
(v)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			
(vi)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			
(vii)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			
(viii)	Category	DIN or income-tax PAN or passport number		Pre-fill
	Name			



(d) Whether application is being filed

☐ Suo-motu ☐ In pursuance to notice received from RoC or any other competent authority

(e) Notice number and date of notice

(f) Section for which application is being filed

(g) Brief particulars as to how the default has been made good

10. In case of application is made for extension of period of an AGM, mention financial year end date in respect of which the application is being filed

31/03/2018

(DD/MM/YYYY)

11.(a) Service request number of Form MGT-14

H10671956

(b) Date of passing special or ordinary resolution

07/09/2018

(DD/MM/YYYY)

(c) Date of filing form MGT-14

12/09/2018

(DD/MM/YYYY)

12. Total amount of stamp duty paid or stamp paper



Attachments

1. Board Resolution
2. Scheme of arrangement, amalgamation
3. *Detailed application
4. Copy of notice received from RoC or any other competent authority
5. Other attachments - if any

Attach

Attach

Attach

Attach

Attach

List of attachments

board resolution.pdf
Appln to Registrar for extension of AGM.pdf

Remove Attachment

Verification

To the best of my knowledge and belief, the information given in this application and its attachments is correct and complete.

- ☒ I have been authorised by the Board of directors' resolution number dated (DD/MM/YYYY) to sign and submit this application.
- ☐ I am duly authorised to sign and submit this form.

To be Digitally signed by

Managing Director or director or manager or secretary or CEO or CFO (in case of an Indian company or an authorised representative (in case of a foreign company) or other)

PRAKASH
H BALOO
CHAVAN

Designation

Company Secretary

DIN of the director or Managing Director or; income-tax PAN of the manager or authorised representative; or CEO or CFO Membership number

4690

Certificate by practicing professional

I declare that I have been duly engaged for the purpose of certification of this form. It is hereby certified that I have gone through the provisions of the Companies Act, 2013 and rules thereunder for the subject matter of this form and matters incidental thereto and I have verified the above particulars (including attachment(s)) from the original/certified records maintained by the Company/ applicant which is subject matter of this form and found them to be true, correct and complete and no information material to this form has been suppressed. I further certify that:

- i. The said records have been properly prepared, signed by the required officers of the Company and maintained as per the relevant provisions of the Companies Act, 2013 and were found to be in order;
- ii. All the required attachments have been completely and legibly attached to this form

To be digitally signed by

VIKRAM
GANDHI

- ☐ Chartered accountant (in whole-time practice) or ☐ Cost accountant (in whole-time practice) or
- ☒ Company secretary (in whole-time practice)

Whether associate or fellow

☐ Associate

☒ Fellow

Membership number

2074

Certificate of practice number

651

Note: Attention is also drawn to provisions of Section 447, section 448 and 449 of the Companies Act, 2013 which provide for punishment for fraud, punishment for false statement and punishment for false evidence respectively

Modify

Check Form

Prescrutiny

Submit

For office use only:

eForm Service request number (SRN)

eForm filing date

(DD/MM/YYYY)

Digital signature of the authorising officer

This e-Form is hereby approved

This e-Form is hereby rejected

Date of signing

(DD/MM/YYYY)

Confirm submission





CERTIFIED TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING OF RESOLUTION PROFESSIONAL AND KEY MANAGERIAL PERSONNEL OF UNITY INFRAPROJECTS LIMITED HELD ON FRIDAY, 7TH SEPTEMBER, 2018 AT 4.00 P.M. AT THE REGISTERED OFFICE OF THE COMPANY, 1252, PUSHPANJALI APTS., OLD PRABHADEVI ROAD, PRABHADEVI, MUMBAI - 400025 WHERE PROPER QUORUM WAS PRESENT.

"RESOLVED THAT pursuant to the provisions of proviso to section 96(1) of the Companies Act, 2013, approval of the Committee of Resolution Professional and Key Managerial Personnel be and is hereby accorded to make an application to the Registrar of Companies, Maharashtra(Mumbai) seeking its approval to grant extension of 3 months' time for holding the next Annual General Meeting of the Company i.e. on or before 31st December 2018.

RESOLVED FURTHER THAT Shri Prakash B Chavan , Group Company Secretary and Head Legal of the Company be and is hereby authorized to make, sign and file the requisite application to the ROC, for and on behalf of the Company and to do all such acts, deeds and things as may be required or considered necessary or incidental thereto."

RESOLVED FURTHER THAT certified true copy of the aforesaid resolution duly signed by Madhav Nadkarni, Chief Financial Officer on behalf of Resolution Professional of the Company be issued for the purpose."

CERTIFIED TRUE COPY
For and On behalf of Resolution Professional-
Unity Infraprojects Limited

A handwritten signature in black ink, appearing to read "Madhav Nadkarni".

Madhav Nadkarni
Chief Financial Officer





UIL/ROC/Sec-96(1)/0001/2018-19

5th September, 2018

To,

The Registrar of Companies, Maharashtra
Ministry of Corporate Affairs
Everest Building,
100, Marine Drive,
Mumbai - 400002.

Respected Sir,

Sub.: Extension of three month time to hold Annual General Meeting of the Company for the Financial Year ended 31st March, 2018 under third proviso to section 96 (1) of the Companies Act, 2013

Pursuant to the third proviso to section 96 (1) of the Companies Act, 2013, we would like to submit as under:

1. The Company, Unity Infraprojects Limited was under Corporate Insolvency Resolution Process under Insolvency and Bankruptcy Code, 2016 vide NCLT Mumbai Bench Order dated 20th June, 2017 with moratorium period of 180 days i.e up to 16th March, 2018. A copy of the said Order is enclosed and marked as **Annexure- A**.
2. Pursuant to section 17 of the Insolvency and Bankruptcy Code, 2016, from the date of appointment of Interim Insolvency Professional (IRP), the powers of the Board of Directors shall stand suspended and the management of the affairs of the Corporate Debtor (CD) shall vest in the Interim Insolvency Professional (IRP) / Resolution Professional (RP) as the case may be.
3. Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench vide Order dated 13th December, 2017 extended moratorium period 90 days i.e up to 16th March, 2018. A copy of the said Order is enclosed and marked as **Annexure- B**.
4. The Resolution Plan received by the Resolution Professional was not acceptable to Committee of Creditors (COC) and it was rejected.
5. Resolution Professional vide his notice of discharge dated 14th March, 2018 had discharged from the services of the Company all the officers/Employees/workmen etc. w.e.f. 16th March, 2018 pending disposal of his application for liquidation of the Company to be filed before Hon'ble NCLT. A copy of the said Order is enclosed and marked as **Annexure- C**.
6. On 20th March, 2018, Resolution Professional had made an application before Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench for obtaining Liquidation Order and the same is pending for disposal.



INFRAPROJECTS LIMITED

7. Pursuant to the first proviso to section 96(1) of the Companies Act, 2013, the Company is required to hold its Annual General Meeting within the stipulated time prescribed i.e. within 6 months from the date of closing of the financial year viz. on or before 30th September, 2018.
8. Resolution Professional after filing an application before Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench, for obtaining Liquidation Order, it was expected that the application would get disposed off immediately and thereafter being a Liquidator, he would submit his account, hence Accounts of the Company was not finalized.
9. The Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench, heard MA No. 189/2018 in CP(IB)-1058(MB)/2017 filed by the Employees of the Company to quash and set aside the notice of discharge dated 14th March, 2018. The Hon'ble National Company Law Tribunal (NCLT), Mumbai Bench on 28th August, 2018, after hearing RP and Counsel of Employees set aside the notice of discharge dated 14th March, 2018 vide its Order dated 28.08.2018. A copy of the said Order is enclosed and marked as Annexure- D.
10. Once the employees resume their services, it will take some time to finalize Accounts of the Company and its subsidiaries, audit, printing of Annual Report, and 21 days clear notice as provided in section 101 of the Companies Act, 2013.

As on date there are 24514 Shareholders of the Company. The Company has filed Annual Return as on 31st March, 2017 vide SRN G76191188. The filing of Balance Sheet in XBRL got delayed because of filing of Balance sheet of its subsidiaries stand alone and their consolidation. The Company had sought extension of three months for holding Annual General Meeting last year on the grounds related to Corporate Insolvency Resolution Process (CIRP) process.

Therefore, we are seeking extension upto 30th December, 2018 (three months) for holding 21st Annual General Meeting of the Company.

The Company hereby undertakes to comply with all the required compliances under the Companies Act, 2013 and the necessary steps will be taken to reduce the time period to convene the 21st Annual General Meeting.

Thanking you,
Yours faithfully,
For and on behalf of Resolution Professional
In the matter of **Unity Infraprojects Limited**


Prakash B. Chavan
Group Company Secretary and Head - Legal and
Compliance Officer
Membership No. FCS-4690

Encl: As Above.



NATIONAL COMPANY LAW TRIBUNAL, MUMBAI BENCH, MUMBAI

C.P. No.1058/I&B/2017

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH, MUMBAI
C. P. NO. 1058/I & BP/NCLT/MAH/2017

Coram: B.S.V. Prakash Kumar, Member (Judicial) &
V. Nallasenapathy, Member (Technical)

In the matter of under Section 10 of Insolvency and Bankruptcy Code, 2016
and Rule 7 of the Insolvency and Bankruptcy (Application to Adjudicating
Authority), Rules 2016)

And

Unity Infraprojects Limited

.... Corporate Debtor/
Corporate Applicant.

Applicants' Counsel: Mr. Ashish Kamath, a/w Abhishek Kale, Mr. Prashant
Kovali and Mr. Gaurav Choky, i/b Naik Naik & Co.

ORDER

(Heard 20.06.2017)

(Pronounced on 20.06.2017)

Per V. Nallasenapathy, Member (Technical)

This Company Petition is filed by Unity Infraprojects Limited., u/s 10 of
Insolvency and Bankruptcy Code 2016 ("the Code") r/w Rule 7 of Insolvency and
Bankruptcy (Application to Adjudicating Authority) Rules 2016 for initiation of
Corporate Insolvency Resolution process.

2. The Corporate Debtor says that its registered office is at 1252, Pushpanjali
Apartment, Old Prabhadevi Road, Prabhadevi, Mumbai - 400 025, incorporated on
09.04.1997 vide CIN L99999MH1997PLC107153 on the file of Registrar of
Companies Maharashtra, having Authorised share capital of Rs.35 crores and paid
up share capital of Rs.24,17,53,604/-.

3. The Board of Directors of the Corporate Debtor in their meeting held on
05.06.2017 authorised Mr. Madhav G. Nadkar, Chief Financial Officer of the
Company, to file necessary application under the Code. The Board also proposed
Mr. Arun Kapoor of Sumedha Management Solutions Pvt. Ltd., F-206, Army Co-
Operative Housing Society, Sector 9, Nerul East, Navi Mumbai - 400 706, Email Id:
arun.kapoor58@yahoo.in, Registration No. IBBI/IPA-003/IP-N00030/2017-18/10230,



(i) That this Bench hereby prohibits the institution of suits or continuation of pending suits or proceedings against the corporate debtor including execution of any judgment, decree or order in any court of law, tribunal, arbitration panel or other authority; transferring, encumbering, alienating or disposing of by the corporate debtor any of its assets or any legal right or beneficial interest therein; any action to foreclose, recover or enforce any security interest created by the corporate debtor in respect of its property including any action under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002; the recovery of any property by an owner or lessor where such property is occupied by or in the possession of the corporate debtor.

(ii) That the supply of essential goods or services to the corporate debtor, if continuing, shall not be terminated or suspended or interrupted during moratorium period.

(iii) That the provisions of sub-section (1) of Section 14 shall not apply to such transactions as may be notified by the Central Government in consultation with any financial sector regulator.

(iv) That the order of moratorium shall have effect from 20.06.2017 till the completion of the corporate insolvency resolution process or until this Bench approves the resolution plan under sub-section (1) of Section 31 or passes an order for liquidation of corporate debtor under Section 33, as the case may be.

(v) That the public announcement of the corporate insolvency resolution process shall be made immediately as specified under Section 13 of the Code.

(vi) That this Bench hereby appoints Mr. Arun Kapoor of Sumedha Management Solutions Pvt. Ltd., F-206, Army Co-Operative Housing Society, Sector 9, Nerul East, Navi Mumbai - 400 706, Email Id: arun.kapoor58@yahoo.in, Registration No. IBBI/IPA-003/IP-N00030/2017-18/10230, as Interim Resolution Professional to carry the functions as mentioned under Insolvency & Bankruptcy Code.

8. Accordingly, this Petition is admitted.



sd/- Certified True Copy
Copy Issued "free of cost"
28.6.17
V. MALLASENAPATHY
Member (Technical)

Assistant Registrar

National Company Law Tribunal Mumbai Bench



sd/-

B.S.V. PRAKASH KUMAR
Member (Judicial)



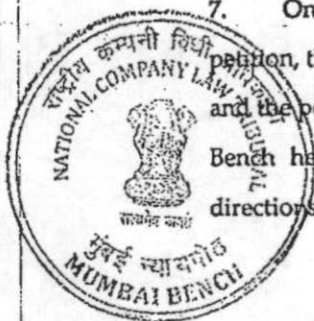
as interim resolution professional, who has given his consent with a declaration that no disciplinary proceedings are pending against him.

4. The Corporate Debtor has disclosed that a sum of Rs. 384.49 crores is in default to various Financial Institutions from 30.12.2014.

5. The Corporate Debtor has enclosed the sanctioned letter / credit arrangement letter issued by the Financial Institutions, disclosed the securities created in favour of the Financial Institution, etc. with the petition. The Corporate Debtor has enclosed the notice dated 18.05.2017 issued by ICICI Bank, Bandra-Kurla Complex, Mumbai recalling the financial assistance of Rs. 412,33,00,000/- (Rupees Four Hundred Twelve Crores and Thirty Three Lakhs only). On 30.05.2017, the said bank has also issued a statutory notice u/s 13(2) of the Securitization and Reconstruction of the Financial Assets and the Enforcement of Security Interest Act 2002. The above clearly shows that the Corporate Debtor is indebted to various creditors as disclosed in the petition and also there is a default in repayment of the loan.

6. The Corporate Debtor has enclosed the audited financial statements for the year ended 31.03.2016 & 31.03.2017, and the provisional financial statement for the period up to 20.05.2017. A list of assets and liabilities of the Corporate Debtor as on 20.05.2017 is also enclosed with the application. The Corporate Debtor also enclosed the list of financial creditors and operational creditors as on 20.05.2017. The Corporate Debtor has disclosed the particulars of debts owed by or to the Corporate Debtor to or by persons connected with it. The details of corporate and personal guarantees given in relation to the debts of the Corporate Debtor, the name and address of the members with details of respective shareholdings and an affidavit in support of the petition were also enclosed with the petition.

7. On reading the petition and the supporting documents annexed with the petition, this Bench is of the view that the corporate debtor has committed a default and the petition contains the particulars as required u/s 10 of the Code. Hence, this Bench hereby admits this petition, declaring moratorium with consequential directions as mentioned below:



NATIONAL COMPANY LAW TRIBUNAL, MUMBAI BENCH, MUMBAI

IN THE NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH

MA 642/2017 in CP 1058/1&BP/2017

Under Section 12(2) of IBC, 2016

The Resolution Professional Applicant

In the matter of

Unity Infraprojects Limited Respondents

Order delivered on 18.12.2017

Coram: Hon'ble B.S.V. Prakash Kumar, Member (J)
Hon'ble V. Nallasenapathy, Member (T)For the Applicant: Ms. Ishita Advani, Advocate for RP, 1/b Desai & Diwari
a/w Mr. Alok K. Saxena, IRP

For the Respondent: None

Per B. S. V. Prakash Kumar, Member (Judicial)

ORDER**Oral Order dictated in the open court on 13.12.2017**

On the application moved by the Resolution Professional, seeking extension having on the decision taken by the Committee of Creditors in the meeting held on 10.11.2017, looking at the complexities involved for getting potential resolution plans as stated by the Committee of Creditors, this Bench hereby extends CIRP period for 90 more days, effecting from 16.12.2017, as envisaged under Section 12(2) of the Insolvency and Bankruptcy Code, 2016.

Accordingly, this application is allowed and the CIRP is

Copy Issued "free of cost"

On 05.01.18

Sd/-

V. NALLASENAPATHY
Member(Technical)

Assistant Registrar

National Company Law Tribunal Mumbai Bench

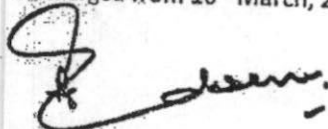
Sd/-

B. S. V. PRAKASH KUMAR
Member (Judicial)

ALOK KAILASH SAKSENA
B.Com, FCA, ACS
Registered Insolvency Professional
1st Floor, Laxmi Building,
Sir P. M. Road, Fort, Mumbai - 400 001.
Email: cirpunity@dsaca.co.in

NOTICE OF DISCHARGE OF ALL THE OFFICERS / EMPLOYEES / WORKMEN

Notice is hereby given to all the officers/employees/workers that Unity Infraprojects Limited is completing its Corporate Insolvency Resolution Process on 16th March 2018 as the maximum period prescribed under the Insolvency and Bankruptcy Code, 2016 comes to end on that date. An application for liquidation is being filed with Hon'ble NCLT Mumbai Bench for obtaining a liquidation order. Pending receipt of liquidation order and considering the provision of section 33(7) of the Insolvency and Bankruptcy Code, 2016 the serving all the officers/employees/workmen stands discharged from 16th March, 2018.



Alok Saksena

Resolution Professional

In the matter of Unity Infraprojects Limited

Registration No. IBBI/IPA-001/IP-P00056/2017-18/10134

Date: 14.03.2018

Place: Mumbai



IN THE NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH

MA 189/2018
in C.P. (IB) 1058(MB)/2017

Under section 10 of the IBC, 2016

Miscellaneous Application moved by
Maj.(Retd.) G.S. Reddy & Ors.
.... Applicants

v/s.

Mr. Alok K. Saxena
Resolution Professional Respondent

In the matter of
Unity Infraprojects Ltd.
.... Petitioner

Order delivered on 28.08.2018

Coram: Hon'ble Shri. B.S.V. Prakash Kumar, Member (Judicial)
Hon'ble Shri. Ravikumar Duraisamy, Member (Technical)

For the Petitioner : 1. Mr. Ravi Kadam, Sr. Counsel
2. Mr. Chirag Mody, Counsel a/w
3. Mr. Munaf Virjee, Adv.
4. Ms. Etika Srivastava, Adv.
i/b ABH Law LLP

For the Respondent : 1. Ms. Ishita Advani, Adv.
i/b Desai & Diwanji
2. Mr. Alok Saxena, RP

Per B.S.V. Prakash Kumar, Member (Judicial)

ORDER

Order dictated in the open court on 28.08.2018

On MA No. 189/2018 in CP(IB)-1058(MB)/2017 filed by the Employees of the Corporate Debtor seeking relief from this Bench to quash and set aside the Notice of Discharge dated 14.03.2018 issued by the Resolution Professional (RP), discharging all the officers/employees/workmen of the company from their employment and



NATIONAL COMPANY LAW TRIBUNAL, MUMBAI BENCH

MA 189/2018 in
C.P.(IB)1058(MB)/2017

also direction to the RP and the Committee of Creditors (CoC) to carry-out the business and continue the operations of Unity Infraprojects Ltd. as a going concern.

2. When this Bench put to the RP that under what section of law he has passed such an order discharging the employees from their employment even before liquidation order has been passed, realising the mistake he has done, he has filed an affidavit dated 28.08.2018 withdrawing the said Notice of Discharge, this Bench, in view of such affidavit filed by the RP, without making any observations against this RP, hereby set aside the notice of discharge dated 14.03.2018 issued by the RP herein.

3. We believe it is contextual to mention here that the RP on his own has no right under this Code to discharge the workforce of the company while discharging the functions of the RP. However, for having this RP realised the mistake he has done, this application is hereby disposed of with a direction to the RP to consider the employees as before without giving any effect to the Notice of Discharge dated 14.03.2018.

3. Accordingly, this application. (MA No. 189/2018 in CP(IB)-1058(MB)/2017) is hereby disposed of.

SD/-

RAVIKUMAR DURASAMY
MEMBER (TECHNICAL)

SD/-

B.S.V. PRAKASH KUMAR
MEMBER (JUDICIAL)

Encl.: Affidavit.



The H'ble Members,
National Company Law Tribunal,
Mumbai

Affidavit

Plaintiffs,

Re: Unity Infra Projects Ltd.

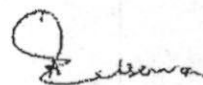
I, Atul K. Sakseena, Insolvency Professional
of Unity Infra Projects Ltd State:

1. I state that by notice dated 14.03.2018
withdrewn discharged the Employees of
the corporate debtor on the ground that
the bank balance was Rs 18,73.06. (as March 2018)

2. I withdraw say that I was constrained to
issue the said notice however I undertake
to withdraw the said notice of discharge as
the Employees get discharged on the date of
passing of liquidator order by the NCLT Tribunal.

Dated: 20th August 2018

Place: Mumbai



Atul K. Sakseena

